



City of Napoleon, Ohio

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

Memorandum

To: Mayor and Members of City Council
From: Roxanne Dietrich, Clerk of Council
cc: Joel L. Mazur-City Manager,
Billy D. Harmon-City Law Director,
Kelly O'Boyle-Finance Director
Date: December 21, 2020
Subject: General Information

CALENDAR

MONDAY, DECEMBER 21ST

City Council Meeting @ 7:00 pm

APPROVAL OF MINUTES – December 7, 2020 City Council Meeting Minutes

HENRY COUNTY CHAMBER BUDGET PRESENTATION (JOEL MILLER)

INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

1. Ordinance No. 076-20, an Ordinance Authorizing a one-time gross payment for the City of Napoleon, Ohio Law Director; and Declaring an Emergency
2. Ordinance No. 077-20, an Ordinance Authorizing a one-time gross payment to the City of Napoleon, Ohio City Manager; and Declaring an Emergency
3. Ordinance No. 078-20, an Ordinance Authorizing a one-time gross payment to the City of Napoleon, Ohio Finance Director; and Declaring an Emergency
4. Ordinance No. 079-20, an Ordinance Supplementing the Annual Appropriation Measure (Supplement No. 8) for the year 2020; and Declaring an Emergency. (Suspension Requested)
5. Ordinance No. 080-20, an Ordinance Authorizing the Finance Director to make Appropriation Transfers (Transfer of Appropriation 4) from One Appropriation Line Item to Another Appropriation Line Item pursuant to O.R.C. Section 5705.40 for the Fiscal Year Ending December 31, 2020 as listed in Exhibit "A;" and Declaring an Emergency. (Suspension Requested)
6. Resolution No. 081-20, a Resolution Authorizing the Finance Director to Transfer Certain Fund Balances (Transfer No. 5) from Respective Funds to Other Funds per ORC Section 5705.14 on an as needed basis in Fiscal Year 2020, listed in Exhibit "A;" and Declaring an Emergency. (Suspension Requested)
7. Resolution No. 082-20, a Resolution Authorizing the City Manager to enter into a Supplemental Agreement with Ekoton USA Corporation Without the Necessity of Public Bidding, further Authorizing the Expenditure of Funds in excess of Twenty-Five Thousand Dollars (\$25,000); and Declaring an Emergency. (Suspension Requested)

Enclosed is Memorandum from Chad regarding the need to Single Source Belt Press Rental

SECOND READINGS OF ORDINANCES AND RESOLUTIONS

1. **Resolution No. 072-20**, a Resolution Extending the Provisions contained in Ordinance No. 021-18 and Resolution No. 086-19, wherein Council Imposed a Temporary Reduction and/or Temporary Elimination of Certain Residential Building Permit Fees; and Declaring an Emergency
2. **Ordinance No. 074-20**, an Ordinance Providing for the Issuance and Sale of Bonds in the Maximum Principal Amount of \$2,500,000, for the Purpose of Paying the Costs of Improving the Municipal Water System by Improving and Rehabilitating the Existing Water Treatment Plant and related Storage Facilities, Rehabilitating the Elevated Storage Tanks, and Acquiring and Improving Related Interests in Real Property, together with all Necessary and Related Appurtenances thereto, and Declaring an Emergency
3. **Ordinance No. 075-20**, an Ordinance Providing for the Issuance and Sale of Bonds in the Maximum Principal Amount of \$3,950,000 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; and Declaring an Emergency
Included in your packet is a Memorandum from Tony with his recommendation to raise the proposed bond limit
4. **Ordinance No. 067-20**, an Ordinance Establishing a New Position Classification Pay Plan for Employees of the City of Napoleon, Ohio for the Year 2021; repealing Ordinance No. 088-19; and Declaring an Emergency

THIRD READINGS OF ORDINANCES AND RESOLUTIONS

1. **Resolution No. 062-20**, a Resolution Authorizing the Expenditure of Funds and Authorizing a Department Director to take Bids on Certain Projects, Services, Equipment, Materials, or Supplies without the Requirement for Additional Legislation to do so in the Year 2021; and Declaring an Emergency
2. **Resolution No. 063-20**, a Resolution Authorizing Expenditure of Funds in Excess of Twenty-Five Thousand Dollars (\$25,000) in and for the Year 2021 as it Relates to Reoccurring Costs Associated with the Operation of the City, for Payment of Expenses, and for Purchases Associated with Vendors Utilized by Multiple Departments within the City; Elimination of Necessity of Competitive Bidding in and for the Year 2021 as it relates to Certain Transactions; and Declaring an Emergency
3. **Ordinance No. 064-20**, an Ordinance Establishing the Appropriation Measure (Budget) of the City of Napoleon, Ohio for the Fiscal Year Ending December 31, 2021, listed in Exhibit "A;" and Declaring an Emergency
4. **Resolution No. 065-20**, a Resolution Authorizing the Finance Director to Transfer Certain Fund Balances from Respective Funds to Other Funds per Section 5705.14 ORC on an as Needed Basis in Fiscal Year 2021, listed in Exhibit "A;" and Declaring an Emergency
5. **Ordinance No. 066-20**, an Ordinance Amending the Allocation of Funds as Found in Sections 193.11 and 194.013 of the Codified Ordinances of the City of Napoleon, Ohio; and Declaring an Emergency
6. **Resolution No. 068-20**, a Resolution Authorizing a Contribution to the Community Improvement Corporation of Henry County, Ohio, in and for the Year 2021; and Declaring an Emergency
7. **Ordinance No. 069-20**, an Ordinance Apportioning the Expenses Incurred Including Wages, Salaries and Fringe Benefits of the Mayor, Council, and Various Other Departments of the City of Napoleon Which Are Not Otherwise Directly Charged to Special and/or Capital Projects Among Various Accounts Effective January 1, 2021; Amending Ordinance No.(S) 104-09 and 087-19; and Declaring an Emergency

GOOD OF THE CITY (Discussion/Action)

1. Approval of Power Supply Cost Adjustment Factor for December 2020 as Power Supply Cost Adjustment 3-month Averaged Factor \$0.02012 and JV2 \$0.031163.
2. PC 20-15 Subdivision Re-plat of Lot D in Hogrefe's Plat II
3. Sewer and Water Rates Recommendation
Two (2) packets of information are included herein. The first one is on the Sewer Rate Model and second is information on the Water Rate Model.
4. Recommendation of Water and Sewer Committee to Amend Codified Ordinance Section 925.08 Placement of Containers
Members of the committee liked the wording used by the City of Wauseon to have their refuse containers picked up in a timely manner, enclosed is a copy of the Codified Ordinance Section from Wauseon.
5. Award Chemical Contracts for the Water Treatment and Wastewater Treatment Plants FY2021
Enclosed is the recommendation for award from Jeff Weis and Dave Pike for each chemical bid on.
6. Award of the Euclid Avenue Sanitary Sewer Improvements Project
As noted on the Memorandum from Chad, seven bids were received with the recommendation of award for Bryan Excavating who had the lowest bid.
7. VanHying Pumping Station Replacement Project
No bids were received on this project. Enclosed is a Memorandum from Chad regarding this project.
8. Change Order No. 2 to Jones & Henry Engineers for the 2021 Wastewater Treatment Plant Improvements Project
The enclosed Memorandum from Chad explains the need for this Change Order.
9. Approval of Crack Sealing Contract with American Pavements, Inc.
Attached is a copy of American Pavements, Inc.'s proposal for the 2021 Crack Sealing program.
10. Approval of 2020 Write-offs for Income Tax, Utilities and EMS Billings
Kelly has provided details on the write-offs for Income Tax, Utilities and EMS Billings and that information is included in your packet.
11. December 2020 Replacement Pages to the Codified Ordinances (direct Law Director to Draft Legislation).
This is for the second bi-annual update to our codified ordinances done by Walter Drane.
12. Transfer of Liquor Permit from Ottawa Oil Co., Inc. to Jay Petroleum, Inc. 330 S. Perry Street
If a hearing is not requested by Council, no action is required.
13. Accept a \$250.00 Donation from Richard Luzny to the Napoleon Police Department
A copy of Richard's note sent with his donation is enclosed.

INFORMATIONAL ITEMS

1. MEETINGS CANCELED
 - a. Park and Rec Committee
 - b. City Tree Commission
 - c. Civil Service Commission

December 2020

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7 8:00 am-Records Commission 7:00 pm – CITY COUNCIL	8 5:00 pm – Planning Commission	9	10	11	12
13	14 6:00 pm – Water/Sewer Committee 6:00 pm - BOPA	15	16	17	18	19
20	21 7:00 pm – CITY COUNCIL	22	23	24 Offices Closed - <i>Floating Holiday</i>	25 Offices Closed 	26
27	28 6:30 pm – Finance & Budget Committee 7:30 pm - Safety and Human Resources Comm	29	30 6:30 pm - Parks & Rec Board	31	January 1, 2021 NEW YEAR'S DAY Offices Closed	

City of Napoleon, Ohio

CITY COUNCIL

MEETING AGENDA

Monday, December 21, 2020 at 7:00 pm

City Council Chambers, 255 West Riverview Avenue, Napoleon, Ohio
The WebEx link to the meeting will be posted at www.napoleonohio.com

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. December 7, 2020 Regular Council Meeting Minutes

D. Citizen Communication

E. Henry County Chamber Budget Presentation (Joel Miller)

F. Reports from Council Committees

1. Electric Committee meeting for December 14, 2020 was canceled.
2. Water, Sewer, Refuse, Recycling and Litter Committee met on December 14, 2020, and;
 - a. referred sewer and water rates recommendation to City Council
 - b. recommended Section 925.08 Placement of Containers be amended to add Refuse and Recycling containers placed at the curb in front of a customer's residence are to be removed from the curb within twenty-four hours after pick up.
3. Municipal Properties, Building, Land Use and Economic Development Committee was canceled due to lack of agenda items.
4. Park and Recreation Committee did not meet tonight due to lack of agenda items.

G. Reports from Other Committees, Commissions and Boards (*Informational Only-Not Read*)

1. Board of Public Affairs met on December 14, 2020, and;
 - a. approved the sewer and water rate increases as recommended
2. City Tree Commission did not meet in December.
3. Civil Service Commission did not meet on December 22, 2020 due to lack of agenda items

H. Introduction of New Ordinances and Resolutions

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I. Second Readings of Ordinances and Resolutions

1. **Resolution No. 072-20**, a Resolution Extending the Provisions contained in Ordinance No. 021-18 and Resolution No. 086-19, wherein Council Imposed a Temporary Reduction and/or Temporary Elimination of Certain Residential Building Permit Fees; and Declaring an Emergency
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J. Third Readings of Ordinances and Resolutions

1. **Resolution No. 062-20**, a Resolution Authorizing the Expenditure of Funds and Authorizing a Department Director to take Bids on Certain Projects, Services, Equipment, Materials, or Supplies without the Requirement for Additional Legislation to do so in the Year 2021; and Declaring an Emergency
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K. Good of the City (Any other business that may properly come before Council, including but not limited to):

1. **Discussion/Action:** Approval of Power Supply Cost Adjustment Factor for December 2020 as Power Supply Cost Adjustment 3-month Averaged Factor \$0.02012 and JV2 \$0.031163.
2. **Discussion/Action:** PC 20-15 Subdivision Re-plat of Lot D in Hogrefe's Plat II
3. **Discussion/Action:** on Sewer and Water Rates Recommendation
4. **Discussion/Action:** on recommendation of Water and Sewer Committee to Amend Codified Ordinance Section 925.08 Placement of Containers
5. **Discussion/Action:** Award Chemical Contracts for the Water Treatment and Wastewater Treatment Plants FY2021
6. **Discussion/Action:** Award of the Euclid Avenue Sanitary Sewer Improvements Project
7. **Discussion/Action:** on VanHying Pumping Station Replacement Project
8. **Discussion/Action:** Change Order No. 2 to Jones & Henry Engineers for the 2021 Wastewater Treatment Plant Improvements Project
9. **Discussion/Action:** Approval of Crack Sealing Contract with American Pavements, Inc.
10. **Discussion/Action:** Approval of 2020 Write-offs for Income Tax, Utilities and EMS Billings
11. **Discussion/Action:** December 2020 Replacement Pages to the Codified Ordinances (direct Law Director to Draft Legislation).
12. **Discussion/Action:** Transfer of Liquor Permit from Ottawa Oil Co., Inc. to Jay Petroleum, Inc. 330 S. Perry Street
13. **Discussion/Action:** Accept a \$250.00 Donation from Richard Luzny to the Napoleon Police Department

L. Executive Session (Economic Development)

M. Approve Payment of Bills and Financial Reports (in the absence of any objections or corrections, the Payment of Bills and Financial Reports shall stand approved.)

N. Adjournment



Roxanne Dietrich - Clerk of Council

A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL

1. **Technology & Communication Committee (1st Monday)**
(Next Regular Meeting: Monday, January 4, 2021 @6:15 pm)
2. **Electric Committee (2nd Monday)**
(Next Regular Meeting: Monday, January 11, 2021 @6:15 pm)
 - a. Review of Power Supply Cost Adjustment Factor for January 2021
 - b. Update on Substations
 - c. Electric Department Report
3. **Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)**
(Next Regular Meeting: Monday, January 11, 2021 @7:00 pm)
 - a. Update on 2021 Wastewater Treatment Plant Improvements Project (March meeting)
4. **Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)**
(Next Regular Meeting: Monday, January 11, 2021 @7:30 pm)
5. **Parks & Recreation Committee (3rd Monday)**
(Next Regular Meeting: Monday, January 18, 2021 @6:00 pm)
6. **Finance & Budget Committee (4th Monday)**
(Next Regular Meeting: Monday, December 28, 2020 @6:30 pm)
 - a. January 25, 2021 – City Council pay
7. **Safety & Human Resources Committee (4th Monday)**
(Next Regular Meeting: Monday, December 28, 2020 @7:30 pm)
8. **Personnel Committee (as needed)**

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

1. **Board of Public Affairs (2nd Monday)**
(Next Regular Meeting: Monday, January 11, 2021 @6:15 pm)
 - a. Review of Power Supply Cost Adjustment Factor for January 2021
 - b. Update on Substations
 - c. Electric Department Report
 - d. Update on 2021 Wastewater Treatment Plant Improvements Project (March meeting)
2. **Board of Zoning Appeals (2nd Tuesday)**
(Next Regular Meeting: Tuesday, January 12, 2021 @4:30 pm)
3. **Planning Commission (2nd Tuesday)**
(Next Regular Meeting: Tuesday, January 12, 2021 @5:00 pm)
4. **Tree Commission (3rd Monday)**
(Next Regular Meeting: Monday, January 18, 2021 @6:00 pm)
5. **Civil Service Commission (4th Tuesday)**
(Next Regular Meeting: Tuesday, December 22, 2020 @4:30 pm)
6. **Parks & Recreation Board (Last Wednesday)**
(Next Regular Meeting: Wednesday, December 30, 2020 @6:30 pm)
7. **Privacy Committee (2nd Tuesday in May & November)**
(Next Regular Meeting: Tuesday, May 11, 2021 @10:30 am)
8. **Records Commission (2nd Tuesday in June & December)**
(Next Regular Meeting: Tuesday, June 8, 2021 @4:00 pm)
9. **Housing Council - Meets First Monday in April (meeting to be scheduled after the TIRC meeting)**
10. **Health Care Cost Committee (as needed)**
11. **Preservation Commission (as needed)**
12. **Napoleon Infrastructure/Economic Development Fund Review Committee [NIEDF] (as needed)**
13. **Tax Incentive Review Council (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 of Napoleon, Ohio
CITY COUNCIL MEETING MINUTES
 Monday, December 7, 2020 at 7:00 pm

PRESENT

Councilmembers	Joseph D. Bialorucki-Council President, Daniel Baer-Council President Pro-Tem, Jeff Comadoll, Lori Siclair, Ken Haase, Ross Durham, Molly Knepley
Mayor	Jason P. Maassel
City Manager	Joel L. Mazur
City Law Director	Billy D. Harmon via WebEx
Finance Director	Kelly O’Boyle via WebEx
City Staff	Dave Mack-Chief of Police Joel Frey-Assistant Fire Chief Dave Pike, Wastewater Treatment Plant Superintendent Tony Cotter, Director of Parks and Recreation and Cemeteries Chad E. Lulfs, P.E., P.S.-Director of Public Works
Clerk of Council	Roxanne Dietrich
Others on WebEx	News Media

ABSENT

CALL TO ORDER

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

APPROVAL OF MINUTES

Hearing no corrections or objections, the minutes from the November 16, 2020 City Council meeting were approved as presented.

CITIZEN COMMUNICATION

None.

REPORTS FROM COUNCIL COMMITTEES

The following committees did not meet in December due to lack of agenda items: Finance and Budget Committee, Safety and Human Resources Committee and the Technology and Communications Committee.

INTRODUCTION OF NEW ORDINANCES AND RESOLUTIONS

RESOLUTION No. 072-20 – BUILDING PERMIT FEES MORATORIUM

Council President Bialorucki read by title Resolution No. 072-20, a Resolution Extending the Provisions contained in Ordinance No. 021-18 and Resolution No. 086-19, wherein Council Imposed a Temporary Reduction and/or Temporary Elimination of Certain Residential Building Permit Fees; and Declaring an Emergency.

Motion: Siclair
to approve First Read of Resolution No. 072-20:

Mazur stated this is a continuation of the residential permit fees that were temporarily omitted for people wanting to build new residential structures in Napoleon. The moratorium is a way to incentivize people to invest in Napoleon. This was reviewed and recommended by the Municipal Properties Committee.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

Council President Bialorucki read by title Ordinance No. 073-20, an Ordinance Supplementing the Annual Appropriation Measure (Supplement No. 7) for the Year 2020; and Declaring an Emergency

O'Boyle said the City received an additional \$120,369.81 COVID Cares Act money in redistribution from other Henry County local government agencies. The funds will be used for personnel costs related to fighting COVID. We are requesting suspension. Siclair asked if this money has to be spent by the end of the month also? O'Boyle replied yes.

Yea-7, Nay-0. Motion Passed.

Yea-7, Nay-0. Motion Passed.

Council President Bialorucki read by title Ordinance No. 074-20, an Ordinance Providing for the Issuance and Sale of Bonds in the Maximum Principal Amount of \$2,500,000, for the Purpose of Paying the Costs of Improving the Municipal Water System by Improving and Rehabilitating the Existing Water Treatment Plant and related Storage Facilities, Rehabilitating the Elevated Storage Tanks, and Acquiring and Improving Related Interests in Real Property, together with all Necessary and Related Appurtenances thereto, and Declaring an Emergency

O'Boyle said this is to change the note that was issued in 2017 for the UV project and stranded cost from joint Water Treatment Plant into a bond. The maximum principal amount is \$2.5 million dollars and that includes the issuance costs. We have to pay down \$80,000. The current note is at \$2,352,000 and that will take the note down to \$2,272,000. The Supplemental Officer's Certificate that I have to present to you for consideration was included in your packet.

Roll call vote to approve First Read of Ordinance No. 074-20
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-
Yea-7, Nay-0. Motion Passed.

Council President Bialorucki read by title Ordinance No. 075-20, an Ordinance Providing for the Issuance and Sale of Bonds in the Maximum Principal Amount of \$3,950,000 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; and Declaring an Emergency

Motion: Comadoll Second: Haase
to approve First Read of Ordinance No. 075-20

O'Boyle stated this ordinance will take our \$3.5 million dollar note for the pool and make it into a sale for a bond in the amount of \$3,950,000 that includes the issuance cost. The Supplemental Officer's Certificate is in your packet. Mazur added we are collecting on the levy right now and this bond is for 20 years. We plan on making sure that funds are set aside for the final payment 20 years from now. If we are collecting in 2020 we will start the payments in 2021 and will have an extra year of collections ahead of time. We want to make sure that money is set aside for that last final payment.

Roll call vote to Approve First Read of Ordinance No. 075-20
Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

EXECUTIVE SESSION – COMPENSATION OF PERSONNEL

Motion: Durham Second: Knepley
to go into Executive Session for Compensation of Personnel

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

Yea-7, Nay-0. Motion Passed.

City Council went in to Executive Session at 7:10 pm.

Motion: Siclair Second: Knepley
to come out of Executive Session for Compensation of Personnel and reconvene the Council meeting at
7:43 pm

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

Yea-7, Nay-0. Motion Passed.

Council President Bialorucki reported No Action was taken.

Law Director Compensation Change

Motion: Durham Second: Siclair
to direct the Law Director to draft Legislation for a compensation change for the Law Director to be a
0% salary increase with a one-time gross stipend of \$2,500 to be paid in January 2021.

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

Yea-7, Nay-0. Motion Passed.

City Manager Compensation Change

Motion: Durham Second: Siclair
to direct the Law Director to draft Legislation for a compensation change for the City Manager to be a 0% salary increase with a one-time gross stipend of \$2,500 to be paid in January 2021.

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

Yea-7, Nay-0. Motion Passed.

Finance Director Compensation

Motion: Durham

Second: Siclair

to direct the Law Director to draft Legislation for the Finance Director compensation change of 0% salary increase with a one-time gross payment of \$2,500 to be paid in January 2021.

Roll call vote on the above motion:

Yea-Knepley, Durham, Haase, Baer, Bialorucki, Siclair, Comadoll

Nay-

Yea-7, Nay-0. Motion Passed.

ORDINANCE NO. 067-20 – 2021 EMPLOYEE PAY PLAN

Council President Bialorucki read by title Ordinance No. 067-20, an Ordinance Establishing a New Position Classification Pay Plan for Employees of the City of Napoleon, Ohio for the Year 2021; repealing Ordinance No. 088-19; and Declaring an Emergency

Motion: Comadoll

Second: Knepley

to approve First Read of Ordinance No. 067-20

Mazur said this is the pay ordinance as discussed in the budget hearings. The changes requested last time were made.

Lulfs asked Council to explain why his cost of living adjustment was singled out in the employee legislation. Bialorucki replied we did not necessarily single you out. As you saw, we did the same with three other positions as well. We felt with the COVID issue and not knowing exactly what our income taxes will be next year we felt this is the safest way. Lulfs– I’m not paid out of the General Fund. Bialorucki-we just feel like giving a one time gross stipend at this time is what would be best for the city and to revisit it next year like we do every year on all of them. Lulfs-you understand this affects not only our standard of living but also our retirement? Bialorucki-what do you mean by that? Lulfs-this does not go towards our retirement under the PERS program. Durham-I cannot speak for everybody, my mindset around this decision was along with the COVID issue and the uncertainty there, for Council as a whole to get a better understanding of the pay ranges of all employees, I would like to see an ad-hoc committee put into place for a salary survey of not only your position, the City Manager’s position and every position held within the city. I think at this point before the results come in from that survey, I felt this was the best point of action. Lulfs-I know we have a lot of members of Council that were not here, but we were audited by the State. I know many members of Council are newer and were not a part of that. I can appreciate the position that you are in but it does not sit well. Siclair–We have been under quite a bit of pressure with the reciprocity credit reduction. We have had communication from citizens about raising the tax and then giving raises to our employees. I just think it is prudent for us to look at and to get a handle on what positions are being paid and how far we are going to allow that to continue to go. Lulfs-as I mentioned, I’m not paid out of the General Fund. Nothing collected from reciprocity goes in my salary. Siclair-without having that printed in the newspaper most people do not know that. Lulfs-I would hope when people ask that question to Council they would tell them that. I’m not saying I don’t understand the position you are in. I hope you understand my position. Siclair-it was not an easy discussion. We have been talking about it for a couple of years. Not you specifically, just in general how do we go about this year after year.

Roll call vote to approve First Read of Ordinance No. 067-20:

Yea-Knepley, Durham, Haase, Baer, Bialorucki, Siclair, Comadoll

Nay-

Yea-7, Nay-0. Motion Passed.

SECOND READING OF ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 062-20 – MASTER BID ORDINANCE FOR 2021

Council President Bialorucki read by title Resolution No. 062-20, a Resolution Authorizing the Expenditure of Funds and Authorizing a Department Director to take Bids on Certain Projects, Services, Equipment,

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 054-20 – AMENDING SWIMMING POOL ADMISSION RATES

Council President Bialorucki read by title Ordinance No. 054-20, an Ordinance Amending Certain Sections of Chapter 955 of the Codified Code of Ordinances of the City of Napoleon, Ohio, specifically Section 955.16, regarding Current Municipal Swimming Pool Admission Rates, also Adding Section 955.16(G) regarding Corporate Membership Pool Admission Rates

Motion: Baer

Second: Comadoll

to pass Ordinance No. 054-20 on Third Read

Mazur stated we are requesting approval on third read of admission rates to the swimming pool that were reviewed by the Park and Rec Board, Park and Rec Committee and City Council under two reads. Siclair asked on top of your golf membership, do you have to pay if you have a personal cart? Now that we have carts legalized, more people may want to drive their own cart to the golf course, do they have to pay above that for their cart? Mazur asked to use their cart on the course even though they do not park it there, or if they do park it there? Cotter explained currently we have a trail fee that includes free storage. If we start to get a lot of golfers that drive their carts to and from the golf course, we may want to look at that. Siclair asked at this point there is no way to opt out? Cotter replied as it stands right now, that fee is still in place. Mazur-is this something we should look at, if there is a use for it? Siclair noted one person brought it to her attention. Mazur said if it becomes an ongoing thing, we can address it or if you want to, we can take a look at it now or get in touch with that individual. We have a trail fee that includes storage but there is not a fee for someone wanting to drive onto the course. Bialorucki asked Cotter if this can be put on the agenda for the next Park and Rec Board meeting. Cotter said right now I am not aware of anyone and was not advised by our golf clubhouse staff that there is an influx of private carts. Siclair and paying for the trail, there should be some costs even if people are using their own cart.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

RESOLUTION NO. 055-20 – CRA Agreement with MSG Investments, Ltd.

Council President Bialorucki read by title Resolution No. 055-20, a Resolution Authorizing a Community Reinvestment Area (CRA) Agreement between the City of Napoleon, Ohio, and MSG Investments, Ltd. within Napoleon CRA #6; and Declaring an Emergency.

Motion: Comadoll

Second: Haase

to pass Resolution No. 055-20 on Third Read

Mazur said this is the third reading for the CRA agreement with MSG Investments. This is the same group that built and owns the Trailwind Apartments.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

ORDINANCE NO. 056-20 – TIF District

Council President Bialorucki read by title Ordinance No. 056-20, an Ordinance Declaring the Improvement of Certain Parcels of Real Property to be a Public Purpose; Declaring such Property to be Exempt from Real

Property Taxation; Designating Specific Public Infrastructure Improvements Made, to be Made, or in the Process of Being Made, that Directly Benefit, or that Once Made will Directly Benefit, the Parcels for which Improvement is Declared to be a Public Purpose; requiring Annual Service Payments in Lieu of Taxes; Providing Related Authorizations pursuant to Ohio Revised Code Sections 5709.40 (B), 5709.42, 5709.43, 5709.832 and 5709.85; and Approving Compensation Agreements with the Boards of Education of the Napoleon Area City School District and the Liberty Center Local School District.

Motion: Comadoll Second: Knepley
to Pass Ordinance No. 056-20 on Third Read

Mazur reported the original legislation did not have an emergency clause, we are requesting an amendment to the ordinance to add an emergency clause. The reason for this request is, we would like the legislation to take effect before the end of the year. We are on third read and would request Council make the change and then we would request the Ordinance be passed under suspension. It has to take effect before the end of the year as it affects the tax evaluation year beginning in 2020. We are requesting Council make the amendment to add the emergency clause and then we are requesting Council suspend the rules so this can be passed.

Motion: Siclair Second: Knepley
to amend Ordinance No. 056-20 by adding an emergency clause

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Motion: Comadoll Second: Knepley
to suspend the rules requiring three readings of Ordinance No. 056-20

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

Motion: Comadoll Second: Baer
to pass Ordinance No. 056-20 under Suspension and Emergency

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

GOOD OF THE CITY (Discussion/Action)

FOURTH QUARTER BUDGET ADJUSTMENTS—SUPPLEMENT NO. 8

Motion: Comadoll Second: Knepley
to direct the Law Director to draft legislation for Supplement No. 8

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley
Nay-

Yea-7, Nay-0. Motion Passed.

FOURTH QUARTER BUDGET ADJUSTMENTS—TRANSFER OF APPROPRIATION NO. 4

Motion: Comadoll Second: Haase
to direct the Law Director to draft legislation for Transfer of Appropriation No. 4

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Sicclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

SINGLE SOURCE RENTAL BELT PRESS WWTP IMPROVEMENTS

Motion: Comadoll

Second: Knepley

to direct the Law Director to draft Legislation to Single Source the Rental for the Belt Press for the WWTP

Mazur reported this will save the City money on the Wastewater Treatment Plant improvements project. There is detailed information in your packet. There are a lot of benefits to this. We have to keep operating the Wastewater Treatment Plant while it is under construction.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Sicclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

TRANSFER OF LIQUOR PERMIT S AND G STORES TO AMERICAN ROAD, LLC

Mazur reported the Petro store was sold and they are transferring the liquor permit to American Road.

No action was taken.

ACCEPTANCE OF \$190 DONATION IN GIFT CARDS FROM SHIRLEY HOUSTON AND FAMILY

Chief Mack stated Mrs. Houston dropped off Subway gift cards in gratitude for everything law enforcement has been going through recently and with the COVID. We plan on using these around the holidays.

Motion: Comadoll

Second: Knepley

to accept the donation of Subway Gift Cards from Shirley Houston and Family in the Amount of \$190 to the Napoleon Police Department

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Sicclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

ACCEPTANCE OF \$2,000 FROM NAPOLEON POLICE OFFICERS FOR EQUIPMENT FOR THE SAFETY CITY PROGRAM

Chief Mack reported the Union approached me wanting to donate \$2,000. As you will recall, during the budget hearings we talked about the mat for Safety City. There are several challenges dealing with Safety City, including the site for the program. This mat will allow the program to go inside and the school agreed to that so they can move the Safety City program inside. The Union felt so strongly about this that they wanted to donate money towards the mat.

Motion: Comadoll

Second: Knepley

to accept the \$2,000 donation from the Napoleon Police Officers Association for the Safety City Program

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Sicclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

ACCEPTANCE OF \$2,000 DONATION FROM THE NAPOLEON POLICE OFFICERS ASSOCIATION FOR THE DARE PROGRAM

Chief Mack said Officer Strickland was were able to get the DARE program up and running. He just had the first week of class last week. The Union approached me about making a donation to the DARE Program with the money to be used for operational items used during the DARE program.

Second: Comadoll

Roll call vote on the above motion:

Nay-

ACCEPTANCE OF \$567.60 DONATION FROM THE LE MAGNETIC INCORPORATION FOR THE PRODUCTION OF THE POLICE DEPARTMENT MAGNETIC 2021 CALENDAR TO BE DESIGNATED FOR THE DARE PROGRAM

Motion: Comadoll

Second: Knepley

Roll call vote on the above motion:

Nav-

AROUND THE TABLE

Knepley. Ross and I went through the Wastewater Treatment Plant, the Fire and Electric Departments. The tours were very enlightening. It was nice to see what is going on in the city, we have a couple more to go. I had a couple of people who use the trail approach me if there is a way to gravel the trail, it is really muddy. Buckeye Trail. Congrats to Officer Strickland and the DARE Program, that is great to see it back.

Comadoll. What is going on with the utility bills? I have had numerous citizens complain they have not received their bill this month or last month. O'Boyle said Smart Bill sent them out when they were supposed to. The delay is with the post office, it happened in June too. We called Smart Bill and they had a couple other clients that it happened to also. We have been answering calls and put a message out on Facebook and Twitter. Comadoll added that needs to be put on our site, they have been complaining to me. Bialorucki noted he saw it on Facebook and it leads you to opt in to be able to do electronically. I know that is not for everybody. Durham asked since the delay was not on our consumers end, are we doing anything like a grace period for the customers who may be tight to pay the bill? O'Boyle no, the bills are due on the 16th, they have plenty of time to pay.

Comadoll continued. We need to put something in place that our garbage and recycling bins need to be picked up in a mannerly amount of time. There have been some at my neighbor's house out for three weeks.

Council President Bialorucki assigned to the Water, Sewer, Refuse, Recycling and Litter Committee pickup of garbage and recycling bins.

Siclair. The Christmas lights looks great as do the lights over Washington Street. Is there an update about the Henry County transportation bus? Mazur said he did not receive an answer yet.

Maassel. The downtown lights look really nice and adds a lot to this time of year.

Is the clubhouse coming down this week, next week? Cotter said probably next week. There is no hurry on our end, the contractor needs to get it out of the way.

I would like to reappoint Ryan Funchion to the Park and Rec Board and appoint Tonya Wagner to Preservation Commission.

Motion: Durham

Second: Knepley

to approve the Mayor appointments of Ryan Funchion to the Parks and Rec Board and Tonya Wagner to the Preservation Commission.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

Maassel continued. Saturday there is a fairly important football game. I suggest you watch the game to the very end. No matter the score, at the end of the game both teams go in front of their respective student bodies and sing their Alma Mater. The loser sings first. The game is at West Point this year for the first time since 1953. Go Army beat Navy.

Baer. Everyone took my comments, I have nothing more to add.

Haase. The meeting with the new owners of the railroad must have worked. There was a derailment behind my house the week after you met with them and they were working on Saturday and Sunday. They may just get it cleaned up.

Is it too late in the year for the street sweeper to be out? East and West Graceway can use a good sweeping. There are a lot of leaves laying around on the nice, new street.

Durham. No items.

Harmon. No items.

Mazur. With COVID we are still battling internally. We have had some positive cases, everyone is doing okay.

Bialorucki. Everyone took what I was going to say.

APPROVE PAYMENT OF BILLS

Hearing no objections or corrections, the payment of bills was approved.

ADJOURNMENT

Motion: Haase

Second: Siclair

to adjourn the City Council meeting at 8:41 pm.

Roll call vote on the above motion:

Yea-Durham, Haase, Baer, Bialorucki, Siclair, Comadoll, Knepley

Nay-

Yea-7, Nay-0. Motion Passed.

Approved:

December 21, 2020

Joseph D. Bialorucki, Council President

Jason P. Maassel, Mayor

Submitted by:

Roxanne Dietrich, Clerk of Council

ORDINANCE NO. 076-20

**AN ORDINANCE AUTHORIZING A ONE TIME GROSS
PAYMENT FOR THE CITY OF NAPOLEON, OHIO LAW
DIRECTOR; AND DECLARING AN EMERGENCY**

WHEREAS, Council desires to authorize a one time gross payment to the City Law Director; and,

WHEREAS, Council desires to make said changes effective with the first pay on or about January 1, 2021; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal Ordinance No. 099-19, and to establish a new Classification Pay Plan; **Now Therefore**,

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

Section 1. That, effective with the first pay period for the year 2021, that commenced on or about December 14, 2020, the biweekly salary of the City Law Director of this City shall be four thousand one hundred seven dollars and thirty-six cents (\$4,107.36) and continue as such each year thereafter, so long as employed, unless modified by Council.

Section 2. That, effective with the first pay of January 2021, the Law Director shall receive a one time gross payment of two thousand five hundred dollars (\$2,500).

Section 3. That, this Ordinance allows the terms and conditions of this pay Ordinance to be retroactively applied, the same being hereby approved as it so exists.

Section 4. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 5. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 6. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 7. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 8. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 9. That, Ordinance No. 099-19 is repealed in its entirety effective December 14, 2020.

Section 10. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 11. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further,

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

Section 12. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 076-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

ORDINANCE NO. 077-20

**AN ORDINANCE AUTHORIZING A ONE TIME GROSS
PAYMENT TO THE CITY OF NAPOLEON, OHIO CITY
MANAGER; AND DECLARING AN EMERGENCY**

WHEREAS, Council desires to authorize a one time gross payment to the City Manager; and,

WHEREAS, Council desires to make said changes effective with first pay on or about January 1, 2021; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal Ordinance No. 100-19, and to establish a new Classification Pay Plan; **Now Therefore**,

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

Section 1. That, effective with the first pay period for the Year 2021, that commences on or about December 14, 2020, the biweekly salary of the City Manager of this City shall be four thousand three hundred forty-six dollars and eighty-one cents (\$4,346.81) and continue as such each year thereafter, so long as employed, unless modified by Council.

Section 2. That, effective with the first pay of January 2021, the City Manager shall receive a one time gross payment of two thousand five hundred dollars (\$2,500).

Section 3. That, this Ordinance shall contain a provision that allows the terms and conditions of this Ordinance to be retroactively applied, the same being hereby approved as it so exists.

Section 4. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 5. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 6. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 7. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 8. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 9. That, Ordinance No. 100-19 is repealed in its entirety effective December 14, 2020.

Section 10. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal

requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 11. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 12. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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, Clerk of Council

I, Roxanne M. Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 077-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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 M. Dietrich, Clerk of Council

ORDINANCE NO. 078-20

**AN ORDINANCE AUTHORIZING A ONE TIME GROSS
PAYMENT TO THE CITY OF NAPOLEON, OHIO FINANCE
DIRECTOR; AND DECLARING AN EMERGENCY**

WHEREAS, Council desires to authorize a one time gross payment to the City Finance Director; and,

WHEREAS, Council desires to make said changes effective with the first pay on or about January 1, 2021; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal Ordinance No. 101-19, and to establish a new Classification Pay Plan; **Now Therefore**,

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

Section 1. That, effective with the first pay period for the Year 2021, that commenced on or about December 14, 2020, the biweekly salary of the City Finance Director of this City shall be three thousand five hundred forty-eight dollars and eight cents (\$3,548.08) and continue as such each year thereafter, so long as employed, unless modified by Council.

Section 2. That effective with the first pay of January 2021, the Finance Director shall receive a one time gross payment of two thousand five hundred dollars (\$2,500).

Section 3. That, this Ordinance allows the terms and conditions of this pay increase to be retroactively applied, the same being hereby approved as it so exists.

Section 4. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 5. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 6. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 7. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 8. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 9. That, Ordinance No. 101-19 is repealed in its entirety effective December 14, 2020.

Section 10. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 11. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 12. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 078-20 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, Clerk of Council

ORDINANCE NO. 079-20

**AN ORDINANCE SUPPLEMENTING THE ANNUAL APPROPRIATION
MEASURE (SUPPLEMENT NO. 8) FOR THE YEAR 2020; AND DECLARING
AN EMERGENCY**

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

Section 1. That, the annual appropriation measure passed in Ordinance No. 082-19 for the fiscal year ending December 31, 2020 shall be supplemented (Supplement No. 8) as provided in Exhibit "A" (one page), attached hereto and made a part hereof.

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

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

Section 4. That, this Ordinance 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 because this Ordinance provides for appropriations for the current expenses of the City which are related to public peace, health or safety; 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 be in effect at the earliest possible time to allow for proper payment of current expenses, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 079-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

ORDINANCE No.

WORKING DRAFT 12.17.20

P. 1 of 1

ORDINANCE NO. 080-20

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO MAKE APPROPRIATION TRANSFERS (TRANSFER OF APPROPRIATION 4) FROM ONE APPROPRIATION LINE ITEM TO ANOTHER APPROPRIATION LINE ITEM PURSUANT TO O.R.C. SECTION 5705.40 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020 AS LISTED IN EXHIBIT "A;" AND DECLARING AN EMERGENCY

WHEREAS, the City appropriates funds by fund, department, and category of personal services and other; and,

WHEREAS, transfer from one appropriation item to another is necessary to provide appropriations for current expenses of the City; **Now Therefore**,

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

Section 1. That, pursuant to Section 5705.40 of the Ohio Revised Code, and this Ordinance, the Finance Director is hereby authorized and directed to transfer from one appropriation item to another, in the Fiscal Year ending December 31, 2020, as listed in Exhibit "A," attached hereto and made a part hereof.

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

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

Section 4. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to assure the prompt and efficient conduct of the municipal operations related to public peace, health or safety of the City; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect 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 be in effect at the earliest possible time to allow for proper payment of current expenses, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 080-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

FISCAL YEAR ENDING 2020- TRANSFER OF APPROPRIATION (No. 4)**Ordinance Number:****Passed:**

	<u>PERSONAL SERVICES</u>	<u>OTHER</u>
FROM :		
TO :		
	-----	-----
Total Transfer of Appropriation	0.00	0.00

Will be added as needed when closing out year

RESOLUTION NO. 081-20

**A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO
TRANSFER CERTAIN FUND BALANCES (TRANSFER NO. 5) FROM
RESPECTIVE FUNDS TO OTHER FUNDS PER ORC. SECTION 5705.14
ON AN AS NEEDED BASIS IN FISCAL YEAR 2020, LISTED IN EXHIBIT
"A;" AND DECLARING AN EMERGENCY**

WHEREAS, the City is a charter municipality having those powers of self government as stated in Article I of its Charter; and,

WHEREAS, in order to provide Fund Balances for approved expenditures in certain funds on an as needed basis, it is necessary to transfer funds from respective funds to other funds; **Now Therefore**,

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

Section 1. That, pursuant to Section 5705.14 of the ORC and this Resolution, the Finance Director is hereby authorized and directed to transfer monies, transfer number 5, among the various funds on an as needed basis in Fiscal Year 2020 as listed in Exhibit "A" attached hereto and made a part of this Resolution.

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

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, only that portion shall be held invalid and the remainder shall remain valid.

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to assure the prompt and efficient conduct of the municipal operations related to public peace, health or safety of the City; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect 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 transfer the funds in a timely manner, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 081-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

2020 TRANSFER OF FUNDS - No. 5

Resolution No.
Passed

FROM:	TO:	AMOUNT
-------	-----	--------

Will be added as needed when closing out year



City of Napoleon, Ohio

Department of Public Works

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Chad E. Lulfs, P.E., P.S., Director of Public Works

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: Joel L. Mazur, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: Billy Harmon, City Law Director
Kelly C. O'Boyle, City Finance Director
Dave Pike, WWTP Superintendent
Date: November 18, 2020
Subject: 2021 WWTP Improvements Project – Single Source Rental of Belt Press

As part of the 2021 WWTP Improvements project, the City of Napoleon recently awarded the bid for the Volute Presses to Ekoton which are expected to be delivered in May 2021. These units will be installed as part of the WWTP project. It is expected that the units will be installed by January 2022. To install the presses, the existing digesters will need to have the sludge removed, pressed, and disposed.

Ekoton, the supplier of the presses that will be installed as part of the project, currently has a trailer-mounted press unit similar to the two being purchased through the Volute Press project. This unit is available for rental to the City at a cost of \$8,150 per month. Incorporating this unit into the existing WWTP operations would provide significant advantages to the existing sludge handling operations and overall construction project including:

- Reduced direct costs for sludge hauling and disposal of approximately \$5,200 per month
- Increased production of dewatered solids to reduce the costs of cleaning the existing digesters which was to be included in the 2021 WWTP Improvement project, as well as opening areas for construction staging and operations by eliminating exterior storage of poorly dewatered sludge throughout the WWTP site
- Increased flexibility of operation within the existing Dewatering Facility to simplify logistics and timing for modification of the building and processes that will result in time and cost savings during construction
- Reduced WWTP staff time allocated for additional sludge handling and dewatering prior to disposal, allowing time for other necessary tasks at the WWTP. **This will be extremely critical during the WWTP construction.**
- Opportunity for WWTP staff to become familiar with the volute press operations prior to the new presses being installed, resulting in further efficiency of operation

Based on the above information, I am recommending that the City enter into a Single-Source supplemental agreement with Baker & Associates to authorize rental of the trailer-mounted volute press unit commencing in December 2020 at a rate of \$8,150 per month, including mobilization/demobilization, startup assistance, and operator training. The costs of rental will be charged to the City through substantial completion of the Dewatering Facility portion of the 2021

WWTP Improvements, or for approximately 14 months. If the Contractor's timeline for completion of the Dewatering Facility goes beyond the interim milestone within the contract, liquidated damages equivalent to the rental rate will be applied to the contract.

Although this timeline could be reduced, we currently anticipate that the total rental charges to the City may reach \$114,100 if the full 14-month period is required. This cost will be directly offset with savings in disposal costs exceeding \$70,000 for the same period and will likely result in additional savings to the City for reduced labor, equipment and operational expenses related to dewatering, and for the construction contract far beyond the net \$44,000 remaining. We also believe that the overall construction timeline for the project may be reduced by utilizing the rental presses.

CEL

RESOLUTION NO. 082-20

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH EKOTON USA CORPORATION WITHOUT THE NECESSITY OF PUBLIC BIDDING, FURTHER AUTHORIZING THE EXPENDITURE OF FUNDS IN EXCESS OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000); AND DECLARING AN EMERGENCY

WHEREAS, Council previously met on September 21, 2020 and awarded the procurement of volute presses for the Wastewater Treatment Plant to Ekoton USA Corporation; and,

WHEREAS, the volute presses are expected to be delivered in May 2021 and installed by January 2022; and,

WHEREAS, Ekoton USA Corporation currently has a unit available for rent, similar to the units being purchased; and,

WHEREAS, the City Manager and City Engineer have determined that renting this unit will provide significant advantages to the existing operation and overall construction project; and,

WHEREAS, this Council previously approved the expenditure of funds for this project; and,

WHEREAS, this matter is being brought before Council again to request additional funding regarding the Wastewater Improvement Project; and,

WHEREAS, that the additional cost of this project exceeds twenty-five thousand dollars (\$25,000); and,

WHEREAS, the City is a chartered municipality and is now exercising its Home Rule powers regarding such contracts; and,

WHEREAS, it is the opinion of this Council that it is in the best interest of the City of Napoleon to eliminate the necessity for competitive bidding in this instance, as permitted in Article VI, Section 6.05 of the Charter of the City of Napoleon and Napoleon Codified Ordinance 106.04; **Now Therefore**,

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

Section 1. That, notwithstanding any provision of law, resolution, or ordinance to the contrary, pursuant to Article VI, Section 6.05 of the Charter of the City of Napoleon and Napoleon Codified Ordinance 106.04, entering into a supplemental agreement with Ekoton USA Corporation is hereby authorized pursuant to the terms and conditions currently on file with the Clerk of Council, subject to any nonmaterial changes deemed necessary by the City Manager and approved as to form and correctness by the Law Director; moreover, the expenditure of funds is also authorized as a necessary proper public expenditure.

Section 2. That, the expenditure of funds in excess of twenty-five thousand dollars (\$25,000), for the Wastewater Improvements Project is hereby authorized as a necessary public expenditure.

Section 3. That, it is the finding of this Council that it is in the best interest of the City and its inhabitants to eliminate the necessity for public bidding for the reasons stated in attached Exhibit "A" and in the preamble of this Resolution.

Section 4. That, the City Manager is authorized and directed to enter into the aforementioned contract.

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

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

Section 7. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for the timely processing of wastewater; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to begin the rental process in a timely manner, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 082-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council



City of Napoleon, Ohio

Department of Public Works

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Chad E. Lulfs, P.E., P.S., Director of Public Works

Telephone: (419) 592-4010 Fax: (419) 599-8393

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Memorandum

To: Joel L. Mazur, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: Billy Harmon, City Law Director
Kelly C. O'Boyle, City Finance Director
Dave Pike, WWTP Superintendent
Date: November 18, 2020
Subject: 2021 WWTP Improvements Project – Single Source
Rental of Belt Press

As part of the 2021 WWTP Improvements project, the City of Napoleon recently awarded the bid for the Volute Presses to Ekoton which are expected to be delivered in May 2021. These units will be installed as part of the WWTP project. It is expected that the units will be installed by January 2022. To install the presses, the existing digesters will need to have the sludge removed, pressed, and disposed.

Ekoton, the supplier of the presses that will be installed as part of the project, currently has a trailer-mounted press unit similar to the two being purchased through the Volute Press project. This unit is available for rental to the City at a cost of \$8,150 per month. Incorporating this unit into the existing WWTP operations would provide significant advantages to the existing sludge handling operations and overall construction project including:

- Reduced direct costs for sludge hauling and disposal of approximately \$5,200 per month
- Increased production of dewatered solids to reduce the costs of cleaning the existing digesters which was to be included in the 2021 WWTP Improvement project, as well as opening areas for construction staging and operations by eliminating exterior storage of poorly dewatered sludge throughout the WWTP site
- Increased flexibility of operation within the existing Dewatering Facility to simplify logistics and timing for modification of the building and processes that will result in time and cost savings during construction
- Reduced WWTP staff time allocated for additional sludge handling and dewatering prior to disposal, allowing time for other necessary tasks at the WWTP. **This will be extremely critical during the WWTP construction.**
- Opportunity for WWTP staff to become familiar with the volute press operations prior to the new presses being installed, resulting in further efficiency of operation

Based on the above information, I am recommending that it is in the best interest of the City, pursuant to Article VI, Section 6.05 of the Charter of the City of Napoleon and Napoleon Codified Ordinance 106.04, to eliminate the necessity for competitive bidding in this instance, and to enter

Resolution No. 082-20 Exhibit A

into a supplemental agreement with Baker & Associates to authorize rental of the trailer-mounted volute press unit commencing in December 2020 at a rate of \$8,150 per month, including mobilization/demobilization, startup assistance, and operator training. The costs of rental will be charged to the City through substantial completion of the Dewatering Facility portion of the 2021 WWTP Improvements, or for approximately 14 months. If the Contractor's timeline for completion of the Dewatering Facility goes beyond the interim milestone within the contract, liquidated damages equivalent to the rental rate will be applied to the contract.

Although this timeline could be reduced, we currently anticipate that the total rental charges to the City may reach \$114,100 if the full 14-month period is required. This cost will be directly offset with savings in disposal costs exceeding \$70,000 for the same period and will likely result in additional savings to the City for reduced labor, equipment and operational expenses related to dewatering, and for the construction contract far beyond the net \$44,000 remaining. We also believe that the overall construction timeline for the project may be reduced by utilizing the rental presses.

CEL



Ekoton USA Corporation

1460 Industrial Parkway, Akron, Ohio 44310

tel. +1 (646) 286 5512

www.ekoton.com

usa@ekoton.com

EQUIPMENT LEASE AGREEMENT

Lease Agreement made this _____ day of _____, _____ between Ekoton USA Corporation ("Lessor") with a place of business located at 1460 Industrial Parkway, Akron, OH 44310 and City of Napoleon ("Lessee") having its principal place of business located at 255 W Riverview Ave, Napoleon, OH 43545.

Lessee agrees to rent with / without (underline whatever is applicable) option to purchase the equipment listed below per the terms and conditions outlined.

LEASE AGREEMENT

Lessor hereby leases to Lessee and Lessee hereby leases from Lessor "Equipment", upon the terms and conditions set forth in this Lease, as supplemented by the terms and conditions set forth in the appropriate agreement. All terms and conditions of this Lease shall govern the rights and obligations of Lessor and Lessee except as specifically modified in writing.

EQUIPMENT

One (1) Trailer Mounted, self- contained MDQ 354CL Ekoton USA Corporation Screw Press which includes programmable Control System, Polymer Feeder and Raw Sludge Pump.

PROCESS PARAMETERS

INFLUENT FLOW RATE	up to 90gpm (depending on recycle flow & process)
INFLUENT SLUDGE PUMP	Submersible / progressive cavity depends on the application
POLYMER FEEDER	up to 230GPD of near polymer
POWER SUPPLY	480 Volt, 3 Phase, up to 35 Amp
FLUSHING WATER SUPPLY	at least 200GPH @ 60psi

AVAILABILITY

The pilot unit proposed is available on a first-come-first-served basis. Please respond in a timely manner in order to guarantee availability of an trailer mounted Unit MDQ 354CL and communicate your desired plan for lease of the equipment so that Lessor can properly coordinate scheduling of the proposed unit.

TERMS AND CONDITIONS

1. This Lease shall commence upon the written acceptance hereof by Lessor and shall end upon full performance and observance by Lessee of each and every term, condition and covenant set forth in this Lease and any extensions hereof.
2. The rental charge shall be **\$8,150.00** per month, plus **\$8,150.00** deposit. Startup and training services are free of charge, as stated in the **FIELD SERVICE**. Unnecessary damage less normal usage wear will be the responsibility of the Lessee. The rental shall begin upon receipt of the equipment at City of Napoleon



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Wastewater Plant and shall continue until the date of receipt of equipment at our Akron Ohio facility; copy of the shipping manifest is to be submitted to Lessor and Lessee as proof of shipment to each location.

3. Starting date of first rental period is **January 11, 2021**. Minimum rental period is six (6) months. Maximum rental period is eighteen (18) months. Long term rental agreements (greater than 18 months) are possible with prior Lessor approval. Lessee has an option to purchase equipment, providing written notice of the purchase, that notice should be approved by Lessor. When purchase notice has been approved all rent paid shall be applied to the purchase price of the unit.
4. Fractional monthly rental charges are prorated on a daily basis.
5. Invoices are rendered monthly with lease charges payable in advance. Terms on all invoices shall be Net 45 days.
6. Title to rented equipment shall remain in the name of EKOTON USA Corporation unless equipment is purchased, and purchase payment arrangements are made for same.
7. The above rental price is firm for thirty (30) days. All local, state, Federal, sales, or manufacturer's taxes of any sort, and such taxes and/or charges pertaining there-to are to be borne by the Lessee.

INSTALLATION

Lessee agrees to install the equipment according to manufacturer instruction and Operation and Maintenance Manuals and to furnish all necessary labor. All piping and wiring connections are to be made by Lessee in accordance with instructions.

Lessee agrees to install the equipment according to Ekoton USA instruction and Operation and Maintenance Manuals and to furnish all necessary labor. All piping and wiring connections are to be made by Lessee in accordance with above mentioned instructions.

Lessee should provide:

- Room to store equipment under roof or otherwise sheltered when not in use
- Room for unit installation with enough space to place equipment inside, under roof or otherwise sheltered
- Keep temperature inside of the hood higher than 45F° when operating equipment (inside or outside under roof/shelter)
- Prior to outside storage in freezing temperature, Lessee shall drain all equipment and piping sufficiently to prevent damage to equipment from freezing.

MAINTENANCE

The Lessee is required to provide adequate supervision, maintenance, repairs, grease and oil, etc., as may be necessary or required by Operation and Maintenance Manual.

FIELD SERVICE

The startup and training include up to 5 days of the field service. This service is to verify that the equipment has been set up correctly, and to train the operating personnel in operations and maintenance of the equipment. Additional field service can be negotiated as part of the rental agreement (dependent upon the amount of time required or requested, air fare, expenses etc.) and is available for **\$500.00** per day plus normal expenses.



TEST PROGRAM AND RESULTS

All test, operation, sampling, maintenance, installation, chemicals, and other labor are part of the Lessee's cost and responsibility unless otherwise agreed upon. All parties' access to the test program results will be discussed and agreed upon at the execution of this contract.

Lessor will be pleased to review and evaluate the results of the test program with the Lessee (purchaser) with respect to design and specification of full-scale equipment.

RENTAL RETURN

Upon return of the equipment, we reserve the right to invoice for major repairs, other than normal wear, and for any cleaning cost over the deposit amount necessary to return the equipment to the condition at which it was received at the Lessee's plant. To avoid unnecessary cleaning charges, we ask that the Lessee make sure that the unit is cleaned and functional before returning it.

Major repairs or unnecessary damage shall include but not be limited to: damage of any part of the unit due to external action, including piping and controls; damage due to the influence of strong acids or other chemicals, which can destroy stainless steel; damage of the positive displacement pump due to entering of the extraneous body into the pump, damage of the dewatering drum and rings due to entering of the extraneous body into the dewatering drum, damage of the control system parts due to the over voltage or lightning.

SERVICE CHARGES; INTEREST

If Lessor does not receive any payment required by this Lease within ten (10) days of the due date thereof, or such greater time period as required by applicable law, Lessee shall pay to Lessor, as a charge for servicing of a delinquent account and not as a penalty, a charge of ten percent (10%) of the amount due. No more than one such service charge shall be made on any delinquent payment regardless of the length of the delinquency. In addition, Lessee shall pay to Lessor any actual additional expenses incurred by Lessor in collection efforts, including but not limited to long-distance telephone charges and travel expenses.

LOSS AND DAMAGE

In the event of damage to any item of Equipment that is directly caused by the Lessee while the Equipment is on-site and in the possession of the Lessee, Lessee shall immediately place the same in good repair at Lessee's expense. If any item of Equipment is lost, stolen, destroyed or damaged beyond repair while the Equipment is on-site and in the possession of the Lessee, Lessee shall at Lessee's option do one of the following:

- (a) Replace the same with like Equipment in good repair, acceptable to Lessor, or
- (b) Pay Lessor cost of equipment replacement and labor cost.

INSURANCE; LIENS; TAXES

Lessee shall provide and maintain insurance against loss, theft, damage or destruction of the Equipment in an amount not less than the full replacement value of the Equipment, with loss payable to Lessor. Lessee shall also provide and maintain comprehensive general all-risk liability insurance, including but not limited to product liability coverage, insuring Lessor and Lessee with a severability of interest endorsement or its equivalent, against any and



all loss or liability for damages either to persons or property or otherwise, which might result from or happen in connection with the condition, use or operation of the Equipment, with such limits and with an insurer as are satisfactory to Lessor. Each policy shall expressly provide that said insurance as to Lessor and its assigns shall not be invalidated by any act, omission or neglect of Lessee and cannot be canceled without 30 days written notice to Lessor. Lessor shall have no obligation to ascertain the existence or adequacy of insurance, or to provide any insurance coverage for the Equipment or for Lessee's benefit.

Lessee shall keep the Equipment free and clear of all levies, liens, and encumbrances. Lessee shall be responsible for all taxes and fees (local, state and federal) which may now or hereafter be placed on the leasing, rental, sale, possession or use of the Equipment.

If Lessee fails to procure or maintain said insurance or to pay said charges or taxes, Lessor shall have the right, but shall not be obligated, to effect such insurance, or pay such charges or taxes. In that event, Lessor shall notify Lessee of such payment and Lessee shall repay to Lessor the cost thereof within 15 days after such notice is mailed to Lessee.

DEFAULT

Lessee shall be in default of this Lease if:

- (a) Lessee shall fail to make any payment due under the terms of this Lease for a period of 90 days from the due date thereof; or
- (b) Lessee shall fail to observe, keep or perform any other provision of this Lease, and such failure shall continue for a period of 15 days; or
- (c) The Equipment or any part thereof shall be subject to any lien, levy, seizure, assignment, transfer, bulk transfer, encumbrance, application, attachment, execution, sublease, or sale without prior written consent of Lessor, or if Lessee shall abandon the Equipment or permit any other entity or person to use the Equipment without the prior written consent of Lessor; or
- (d) Lessee changes its name, state of incorporation, chief executive officer and/or place of residence without providing Lessor with 30 days written notice of such change.

REMEDIES

If Lessee is in default, Lessor, with or without notice to Lessee, shall have the right to exercise any one or more of the following remedies, concurrently or separately and without any election of remedies being deemed to have been made;

- (a) Lessor may require Lessee, at its expense, to return the Equipment in good repair, ordinary wear and tear resulting from proper use thereof alone excepted, by delivering it, packed and ready for shipment, to Lessor place of business ;
- (b) Lessor may cancel or terminate this Lease and may retain any and all prior payments paid by Lessee;
- (c) Lessor may declare all sums due and to become due under this Lease immediately due and payable, including as to any or all items of Equipment, without notice or demand to Lessee;
- (d) Lessor may sue for and recover from Lessee the sum of all unpaid rents and other payments due under this Lease.
- (e) To pursue any other remedy available at law, by statute or equity.



Ekoton USA Corporation

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EXPENSE OF ENFORCEMENT

In the event of any legal action with respect to this Lease, the prevailing party in any such action shall be entitled to reasonable attorney fees, including attorney fees incurred at the trial level, including action in bankruptcy court, on appeal or review, or incurred without action, suits or proceedings, together with all costs and expenses incurred in pursuit thereof.

MISCELLANEOUS TERMS

Capitalized terms not otherwise defined in this Agreement will have the meanings ascribed to them in the Contract. Headings are inserted for the convenience of the parties only and are not to be considered when interpreting this Agreement. Words in the singular mean and include the plural and vice versa. Words in the masculine include the feminine and vice versa. No regard for gender is intended by the language in this Agreement.

SEVERABILITY

This Lease is intended to constitute a valid and enforceable legal instrument. In the event any provision hereof is declared invalid, such provision will be deemed severable from the remaining provisions of this Lease, all of which will remain in full force and effect.

GOVERNING LAW

Subject to the terms of the Contract, it is the intention of the Parties that this Agreement, and all suits and special proceedings under this Agreement, be construed in accordance with and governed, to the exclusion of the law of any other forum, by the laws of the State of Ohio, without regard to the jurisdiction in which any action or special proceeding may be instituted.

LESSOR

Ekoton USA Corporation

Sergiy Pesin VP

Signed by

Signature

LESSEE

City of Napoleon

Signed by

Signature

RESOLUTION NO. 072-20

A RESOLUTION EXTENDING THE PROVISIONS CONTAINED IN ORDINANCE NO. 021-18 AND RESOLUTION NO. 086-19, WHEREIN COUNCIL IMPOSED A TEMPORARY REDUCTION AND/OR TEMPORARY ELIMINATION OF CERTAIN RESIDENTIAL BUILDING PERMIT FEES; AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon Municipal Properties, Buildings, Land Use and Economic Development Committee met on March 12, 2018 and, in order to increase economic development within the City, determined it appropriate to temporarily waive and/or reduce certain City fees for new construction of residences commencing July 1, 2018 and continuing through December 31, 2019; and,

WHEREAS, upon recommendation of the City Municipal Properties, Buildings, Land Use and Economic Development Committee, Council deemed it prudent to temporarily waive and/or reduce certain City fees for new construction of residences commencing July 1, 2018 and ending December 31, 2019; and,

WHEREAS, City Council previously enacted a twelve (12) month extension to the previously passed Ordinance in Resolution No. 086-19, passed unanimously on December 16, 2019, in an effort to continue the trend of increased economic development within the City, ending December 31, 2020; and,

WHEREAS, City Council now deems it appropriate to enact another twelve (12) month extension to the previously passed Ordinance and Resolution, ending December 31, 2021; and,

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Napoleon, Ohio, and its citizens, and to provide for the efficient daily operation of all City Departments, City Council finds that an emergency exists regarding the aforesaid, and that it is advisable that this Resolution be declared an emergency measure which will take immediate effect in accordance with Rule 6.3 of the Rules and Regulations of City Council, City of Napoleon, Ohio, upon its adoption; **Now Therefore**,

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

Section 1. That this Council hereby extends by twelve (12) months the provisions contained in Ordinance No. 021-18 and Resolution No. 086-19, wherein Council previously imposed a temporary reduction and/or temporary elimination of certain residential building permit fees.

Section 2. That, this extension shall become effective December 31, 2020 shall remain in effect for twelve (12) months, through December 31, 2021, and, thereafter, upon a majority vote of City Council, may be continued in effect, if City Council finds such continuance is conducive to the trend of increasing economic development in the City and to allow sufficient time for the Municipal Properties, Buildings, Land Use and Economic Development Committee or other City departments, committees, or commissions to complete the research and recommendation of what action, if any, the City of Napoleon should take to safeguard the public health, safety and welfare

through the provision of waiving said building fees to increase economic development within the City.

Section 3. This City Council finds and determines 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, for all the reasons stated herein, 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; 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 enter into the stated extension 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 072-20 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, Clerk of Council

ORDINANCE NO. 074-20

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,500,000, FOR THE PURPOSE OF PAYING THE COSTS OF IMPROVING THE MUNICIPAL WATER SYSTEM BY IMPROVING AND REHABILITATING THE EXISTING WATER TREATMENT PLANT AND RELATED STORAGE FACILITIES, REHABILITATING THE ELEVATED STORAGE TANKS, AND ACQUIRING AND IMPROVING RELATED INTERESTS IN REAL PROPERTY, TOGETHER WITH ALL NECESSARY AND RELATED APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Ordinance No. 098-19 passed January 20, 2020, notes in anticipation of bonds in the principal amount of \$2,352,000, dated February 25, 2020 (the “*Outstanding Notes*”) were issued for the purpose described in Section 2, to mature on February 25, 2021; and,

WHEREAS, this City Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Bonds described in Section 2 and other funds available to the City and provide an additional \$148,000 for the purpose described in Section 2; and,

WHEREAS, this City 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 2 and the maximum maturity of the Bonds described in Section 2; and,

WHEREAS, the Finance Director has certified to this City Council that the estimated life or period of usefulness of the Improvement is at least five (5) years and that the maximum maturity of the Bonds is at least twenty-seven (27) years; **Now Therefore**,

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

Section 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

“*Authorized Denominations*” means the denomination of \$5,000 or any integral multiple in excess thereof.

“*Bond Proceedings*” means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement, the Purchase Agreement (if any), the Registrar Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

“*Bond Register*” means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

“*Bond Registrar*” means a bank or trust company authorized to do business in the State of Ohio and designated by the Finance Director in the Certificate of Award pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Registrar Agreement and, thereafter, “*Bond Registrar*” shall mean the successor Bond Registrar.

“*Bonds*” means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

“*Book entry form*” or “*book entry system*” means a form or system under which (a) the ownership of beneficial interests in the Bonds and the principal of and interest and any premium on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the City and payable only to a Depository or its nominee as registered owner, with the certificates deposited with and “immobilized” in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Bonds and that principal and interest.

“*Certificate of Award*” means the certificate authorized by Section 6, to be executed by the Finance Director, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

“*City*” means the City of Napoleon, Ohio.

“*City Law Director*” means the City Law Director of the City or any person serving in an interim or acting capacity with respect to that office.

“*City Manager*” means the City Manager of the City or any person serving in an interim or acting capacity with respect to that office.

“*Clerk of Council*” means the Clerk of Council of the City Council or any person serving in an interim or acting capacity with respect to that office.

“*Closing Date*” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“*Code*” means the Internal Revenue Code of 1986, as amended, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“*Continuing Disclosure Agreement*” means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the City for the benefit of the

holders and beneficial owners of the Bonds in accordance with the Rule, as it may be modified from the form on file with the Clerk of Council and executed by the City Manager and the Finance Director, all in accordance with Section 9(c).

“Depository” means any securities depository that is a clearing agency registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Bonds or the principal of and interest and any premium on the Bonds, and to effect transfers of the Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Finance Director” means the Finance Director of the City or any person serving in an interim or acting capacity with respect to that office.

“Financing Costs” shall have the meaning given in Section 133.01 of the Ohio Revised Code.

“Interest Payment Dates” means, unless otherwise specified in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing on the date specified in the Certificate of Award.

“Mandatory Redemption Date” shall have the meaning set forth in Section 3(b).

“Mandatory Sinking Fund Redemption Requirements” shall have the meaning set forth in Section 3(e)(i).

“Original Purchaser” means the purchaser of the Bonds specified in the Certificate of Award.

“Participant” means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies and clearing corporations.

“Principal Payment Dates” means, unless otherwise specified in the Certificate of Award, December 1 in each of the years from and including 2021 to and including 2040; *provided* that the first Principal Payment Date may be deferred up to one year and the last Principal Payment Date may be deferred up to eight years and/or advanced by such number of years as determined in each case by the Finance Director, and *provided further* that in no case shall the final Principal Payment Date of the Bonds exceed the maximum maturity limitation referred to in the preambles hereto, all of which determinations shall be made by the Finance Director in the Certificate of Award in such manner as to be in the best interest of and financially advantageous to the City.

“Purchase Agreement” means the Bond Purchase Agreement between the City and the Original Purchaser, as it may be modified from the form on file with the Clerk of Council and executed by the City Manager and the Finance Director, all in accordance with Section 6.

“*Registrar Agreement*” means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and executed by the City Manager and the Finance Director, all in accordance with Section 4.

“*Regulations*” means Treasury Regulations issued pursuant to the Code or to the statutory predecessor of the Code.

“*Rule*” means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

“*SEC*” means the Securities and Exchange Commission.

“*Serial Bonds*” means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

“*Term Bonds*” means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This City Council determines that it is necessary and in the best interest of the City to issue bonds of this City in the maximum principal amount of \$2,500,000 (the “*Bonds*”) for the purpose of paying the costs of improving the municipal water system by improving and rehabilitating the existing water treatment plant and related storage facilities, rehabilitating the elevated storage tanks, and acquiring and improving related interests in real property, together with all necessary and related appurtenances thereto (the “*Improvement*”). The Bonds shall be issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The principal amount of Bonds to be issued shall not exceed the maximum principal amount specified in this Section 2 and shall be an amount determined by the Finance Director in the Certificate of Award to be the principal amount of Bonds that is required to be issued at this time for the purpose described in this Section 2, taking into account the costs of refunding the Outstanding Notes and providing additional money for the purpose described in Section 2, the estimates of the Financing Costs and the interest rates on the Bonds.

The proceeds from the sale of the Bonds received by the City (or withheld by the Original Purchaser on behalf of the City) shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purpose for which the Bonds are being issued, including without limitation but only to the extent not paid by others, the payment of the costs of issuing and servicing the Bonds, printing and delivery of the Bonds, legal services including obtaining the approving legal opinion of bond counsel, fees and expenses of any municipal

advisor, paying agent and rating agency, any fees or premiums relating to municipal bond insurance or other security arrangements determined necessary by the Finance Director, and all other Financing Costs and costs incurred incidental to those purposes. The Certificate of Award and the Purchase Agreement (if any) may authorize the Original Purchaser to withhold certain proceeds from the purchase price of the Bonds to provide for the payment of Financing Costs related to the Bonds on behalf of the City. Any portion of those proceeds received by the City representing premium (after payment of any Financing Costs identified in the Certificate of Award, and in the Purchase Agreement (if any) and/or the Registrar Agreement) shall be paid into the Bond Retirement Fund. Any portion of those proceeds received by the City representing accrued interest shall be paid into the Bond Retirement Fund.

Section 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, *provided* that their dated date shall not be more than sixty (60) days prior to the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of twelve 30-day months) as shall be determined by the Finance Director, subject to subsection (c) of this Section 3, in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements on the Principal Payment Dates in principal amounts as shall be determined by the Finance Director, subject to subsection (c) of this Section 3, in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City.

Consistent with the foregoing and in accordance with the Finance Director's determination of the best interest of and financial advantages to the City, the Finance Director shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (each a "*Mandatory Redemption Date*") and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption

Requirements on each Principal Payment Date, shall be such that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest cost for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements of those principal amounts of Bonds shall not exceed 6.00%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Finance Director, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund redemption requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, for which provision is made in the Certificate of Award (such Dates and amounts being referred to as the "*Mandatory Sinking Fund Redemption Requirements*").

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Date the principal amount of Term Bonds payable on that Date pursuant to the Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Finance Director, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Finance Director, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking

Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Finance Director, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Finance Director, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities and interest rates specified in the Certificate of Award (if any are so specified) shall be subject to optional redemption by and at the sole option of the City, in whole or in part in integral multiples of \$5,000, on the dates and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Finance Director in the Certificate of Award; provided that the redemption price for any optional redemption date shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity (and interest rate within a maturity if applicable) to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Finance Director to the Bond Registrar, given upon the direction of the City by passage of an ordinance or adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and interest rate within a maturity if applicable) of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity (or interest rate within a maturity if applicable) are then outstanding, the Bonds that are called shall be

Bonds of the maturity or maturities and interest rate or rates selected by the City. If fewer than all of the Bonds of a single maturity (or interest rate within a maturity if applicable) are to be redeemed, the selection of Bonds of that maturity (or interest rate within a maturity if applicable) to be redeemed, or portions thereof in amounts of \$5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the \$5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first-class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to the provisions of Sections 3(d) and 5, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the

redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, *provided* that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4. Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the City Manager and the Finance Director, in the name of the City and in their official capacities, *provided* that either or both of those signatures may be a facsimile. The Bonds shall also be countersigned by the Mayor, *provided* that the signature of the Mayor may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Finance Director, shall be numbered as determined by the Finance Director in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The Finance Director is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the initial Bond Registrar. The City Manager and the Finance Director shall sign and deliver, in the name and on behalf of the City, the Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Finance Director on behalf of the City, all of which shall be conclusively evidenced by the signing of the Registrar Agreement or amendments thereto. The Finance Director shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement (if any) and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond Proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond Proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Finance Director on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Register. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the provisions of Sections 3(d) and 9(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section 5. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Finance Director determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section 5.

The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized: (i) the Bonds may be issued in the form of a single, fully

registered Bond representing each maturity, and, if applicable, each interest rate within a maturity, and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent for that purpose, which may be the Bond Registrar; (ii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Finance Director may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Finance Director does not or is unable to do so, the Finance Director, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Finance Director is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Finance Director determines to be necessary in connection with a book entry system for the Bonds.

Section 6. Sale of the Bonds to the Original Purchaser. The Finance Director is authorized to sell the Bonds at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Finance Director in the Certificate of Award, plus accrued interest (if any) on the Bonds from their date to the Closing Date, and shall be awarded by the Finance Director with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award and the Purchase Agreement (if any), in accordance with law and the provisions of 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 Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Ohio Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Finance Director shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price.

To the extent that the Finance Director determines it would be financially advantageous to the City, the City Manager and the Finance Director shall sign and deliver, in the name and on behalf of the City, the Purchase Agreement between the City and the Original Purchaser, in

substantially the form as is now on file with the Clerk of Council, providing for the sale to, and the purchase by, the Original Purchaser of the Bonds. The Purchase Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Finance Director on behalf of the City, all of which shall be conclusively evidenced by the signing of the Purchase Agreement or amendments thereto.

The Mayor, the City Manager, the Finance Director, the City Law Director, the Clerk of Council and other City officials, as appropriate, 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 actions of the Mayor, the City Manager, the Finance Director, the City Law Director, the Clerk of Council or other City official, as appropriate, in doing any and all acts necessary in connection with the issuance and sale of the Bonds are hereby ratified and confirmed.

Section 7. Provision for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. 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 Bonds when and as the same fall due.

In each year to the extent net revenues from the municipal water utility are available for the payment of the debt charges on the Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of such net revenues so available and appropriated.

In each year to the extent receipts from the municipal income tax are available for the payment of the debt charges on the Bonds and are appropriated for that purpose, and to the extent not paid from the net revenues of the municipal water utility, 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 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 two preceding paragraphs 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 Bonds.

Section 8. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Finance Director or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Bonds, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds. The Finance Director or any other officer of the City having responsibility for issuance of the Bonds is specifically authorized to designate the Bonds as “qualified tax-exempt obligations” if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

Section 9. Official Statement, Rating, Bond Insurance, Continuing Disclosure and Financing Costs.

(a) Primary Offering Disclosure -- Official Statement. The City Manager and the Finance Director are each authorized and directed, on behalf of the City and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Bonds in substantially the form as is now on file with the Clerk of Council, (ii) determine, and to certify or otherwise represent, when the official statement is to be “deemed final” (except for permitted omissions) by the City as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Finance Director, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Finance Director is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid or reimbursed pursuant to the Purchase Agreement (if any) and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The Finance Director is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Finance Director determines to be necessary in connection with the obtaining of that bond insurance.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The City Manager and the Finance Director are each authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Finance Director on behalf of the City, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Finance Director is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required

under the Rule, the Finance Director shall consult with and obtain legal advice from, as appropriate, the City Law Director and bond or other qualified independent special counsel selected by the City. The Finance Director, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Financing Costs. The expenditure of the amounts necessary to pay any Financing Costs in connection with the Bonds, to the extent not paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement (if any) and/or the Registrar Agreement, is authorized and approved, and the Finance Director is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 10. Bond Counsel. 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 Bonds 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 of Ohio, 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. To the extent they are not paid or reimbursed pursuant to the Purchase Agreement (if any) and/or the Registrar Agreement, 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 Bonds, if available, and otherwise from available moneys in the General Fund.

Section 11. Municipal Advisor. The services of Sudsina & Associates, LLC., as municipal advisor, are hereby retained. The municipal advisory services shall be in the nature of financial advice and recommendations in connection with the issuance and sale of the Bonds. In rendering those municipal advisory services, as an independent contractor, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those municipal advisory services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those municipal advisory services. The Finance Director is authorized and directed, to the extent they are not paid or reimbursed pursuant to the Purchase Agreement (if any) and/or the Registrar Agreement, 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 Bonds, if available, and otherwise from available moneys in the General Fund.

Section 12. Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to promptly deliver or cause to be delivered a certified copy of this Ordinance and an executed copy of the Certificate of Award to the County Auditor of Henry County, Ohio.

Section 13. Satisfaction of Conditions for Bond Issuance. This City 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 Bonds 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 Bonds 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 7) of the City are pledged for the timely payment of the debt charges on the Bonds; that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds; and that the Bonds are being authorized and issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance, the Certificate of Award, the Purchase Agreement (if any) and other authorizing provisions of law.

Section 14. Compliance with Open Meeting Requirements. This City Council finds and determines that all formal actions of this City Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Council or any of its committees, and that all deliberations of this City 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. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety in the City and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to enable the City to timely retire the Outstanding Notes and thereby preserve its credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 074-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City on the ____ day of _____, 2020; 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, Clerk of Council

CERTIFICATION OF RECORDS

I, Roxanne Dietrich, Clerk of Council, of the City of Napoleon, Ohio, do hereby certify and attest that this document to be a **True and Correct** copy of Ordinance Number 074-20, passed _____, 2020.

Roxanne Dietrich, Clerk of Council

Date

**SUPPLEMENTAL
FISCAL OFFICER'S CERTIFICATE**

To the City Council of the City of Napoleon, Ohio:

As fiscal officer of the City of Napoleon, Ohio, and supplementing the fiscal officer's certificate of February 4, 2013, I certify in connection with your proposed issue of bonds in the maximum principal amount of \$2,500,000 (the "*Bonds*"), to be issued for the purpose of paying the costs of improving the municipal water system by improving and rehabilitating the existing water treatment plant and related storage facilities, rehabilitating the elevated storage tanks, and acquiring and improving related interests in real property, together with all necessary and related appurtenances thereto (the "*Improvement*"), that:

1. The estimated life or period of usefulness of the Improvement is at least five (5) years.
2. The maximum maturity of the Bonds, calculated in accordance with Section 133.20, Ohio Revised Code, is at least thirty (30) years, being my estimate of the life or period of usefulness of that Improvement; provided, however, since notes in anticipation of Bonds have been outstanding for a period beyond December 31, 2018, that period beyond December 31, 2018 shall be deducted from the maximum maturity of the Bonds and therefore, the maximum maturity of the Bonds is at least twenty-seven (27) years.

Dated: December 1, 2020



Finance Director
City of Napoleon, Ohio



City of Napoleon, Ohio

Parks and Recreation Department

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Telephone: (419) 592-4010 Fax: (419) 592-8955

www.napoleonohio.com

Memorandum

To: *Joel Mazur, City Manager*
Cc: *Chad Lulfs, Director of Public Works*
From: *Tony Cotter, Director of Parks and Recreation*
Date: *December 17, 2020*
Subject: *Request to Increase Bond Limit – Napoleon Aquatic Center Project*

The construction of the Napoleon Aquatic Center is now in full swing with work ongoing on the bathhouse and pumphouse buildings as well as the swimming pool and its components. As you know, the majority of the construction costs are included in the two contracts with Midwest Contracting and Astro Pools. There are several costs associated with the completion of the entire project that fall outside of these two contracts. Much of those costs were anticipated and have been accounted for in the project's budget. There are a number of additional items that the project team would like to include in order to present the best finished product. Some of the items were originally planned for the project but were eliminated as part of our value engineering process when we rebid the project. Some items are included in the 2021 Budget but some items were not included as we did not anticipate that this opportunity would present itself and allow us to complete them. Attached is the summary of these potential additional items and associated cost estimates.

I am recommending we consider raising the bond limit we are proposing for this project to fund these additional items. The revenue source for this project is the 1.9 mill property tax levy passed to fund the project. This levy generates approximately \$286,000 per year. With interest rates being favorable, we believe it is in everyone's best interest to add these items so that we do not have to add them later as funds become available. I also believe that the members of the public, especially those that would use the facility frequently, would prefer this as well. If you recall, we conservatively estimated the bond interest rate to come in at 3.65%. Recent bond sale rates have come in below 2%. Even if rates came in at 2.5%, we would have more than enough to cover the debt service for the project. If interest rates do not come in at a favorable rate, any potential shortfall of tax revenue needed to pay the annual debt service can be funded out of the Rec Fund. Our project team believes that this is the best course of action we can take in order to deliver the best quality product to the community.

Please let me know if you have questions or would like additional information.

Napoleon Aquatic Center - Proposed Additional Expenses

Midwest Contracting - Change Order Estimate	\$15,000
Astro Pools - Change Order Estimate	\$5,000
Peterman Associates - additional engineering	\$22,500
Flooring for Clubhouse	\$5,000
Cabinetry for Pool Concession Room	\$1,000
Cabinetry for Clubhouse Bar Area	\$500
Parking Lot Extension (old clubhouse area)	\$75,000
Competition Pool Starting Platforms	\$15,000
Pool Deck Furniture	\$5,000
Clubhouse Furniture	\$5,000
Concession Stand Equipment/Appliances	\$15,000
Clubhouse Concession Equipment	\$15,000
Golf Simulator	\$30,000
TOTAL	\$209,000

Henry County, Ohio

Office of **NAPOLEON CORP,** _____, 20____

To the County Auditor:

The Council of Said ^{City} Village hereby submits its annual Budget for the year commencing January 1st, 2021 for consideration of the county budget Commission pursuant to Section 5705.30 of the Revised Code.

Village Fiscal Officer_____
County Auditor_____
County Treasurer_____
County Prosecuting Attorney

Schedule A

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

FUND	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	\$ 300,653.00		2	
4. Road and Bridge Fund				
5. Cemetery Fund				
9. Police District Fund	\$ 90,196.00		0.6	
10. Fire District Fund	\$ 45,098.00		0.3	
11. Road District Fund				
12. Park & Rec Levy Fund		\$ 285,620.00		1.9
14. Miscellaneous Funds				
15. General Bond Retirement Fund				
20. Special Levy Funds				
21. Capital Equipment Fund				
28. Ambulance and Emergency Medical Services Fund				

\$ 721,567.00 4.8

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, Column II)	
GENERAL FUND:			
Current Expense Levy authorized by voters on 20			
not to exceed 5 years.			
SPECIAL LEVY FUNDS:			
Levy authorized by voters on 2019 PARKS & REC			
not to exceed 20years EXPIRES 2038TY	1.9	\$ 285,620.00	
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			

Napoleon, Ohio

2021 Pool 4M - 2.0

\$4,000,000

SINGLE PURPOSE

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
12/01/2021	180,000.00	2.000%	61,777.78	241,777.78
12/01/2022	165,000.00	2.000%	76,400.00	241,400.00
12/01/2023	170,000.00	2.000%	73,100.00	243,100.00
12/01/2024	175,000.00	2.000%	69,700.00	244,700.00
12/01/2025	180,000.00	2.000%	66,200.00	246,200.00
12/01/2026	180,000.00	2.000%	62,600.00	242,600.00
12/01/2027	185,000.00	2.000%	59,000.00	244,000.00
12/01/2028	190,000.00	2.000%	55,300.00	245,300.00
12/01/2029	190,000.00	2.000%	51,500.00	241,500.00
12/01/2030	195,000.00	2.000%	47,700.00	242,700.00
12/01/2031	200,000.00	2.000%	43,800.00	243,800.00
12/01/2032	205,000.00	2.000%	39,800.00	244,800.00
12/01/2033	210,000.00	2.000%	35,700.00	245,700.00
12/01/2034	210,000.00	2.000%	31,500.00	241,500.00
12/01/2035	215,000.00	2.000%	27,300.00	242,300.00
12/01/2036	220,000.00	2.000%	23,000.00	243,000.00
12/01/2037	225,000.00	2.000%	18,600.00	243,600.00
12/01/2038	230,000.00	2.000%	14,100.00	244,100.00
12/01/2039	235,000.00	2.000%	9,500.00	244,500.00
12/01/2040	240,000.00	2.000%	4,800.00	244,800.00
Total	\$4,000,000.00	-	\$871,377.78	\$4,871,377.78

Yield Statistics

Bond Year Dollars	\$43,568.89
Average Life	10.892 Years
Average Coupon	2.0000000%
Net Interest Cost (NIC)	2.0000000%
True Interest Cost (TIC)	2.0001295%
Bond Yield for Arbitrage Purposes	2.0001295%
All Inclusive Cost (AIC)	2.0001295%

IRS Form 8038

Net Interest Cost	2.0000000%
Weighted Average Maturity	10.892 Years

Napoleon, Ohio

2021 Pool 4M - 2.5

\$4,000,000

SINGLE PURPOSE

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
12/01/2021	180,000.00	2.500%	77,222.22	257,222.22
12/01/2022	160,000.00	2.500%	95,500.00	255,500.00
12/01/2023	165,000.00	2.500%	91,500.00	256,500.00
12/01/2024	165,000.00	2.500%	87,375.00	252,375.00
12/01/2025	170,000.00	2.500%	83,250.00	253,250.00
12/01/2026	175,000.00	2.500%	79,000.00	254,000.00
12/01/2027	180,000.00	2.500%	74,625.00	254,625.00
12/01/2028	185,000.00	2.500%	70,125.00	255,125.00
12/01/2029	190,000.00	2.500%	65,500.00	255,500.00
12/01/2030	195,000.00	2.500%	60,750.00	255,750.00
12/01/2031	200,000.00	2.500%	55,875.00	255,875.00
12/01/2032	205,000.00	2.500%	50,875.00	255,875.00
12/01/2033	210,000.00	2.500%	45,750.00	255,750.00
12/01/2034	215,000.00	2.500%	40,500.00	255,500.00
12/01/2035	220,000.00	2.500%	35,125.00	255,125.00
12/01/2036	225,000.00	2.500%	29,625.00	254,625.00
12/01/2037	230,000.00	2.500%	24,000.00	254,000.00
12/01/2038	235,000.00	2.500%	18,250.00	253,250.00
12/01/2039	245,000.00	2.500%	12,375.00	257,375.00
12/01/2040	250,000.00	2.500%	6,250.00	256,250.00
Total	\$4,000,000.00	-	\$1,103,472.22	\$5,103,472.22

Yield Statistics

Bond Year Dollars	\$44,138.89
Average Life	11.035 Years
Average Coupon	2.5000000%
Net Interest Cost (NIC)	2.5000000%
True Interest Cost (TIC)	2.5002063%
Bond Yield for Arbitrage Purposes	2.5002063%
All Inclusive Cost (AIC)	2.5002063%

IRS Form 8038

Net Interest Cost	2.5000000%
Weighted Average Maturity	11.035 Years

Napoleon, Ohio

2021 Pool 4M - 3.0

\$4,000,000

SINGLE PURPOSE

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
12/01/2021	175,000.00	3.000%	92,666.67	267,666.67
12/01/2022	155,000.00	3.000%	114,750.00	269,750.00
12/01/2023	155,000.00	3.000%	110,100.00	265,100.00
12/01/2024	160,000.00	3.000%	105,450.00	265,450.00
12/01/2025	165,000.00	3.000%	100,650.00	265,650.00
12/01/2026	170,000.00	3.000%	95,700.00	265,700.00
12/01/2027	175,000.00	3.000%	90,600.00	265,600.00
12/01/2028	180,000.00	3.000%	85,350.00	265,350.00
12/01/2029	190,000.00	3.000%	79,950.00	269,950.00
12/01/2030	195,000.00	3.000%	74,250.00	269,250.00
12/01/2031	200,000.00	3.000%	68,400.00	268,400.00
12/01/2032	205,000.00	3.000%	62,400.00	267,400.00
12/01/2033	210,000.00	3.000%	56,250.00	266,250.00
12/01/2034	215,000.00	3.000%	49,950.00	264,950.00
12/01/2035	225,000.00	3.000%	43,500.00	268,500.00
12/01/2036	230,000.00	3.000%	36,750.00	266,750.00
12/01/2037	240,000.00	3.000%	29,850.00	269,850.00
12/01/2038	245,000.00	3.000%	22,650.00	267,650.00
12/01/2039	250,000.00	3.000%	15,300.00	265,300.00
12/01/2040	260,000.00	3.000%	7,800.00	267,800.00
Total	\$4,000,000.00	-	\$1,342,316.67	\$5,342,316.67

Yield Statistics

Bond Year Dollars	\$44,743.89
Average Life	11.186 Years
Average Coupon	3.0000000%
Net Interest Cost (NIC)	3.0000000%
True Interest Cost (TIC)	3.0003025%
Bond Yield for Arbitrage Purposes	3.0003025%
All Inclusive Cost (AIC)	3.0003025%

IRS Form 8038

Net Interest Cost	3.0000000%
Weighted Average Maturity	11.186 Years

ORDINANCE NO. 075-20

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,950,000, 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, AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Ordinance No. 105-19 passed January 20, 2020, notes in anticipation of bonds in the principal amount of \$3,500,000, dated February 25, 2020 (the “*Outstanding Notes*”) were issued for the purpose described in Section 2, to mature on February 25, 2021; and,

WHEREAS, this City Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Bonds described in Section 2 and other funds available to the City and provide an additional \$450,000 for the purpose described in Section 2; and,

WHEREAS, this City 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 2 and the maximum maturity of the Bonds described in Section 2; and,

WHEREAS, the Finance Director has certified to this City Council that the estimated life or period of usefulness of the Improvement is at least five (5) years and that the maximum maturity of the Bonds is at least twenty (20) years; **Now Therefore**,

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

Section 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

“*Authorized Denominations*” means the denomination of \$5,000 or any integral multiple in excess thereof.

“*Bond Proceedings*” means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement, the Purchase Agreement (if any), the Registrar Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

“*Bond Register*” means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

“*Bond Registrar*” means a bank or trust company authorized to do business in the State of Ohio and designated by the Finance Director in the Certificate of Award pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Registrar Agreement and, thereafter, “*Bond Registrar*” shall mean the successor Bond Registrar.

“*Bonds*” means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

“*Book entry form*” or “*book entry system*” means a form or system under which (a) the ownership of beneficial interests in the Bonds and the principal of and interest and any premium on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the City and payable only to a Depository or its nominee as registered owner, with the certificates deposited with and “immobilized” in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Bonds and that principal and interest.

“*Certificate of Award*” means the certificate authorized by Section 6, to be executed by the Finance Director, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

“*City*” means the City of Napoleon, Ohio.

“*City Law Director*” means the City Law Director of the City or any person serving in an interim or acting capacity with respect to that office.

“*City Manager*” means the City Manager of the City or any person serving in an interim or acting capacity with respect to that office.

“*Clerk of Council*” means the Clerk of Council of the City Council or any person serving in an interim or acting capacity with respect to that office.

“*Closing Date*” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“*Code*” means the Internal Revenue Code of 1986, as amended, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“*Continuing Disclosure Agreement*” means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the City for the benefit of the

holders and beneficial owners of the Bonds in accordance with the Rule, as it may be modified from the form on file with the Clerk of Council and executed by the City Manager and the Finance Director, all in accordance with Section 9(c).

“Depository” means any securities depository that is a clearing agency registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Bonds or the principal of and interest and any premium on the Bonds, and to effect transfers of the Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Finance Director” means the Finance Director of the City or any person serving in an interim or acting capacity with respect to that office.

“Financing Costs” shall have the meaning given in Section 133.01 of the Ohio Revised Code.

“Interest Payment Dates” means, unless otherwise specified in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing on the date specified in the Certificate of Award.

“Mandatory Redemption Date” shall have the meaning set forth in Section 3(b).

“Mandatory Sinking Fund Redemption Requirements” shall have the meaning set forth in Section 3(e)(i).

“Original Purchaser” means the purchaser of the Bonds specified in the Certificate of Award.

“Participant” means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies and clearing corporations.

“Principal Payment Dates” means, unless otherwise specified in the Certificate of Award, December 1 in each of the years from and including 2021 to and including 2047; *provided* that the first Principal Payment Date may be deferred up to one year and the last Principal Payment Date may be advanced by such number of years as determined by the Finance Director, and *provided further* that in no case shall the final Principal Payment Date of the Bonds exceed the maximum maturity limitation referred to in the preambles hereto, all of which determinations shall be made by the Finance Director in the Certificate of Award in such manner as to be in the best interest of and financially advantageous to the City.

“Purchase Agreement” means the Bond Purchase Agreement between the City and the Original Purchaser, as it may be modified from the form on file with the Clerk of Council and executed by the City Manager and the Finance Director, all in accordance with Section 6.

“*Registrar Agreement*” means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and executed by the City Manager and the Finance Director, all in accordance with Section 4.

“*Regulations*” means Treasury Regulations issued pursuant to the Code or to the statutory predecessor of the Code.

“*Rule*” means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

“*SEC*” means the Securities and Exchange Commission.

“*Serial Bonds*” means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

“*Term Bonds*” means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This City Council determines that it is necessary and in the best interest of the City to issue bonds of this City in the maximum principal amount of \$3,950,000 (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*”). The Bonds shall be issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The principal amount of Bonds to be issued shall not exceed the maximum principal amount specified in this Section 2 and shall be an amount determined by the Finance Director in the Certificate of Award to be the principal amount of Bonds that is required to be issued at this time for the purpose described in this Section 2, taking into account the costs of refunding the Outstanding Notes and providing additional money for the purpose described in Section 2, the estimates of the Financing Costs and the interest rates on the Bonds.

The proceeds from the sale of the Bonds received by the City (or withheld by the Original Purchaser on behalf of the City) shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purpose for which the Bonds are being issued, including without limitation but only to the extent not paid by others, the payment of the costs of issuing and servicing the Bonds, printing and delivery of the Bonds, legal services including obtaining the approving legal opinion of bond counsel, fees and expenses of any municipal advisor, paying agent and rating agency, any fees or premiums relating to municipal bond

insurance or other security arrangements determined necessary by the Finance Director, and all other Financing Costs and costs incurred incidental to those purposes. The Certificate of Award and the Purchase Agreement (if any) may authorize the Original Purchaser to withhold certain proceeds from the purchase price of the Bonds to provide for the payment of Financing Costs related to the Bonds on behalf of the City. Any portion of those proceeds received by the City representing premium (after payment of any Financing Costs identified in the Certificate of Award, and in the Purchase Agreement (if any) and/or the Registrar Agreement) shall be paid into the Bond Retirement Fund. Any portion of those proceeds received by the City representing accrued interest shall be paid into the Bond Retirement Fund.

Section 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, *provided* that their dated date shall not be more than sixty (60) days prior to the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of twelve 30-day months) as shall be determined by the Finance Director, subject to subsection (c) of this Section 3, in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements on the Principal Payment Dates in principal amounts as shall be determined by the Finance Director, subject to subsection (c) of this Section 3, in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City.

Consistent with the foregoing and in accordance with the Finance Director's determination of the best interest of and financial advantages to the City, the Finance Director shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (each a "*Mandatory Redemption Date*") and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that the total principal and interest

payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest cost for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements of those principal amounts of Bonds shall not exceed 6.00%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Finance Director, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund redemption requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, for which provision is made in the Certificate of Award (such Dates and amounts being referred to as the "*Mandatory Sinking Fund Redemption Requirements*").

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Date the principal amount of Term Bonds payable on that Date pursuant to the Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Finance Director, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Finance Director, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal

Payment Date and bearing interest at the same rate as the Term Bonds so delivered. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Finance Director, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Finance Director, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities and interest rates specified in the Certificate of Award (if any are so specified) shall be subject to optional redemption by and at the sole option of the City, in whole or in part in integral multiples of \$5,000, on the dates and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Finance Director in the Certificate of Award; provided that the redemption price for any optional redemption date shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity (and interest rate within a maturity if applicable) to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Finance Director to the Bond Registrar, given upon the direction of the City by passage of an ordinance or adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and interest rate within a maturity if applicable) of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity (or interest rate within a maturity if applicable) are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities and interest rate or rates selected by the City. If

fewer than all of the Bonds of a single maturity (or interest rate within a maturity if applicable) are to be redeemed, the selection of Bonds of that maturity (or interest rate within a maturity if applicable) to be redeemed, or portions thereof in amounts of \$5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the \$5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first-class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to the provisions of Sections 3(d) and 5, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to

bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, *provided* that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4. Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the City Manager and the Finance Director, in the name of the City and in their official capacities, *provided* that either or both of those signatures may be a facsimile. The Bonds shall also be countersigned by the Mayor, *provided* that the signature of the Mayor may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Finance Director, shall be numbered as determined by the Finance Director in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The Finance Director is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the initial Bond Registrar. The City Manager and the Finance Director shall sign and deliver, in the name and on behalf of the City, the Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Finance Director on behalf of the City, all of which shall be conclusively evidenced by the signing of the Registrar Agreement or amendments thereto. The Finance Director shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement (if any) and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond Proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond Proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Finance Director on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Register. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the provisions of Sections 3(d) and 9(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section 5. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Finance Director determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section 5.

The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized: (i) the Bonds may be issued in the form of a single, fully

registered Bond representing each maturity, and, if applicable, each interest rate within a maturity, and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent for that purpose, which may be the Bond Registrar; (ii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Finance Director may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Finance Director does not or is unable to do so, the Finance Director, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Finance Director is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Finance Director determines to be necessary in connection with a book entry system for the Bonds.

Section 6. Sale of the Bonds to the Original Purchaser. The Finance Director is authorized to sell the Bonds at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Finance Director in the Certificate of Award, plus accrued interest (if any) on the Bonds from their date to the Closing Date, and shall be awarded by the Finance Director with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award and the Purchase Agreement (if any), in accordance with law and the provisions of 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 Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Ohio Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Finance Director shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price.

To the extent that the Finance Director determines it would be financially advantageous to the City, the City Manager and the Finance Director shall sign and deliver, in the name and on behalf of the City, the Purchase Agreement between the City and the Original Purchaser, in

substantially the form as is now on file with the Clerk of Council, providing for the sale to, and the purchase by, the Original Purchaser of the Bonds. The Purchase Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Finance Director on behalf of the City, all of which shall be conclusively evidenced by the signing of the Purchase Agreement or amendments thereto.

The Mayor, the City Manager, the Finance Director, the City Law Director, the Clerk of Council and other City officials, as appropriate, 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 actions of the Mayor, the City Manager, the Finance Director, the City Law Director, the Clerk of Council or other City official, as appropriate, in doing any and all acts necessary in connection with the issuance and sale of the Bonds are hereby ratified and confirmed.

Section 7. Provision for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. 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 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 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 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 Bonds.

Section 8. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as bonds the

interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Finance Director or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Bonds, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds. The Finance Director or any other officer of the City having responsibility for issuance of the Bonds is specifically authorized to designate the Bonds as “qualified tax-exempt obligations” if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

Section 9. Official Statement, Rating, Bond Insurance, Continuing Disclosure and Financing Costs.

(a) Primary Offering Disclosure -- Official Statement. The City Manager and the Finance Director are each authorized and directed, on behalf of the City and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Bonds in substantially the form as is now on file with the Clerk of Council, (ii) determine, and to certify or otherwise represent, when the official statement is to be “deemed final” (except for permitted omissions) by the City as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Finance Director, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Finance Director is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid or reimbursed pursuant to the Purchase Agreement (if any) and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The Finance Director is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Finance Director determines to be necessary in connection with the obtaining of that bond insurance.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The City Manager and the Finance Director are each authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the City Manager and the Finance Director on behalf of the City, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Finance Director is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required

under the Rule, the Finance Director shall consult with and obtain legal advice from, as appropriate, the City Law Director and bond or other qualified independent special counsel selected by the City. The Finance Director, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Financing Costs. The expenditure of the amounts necessary to pay any Financing Costs in connection with the Bonds, to the extent not paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement (if any) and/or the Registrar Agreement, is authorized and approved, and the Finance Director is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 10. Bond Counsel. 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 Bonds 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 of Ohio, 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. To the extent they are not paid or reimbursed pursuant to the Purchase Agreement (if any) and/or the Registrar Agreement, 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 Bonds, if available, and otherwise from available moneys in the General Fund.

Section 11. Municipal Advisor. The services of Sudsina & Associates, LLC., as municipal advisor, are hereby retained. The municipal advisory services shall be in the nature of financial advice and recommendations in connection with the issuance and sale of the Bonds. In rendering those municipal advisory services, as an independent contractor, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those municipal advisory services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those municipal advisory services. The Finance Director is authorized and directed, to the extent they are not paid or reimbursed pursuant to the Purchase Agreement (if any) and/or the Registrar Agreement, 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 Bonds, if available, and otherwise from available moneys in the General Fund.

Section 12. Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to promptly deliver or cause to be delivered a certified copy of this Ordinance and an executed copy of the Certificate of Award to the County Auditor of Henry County, Ohio.

Section 13. Satisfaction of Conditions for Bond Issuance. This City 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 Bonds 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 Bonds 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 7) of the City are pledged for the timely payment of the debt charges on the Bonds; that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds; and that the Bonds are being authorized and issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance, the Certificate of Award, the Purchase Agreement (if any) and other authorizing provisions of law.

Section 14. Compliance with Open Meeting Requirements. This City Council finds and determines that all formal actions of this City Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Council or any of its committees, and that all deliberations of this City 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. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety in the City and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to enable the City to timely retire the Outstanding Notes and thereby preserve its credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 075-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City on the ____ day of _____, 2020; 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, Clerk of Council

CERTIFICATION OF RECORDS

I, Roxanne Dietrich, Clerk of Council, of the City of Napoleon, Ohio, do hereby certify and attest that this document to be a **True and Correct** copy of Ordinance Number 075-20, passed _____, 2020.

Roxanne Dietrich, Clerk of Council

Date

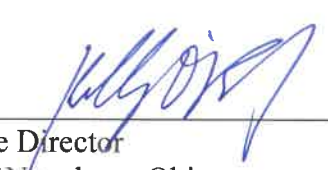
**SUPPLEMENTAL
FISCAL OFFICER'S CERTIFICATE**

To the City Council of the City of Napoleon, Ohio:

As fiscal officer of the City of Napoleon, Ohio, and supplementing the fiscal officer's certificate of July 1, 2019, I certify in connection with your proposed issue of bonds in the maximum principal amount of \$3,950,000 (the "*Bonds*"), to be issued 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*"), that:

1. The estimated life or period of usefulness of the Improvement is at least five (5) years.
2. The maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Ohio Revised Code, is at least twenty (20) years, being my estimate of the life or period of usefulness of that Improvement.

Dated: December 1, 2020



Finance Director
City of Napoleon, Ohio

ORDINANCE NO. 067-20

AN ORDINANCE ESTABLISHING A NEW POSITION CLASSIFICATION PAY PLAN FOR EMPLOYEES OF THE CITY OF NAPOLEON, OHIO FOR THE YEAR 2021; REPEALING ORDINANCE NO. 088-19; AND DECLARING AN EMERGENCY

WHEREAS, Council reviewed the proposed Year 2021 annual appropriation measure and finds, in general, as it relates to non-bargaining employees of the City of Napoleon, Ohio, that a compensation increase of two percent (2%) is generally warranted subject to various considerations as contained herein; and,

WHEREAS, Exhibits A, B, and C attached hereto and incorporated herein, reflect pay scales for City of Napoleon non-bargaining employees. The pay scales noted in these Exhibits generally contain a two percent (2%) pay increase from the 2020 pay scales; and,

WHEREAS, Council desires to make said compensation increases effective on the pay period commencing on or about December 14, 2020; and,

WHEREAS, Council now desires to adopt a new 2021 Classification Pay Plan for its non-bargaining employees as stated in this Ordinance and Exhibits A, B, and C; **Now Therefore**,

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

Section 1. That, notwithstanding any Ordinance or Resolution to the contrary, the City of Napoleon, Ohio, (the "City") had previously established a new 2020 Position Classification Pay Plan ("Pay Plan") for its non-bargaining employees, passed by Council on January 6, 2020.

Section 2. That, effective with the first pay period for the Year 2021, that commences on or about December 14, 2020, the pay scale (steps) for the City's non bargaining employees (full time) positions of this city shall be provided, unless modified, as established in Exhibit "A," attached and incorporated herein. Subject to the provisions of the City's Personnel Code, the Employment Policy Manual as Amended 2014-1 (Ordinance No. 084-14), and Section 3 of this Ordinance, the Department Director or Appointing Authority may place any employee affected by this Ordinance at the level of compensation the Department Director or Appointing Authority deems appropriate as listed in Exhibit "A."

Section 3. That, effective with the first pay period for the Year 2021, which commences on or about December 14, 2020, each non-bargaining employee (full time regular) (hourly), subject to Employment Policy Manual Policy §8.10 (Compensation Reviews), is eligible on such employee's annual hiring anniversary date of uninterrupted full time service with the City, to be advanced one (1) step in the Pay Plan until the maximum step is reached. The non-bargaining employee's (full time regular) (hourly) step location prior to advancement in the Pay Plan shall be determined by contrasting the base hourly rate said employee received prior to the enactment of this Ordinance with the table found in Exhibit "A" for the respective year. For new hires, the Department Director or Appointing Authority may place an employee within the scale where the Department Director or Appointing Authority deems appropriate considering merit and

fitness. Nothing in this Section shall be construed to prohibit a decrease in pay. Step increases for transfer employees shall be in accordance with §197.09(e) of the Personnel Code. A mere reclassification of a current position, where job duties are substantially the same, does not constitute a transfer. Notwithstanding any other provision of this Pay Plan, the Zoning Administrator shall receive a bonus to be pro-rated over the calendar year of *Five Hundred (\$500.00) Dollars* for each certification he or she holds, as follows: an Ohio Residential Building Official; Ohio Residential Plumbing Inspector; and, Ohio Electrical Safety Inspector. The Zoning Administrator must provide written proof of each certification to the City Manager prior to receiving the bonus.

Section 4. That, effective with the first pay period for the Year 2021, that commences on or about December 14, 2020, the pay scale for non-bargaining employee (salaried) (full time) positions of this City which are exempt under the Fair Labor Standards Act (FLSA) as it relates to overtime, shall be provided, unless modified, as established in Exhibit “B,” attached and incorporated herein, (expressed in base biweekly salary amounts). Subject to the provisions of the City’s Personnel Code, the Employment Policy Manual as Amended 2014-1 (Ordinance No. 084-14), and Section 5 of this Ordinance, the Department Director or Appointing Authority may place any employee affected by this Ordinance at the level the Department Director or Appointing Authority deems appropriate as listed in Exhibit “B.”

Section 5. That, effective with the first pay period for the Year 2021, that commences on or about December 14, 2020, each non bargaining employee (salaried) (full time) position of this City as defined in Section 4 of this Ordinance, is eligible to have a minimum salary increase of two percent (2%) for Year 2021, subject to Employment Policy Manual “Policy §8.10 (Compensation Reviews),” calculated from what the employee is making at the time just prior to the proposed increase period, and as reflected in the amounts expressed in Exhibit “B.” In no event shall any increase place the employee above the top scale as established in Section 4 of this Ordinance. For new hires or current employees, the Department Director or Appointing Authority may place an employee, at any time, within the scale where the Department Director or Appointing Authority deems appropriate considering merit and fitness. Nothing in this Section shall be construed to prohibit a decrease in pay.

Section 6. That, effective with the first pay period of the Year 2021, that commences on or about December 14, 2020, the Pay Scale (steps) for part time, permanent part time, and temporary employees of this City shall be provided unless modified, as stated in the table found in Exhibit “C” (attached and incorporated herein), except when Federal or State minimum wage of a higher amount is required, then the higher amount of the Federal or State minimum wage shall apply. Subject to the provisions of the City’s Personnel Code and Employment Policy Manual as Amended 2014-1 (Ordinance No. 084-14), the Department Director or Appointing Authority may place any employee affected by this Ordinance at the level the Department Director or Appointing Authority deems appropriate as listed in Exhibit “C.” Employment Policy Manual 2014-1, Policy Section 8.10, (compensation reviews), is applicable only to permanent part time employees, not part time or temporary employees.

Section 7. That, all paid part time, permanent part time, and temporary employees of the City shall, effective with the first pay period of the Year 2021, that commences on or about December 14, 2020, have a minimum hourly base pay increase of two percent (2%) for Year 2021 calculated from what the employee’s base rate was

just prior to this proposed increase, and as is reflected in the amounts expressed in Exhibit "C" (the amounts include the two percent (2%) increase). Only permanent part time employees are subject to Employment Policy Manual 2014-1 Policy §8.10 (compensation reviews), when applicable. Part time employees of the Fire/Rescue Department will remain on probationary/trainee status until removed by the City Manager upon recommendation of the Fire Chief. For new hires or current employees of the City, the Appointing Authority or Department Director may place an employee within the scale where the Appointing Authority or Department Director deems appropriate considering merit and fitness. Nothing in this section shall be construed to prohibit a decrease in pay. The non-full time status positions found in Exhibit "C" (i.e. temporary part time or permanent part time) may be modified by the Appointing Authority or Department Director at any time, except that Council shall approve any modification to a full time status. Additionally, the position of Probation Officer PIIG Grant is hereby set as expressed in Exhibit "C."

Section 8. That, compensation for employees' appointments made in order to fill temporarily vacant positions shall be at a rate established by the Department Director or Appointing Authority, except that it shall not exceed the top pay scale established in this Ordinance for the position being filled. Temporary positions being filled by temporary employees for whom no pay scale has been established shall be at a pay scale established by the Department Director or Appointing Authority by comparing the temporary position created to the most similar position established within the same department that is utilizing the temporary employee. In the event no such similar position exists, then it shall be paid in an amount as determined appropriate by the Department Director or Appointing Authority so long as the amount paid may be accomplished without exceeding the department's annual budget.

Section 9. That, notwithstanding any section of this Ordinance to the contrary, compensation of the Clerk of the Napoleon Municipal Court shall be as found in Section 4 of this Ordinance and as stated in Exhibit "B" unless otherwise set by the Municipal Court Judge pursuant to ORC §1901.31 (C).

Section 10. That, compensation for the Chief Deputy Clerk and all other Deputy Clerks of the Napoleon Municipal Court shall be as set by the Clerk of the Napoleon Municipal Court pursuant to ORC §1901.31 and as stated in Exhibits "A, B, and C."

Section 11. That, the compensation for Municipal Court Bailiff and/or Deputy Bailiff shall be established by the Municipal Court pursuant to ORC §1901.32 and as stated in Exhibits "A, B, and C."

Section 12. That, the position of Chief Probation Officer as established in and for the City for the Napoleon Municipal Court shall be considered a full time regular employee having an hourly, non-exempt status. The job description as included in the Pay Plan, as prepared and/or revised by the Municipal Court Judge, is continued to be approved by this Council. The Chief Probation Officer shall not be entitled to any longevity pay; moreover, the Municipal Court Judge may adjust the Chief Probation Officer's wage rate at any time so long as within the limits of the CCA Grant or as may be otherwise supplemented by the Municipal Court. Notwithstanding any other provision of this Ordinance, in no event shall the Chief Probation Officer's pay and benefits exceed the amount of the CCA Grant or as otherwise may be supplemented by the Municipal

Court. Nothing shall be construed in this Ordinance as mandating that the position be filled or continued to be filled each year.

Section 13. That, the position of Part-Time Probation Officer is hereby established by this legislation pursuant to City of Napoleon Charter Article II, Section 2.14, in and for the City for the Napoleon Municipal Court shall be considered a part time regular employee having an hourly, non-exempt status. The job description as included in the Pay Plan, as prepared and/or revised by the Municipal Court Judge, is hereby approved by this Council. The Part-Time Probation Officer shall not be entitled to any longevity pay; moreover, the Municipal Court Judge may adjust the Part-Time Probation Officer's wage rate at any time so long as within the limits of the JRIG Grant or as may be otherwise supplemented by the Municipal Court. Notwithstanding any other provision of this Ordinance, in no event shall the Part-Time Probation Officer's pay and benefits exceed the amount of the JRIG Grant or as otherwise may be supplemented by the Municipal Court through other grants or funds outside the General Fund. Nothing shall be construed in this Ordinance as mandating that the position be filled or continued to be filled each year.

Section 14. That, all positions and/or classifications found in this Ordinance shall be deemed created, established, and existing in and for the City of Napoleon, Ohio. The status of part time employees may be further defined by the Department Director or Appointing Authority as permanent part time, temporary, seasonal, or intermittent employees without affecting the compensation status as stated in this Ordinance. Nothing in this Ordinance shall be construed as mandating that each and every position and/or classification be filled by this City.

Section 15. That, this Ordinance allows the terms and conditions of this pay increase to be retroactively applied, the same being hereby approved as it so exists.

Section 16. That, those employees who are covered by collective bargaining agreements shall be paid in accordance with the respective collective bargaining agreement.

Section 17. That, all compensation paid under this Ordinance is subject to appropriation of funds by Council.

Section 18. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 19. That, all pay scales reflected in this Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 20. That, no position mentioned in this Ordinance shall receive longevity benefit unless specified in this City's adopted longevity plan unless otherwise specifically provided for herein, or except as may be permitted by the City's longevity policy.

Section 21. That, any employee who is employed by the City in more than one position shall be paid overtime in accordance with State and Federal wage and salary laws (specifically, after forty hours of work within one week the person should receive overtime based on the salary or wage for the position they are working when they surpass forty hours for that work week). However, but for the employee's normal scheduled employment, the department that causes the overtime shall be liable for the payment of overtime regardless of where the hours were worked.

Section 22. That, Ordinance No. 088-19 is repealed in its entirety effective December 14, 2020.

Section 23. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 24. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 25. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 be in effect at the earliest possible time to allow for proper processing of wages to employees, this being essential to the harmony of the necessary workforce, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 067-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

2021 Pay Ordinance

EXHIBIT "A"
(BASE HOURLY RATE)

<u>Title</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>
Clerk-Typist II	\$12.53	\$14.41	\$15.47	\$16.60
Receptionist	\$14.17	\$16.25	\$17.42	\$18.73
Administrative Assistant	\$17.26	\$19.92	\$21.39	\$23.03
Front Desk Administrator	\$12.53	\$14.14	\$14.83	\$15.68
Service Building Secretary	\$12.53	\$14.14	\$14.83	\$15.68
Senior Service Building Secretary	\$15.57	\$17.86	\$19.20	\$20.73
Executive Assistant to Appointing Authority	\$20.96	\$22.34	\$23.78	\$25.29
Executive Assistant/Paralegal to Law Director	\$25.29	\$27.62	\$29.66	\$31.71
Account Clerk I	\$12.53	\$14.14	\$14.83	\$15.67
Account Clerk II	\$15.57	\$17.86	\$19.21	\$20.73
Utility Billing Administrator	\$17.68	\$20.35	\$21.80	\$25.89
Senior Account Clerk	\$17.26	\$19.92	\$21.40	\$25.30
Records Clerk/Recorder	\$15.57	\$17.86	\$19.20	\$20.72
Accounts Payable Clerk	\$15.57	\$17.86	\$19.20	\$21.80
Tax Administrator	\$17.68	\$20.35	\$21.80	\$25.89
Engineering Technician	\$18.98	\$21.80	\$23.35	\$25.05
Senior Engineering Technician	\$22.54	\$25.96	\$27.78	\$29.80
Staff Engineer	\$20.95	\$24.15	\$25.96	\$27.88
Licensed Staff Engineer	\$28.36	\$30.50	\$32.80	\$36.68
Construction Inspector*	\$25.38	\$29.16	\$31.25	\$34.34
Senior Electric Engineering Technician	\$22.54	\$25.96	\$27.78	\$29.80
Electrical Construction/Maintenance Inspector*	\$28.14	\$32.38	\$34.72	\$37.22
Zoning Administrator	\$24.66	\$28.33	\$30.37	\$32.55
Assistant Water Superintendent	\$30.26	\$31.39	\$33.11	\$34.84
Chief Water Treatment Operator	\$22.54	\$25.96	\$27.78	\$31.42
Chief Wastewater Treatment Operator	\$22.54	\$25.45	\$27.78	\$31.42
Police Lieutenant	\$0.00	\$32.96	\$34.51	\$36.24
Deputy Court Clerk	\$16.73	\$18.22	\$19.54	\$20.94
Chief Probation Officer	\$20.22		\$0.00	\$22.34
IT Specialist	\$18.60	\$20.58	\$22.57	\$24.56

* 5% Increase

2021 Pay Ordinance

EXHIBIT "B"
(BASED ON AN 80 HOUR PAY PERIOD)

<u>Title</u>	<u>BOTTOM</u>	<u>TOP</u>
Assistant to the City Engineer	\$2,821.22	\$3,255.26
City Engineer	\$3,309.51	\$4,014.81
Public Works Director *	\$3,936.09	\$4,712.67
Golf Course & Grounds Superintendent	\$2,010.12	\$2,702.02
Parks & Recreation Director/Cemetery	\$1,821.64	\$3,166.04
Assistant Finance Director	\$3,006.15	\$3,489.63
Electrical Engineer	\$3,130.73	\$3,646.10
Electric Distribution Superintendent	\$3,191.92	\$3,931.98
IT Administrator	\$1,969.32	\$2,925.47
Human Resources Director	\$2,245.29	\$3,407.31
Municipal Court Bailiff	\$0.00	\$1,405.59
Municipal Court Clerk	\$1,902.91	\$2,128.43
Assistant Fire Chief	\$2,224.43	\$3,255.26
Fire Chief	\$2,766.96	\$3,653.04
Operations Superintendent	\$2,295.37	\$3,255.26
Water Superintendent	\$2,513.06	\$3,386.92
Wastewater Superintendent	\$2,513.06	\$3,386.92
Chief of Police	\$2,917.20	\$3,761.55

*Lump Sum of \$1500.00 not in base

EXHIBIT "C"
(BASE HOURLY RATE)

<u>Title</u>	<u>Bottom</u>	<u>Top</u>
Front Desk Administrator (Part Time)	\$10.08	\$13.77
Legal Clerk (Temporary)	\$14.49	\$23.28
Probationary/Trainee Fire Fighter/EMT	\$8.97	\$13.67
All Fire/Rescue Department (Part Time)	\$12.84	\$17.82
Deputy Court Clerk (Part Time)	\$11.17	\$15.34
Deputy Court Bailiff (Part Time)		\$14.69
Probation Officer JRIG Grant		\$16.61
Construction Inspection (Temporary)	\$13.55	\$14.51
Construction Engineer (Temporary) Engineering Dept.	\$41.11	\$44.05
Income Tax/Collection Clerk (Part Time)	\$10.08	\$17.78
Lifeguard (Seasonal)	\$8.97	\$15.06
Seasonal Laborer – Other	\$8.97	\$15.06
Recreation Worker (Seasonal)	\$8.97	\$15.06
Parks Maintenance Worker (Seasonal)	\$8.97	\$15.06
Golf Course Clubhouse Attendant (Seasonal)	\$8.97	\$15.06
Senior Center Fitness Coordinator (Part Time)	\$8.97	\$15.06
Code Enforcement Inspector	\$19.53	\$30.39
Adjunct EMS Instructor for the Fire Department (Part Time)		\$20.86
Adjunct Fire Instructor for the Fire Department (Part Time)		\$20.86

RESOLUTION NO. 062-20

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS AND AUTHORIZING A DEPARTMENT DIRECTOR TO TAKE BIDS ON CERTAIN PROJECTS, SERVICES, EQUIPMENT, MATERIALS, OR SUPPLIES WITHOUT THE REQUIREMENT FOR ADDITIONAL LEGISLATION TO DO SO IN THE YEAR 2021; AND DECLARING AN EMERGENCY

WHEREAS, each year from time to time, a Department Director (City Manager, City Finance Director, or City Law Director) is required to come to Council for authority to take bids for certain projects, services, or the purchase or lease of equipment, materials or supplies used in the City operations; and,

WHEREAS, in order to provide a more feasible, economical, and expedited method of bidding procedures, it is deemed necessary to give to the above mentioned Department Directors authority to bid such projects, services, equipment, materials, or supplies without the necessity of continued legislation; **Now Therefore**,

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

Section 1. That, the City Manager, City Finance Director, and City Law Director, for their respective departments, subject to Council's approval as to the specifications, plans, agreements, and other related bid documents when applicable, are hereby authorized to advertise and receive bids or take proposals as applicable for the projects, services, equipment, materials, or supplies that are anticipated to be in excess of twenty five thousand dollars (\$25,000) as listed in attached Exhibit "A," (such exhibit being incorporated into this Resolution by attachment and made a part hereof), without the necessity of further legislation in the year 2021; further, Council finds that the expenditure of funds in excess of twenty five thousand dollars (\$25,000) for each project, service, equipment, material, or supply listed in said Exhibit "A," is necessary and authorized, subject to an approved motion of Council permitting the respective Department Director to make award. If a contract for said project, service, equipment, material, or supply is awarded to a successful bidder (lowest and best) as a result of a competitive bid, the City Manager, City Finance Director, and City Law Director, for their respective departments, are directed to enter into a contract with the awardee subject to the terms and conditions of an agreement approved by Council, said agreement subject to any non-material changes deemed appropriate by the respective Department Director and approved as to form and correctness by the City Law Director. In the case of a non-competitive bid, the City Manager, City Finance Director, and City Law Director, for their respective departments, are directed to enter into a contract with the awarded subject to the terms and conditions of an agreement approved by Council, said agreement subject to any non-material changes deemed appropriate by the respective Department Director and approved as to form and correctness by the City Law Director.

Section 2. That, Council reserves the right, by motion of Council, to approve for award, direct no award, reject all or some bids, or rebid, when deemed in the best interest of the City as it relates to the projects identified in Section 1 of this Resolution; moreover, Council may waive any informalities in the bidding process.

Section 3. That, Chapters 105 and 106 of the Codified Ordinances of Napoleon, Ohio, shall continue to be applicable to any projects, services, equipment, materials, or supplies listed in attached Exhibit "A;" moreover, nothing in this Resolution shall be construed as limiting the Department Directors in making purchases or contracting for services in any manner as provided for in said Chapters, statutory law or as otherwise provided by Council. When competitive bidding is required for any project, service, equipment, material or supply as a matter of law, it shall be utilized unless otherwise eliminated by act of Council. When quality based selection is required for any project listed in Exhibit "A" for architectural, engineering, or construction management services as a matter of law, then the quality based selection process shall be utilized unless otherwise eliminated by act of Council. Also, Council hereby finds that the expenditure of funds in excess of twenty five thousand dollars (\$25,000) for each architectural, engineering, or construction management service as found in Exhibit "A" is necessary and approved as a proper public expenditure of funds, subject to approved motion of Council permitting the Department Director to make the award. Finally, the combining of projects, or the contracting or purchase of services, equipment, materials, or supplies is permitted of any project or item listed in Exhibit "A" without necessity of further authorization by Council.

Section 4. That, a Department Director is authorized to use this Resolution for authority for said bids and/or purchases as contained in this Resolution.

Section 5. That, any item listed in attached Exhibit "A" may be leased in lieu of purchasing when deemed appropriate by the respective Department Director.

Section 6. That, all leases, purchases and contracts for projects, services, equipment, materials, or supplies is subject to appropriation and certification of funds.

Section 7. That, any trade-ins shall be controlled by Section 107.05(c) of the Codified Ordinances of Napoleon, Ohio, as may be amended from time to time.

Section 8. 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 the City of Napoleon, Ohio.

Section 9. That, if any other prior Resolution or Ordinance 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 10. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow the timely purchase of materials, supplies, equipment or services essential to provide public peace, health or safety; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to begin the process 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 062-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

DEPARTMENT/CATEGORY/ITEM DESCRIPTION
1300 CITY MANAGER/ADMINISTRATION
- City Facility Preliminary Engineering
1600 IT
- Copy machines/printers (various departments)
- Purchase of DELL servers (possibly Electric Dept.)
1700 ENGINEERING
- Pick Up Truck
2100 POLICE/SAFETY SERVICES
- Patrol Vehicles- Replacement of two (2) vehicles
2200 FIRE
4300 NAPOLEON AQUATIC CENTER
5100 SERVICES/STREETS SCM &4
- Small Dump Truck
- Oakwood Avenue & American Road Improvements
- Twin Oaks Subdivision – 7 th Addition
- Oakwood Avenue Improvement (Independence Drive to N. Perry Street)
- Annual Road Program – Milling & Resurfacing Local Streets
- Roadside mowing (contracted)
- Ice and snow removal (salt contracts)
- Tree trimming and stump removal (contracted)
- ROAD & STREET IMPROVEMENT PROGRAMS
- Annual Concrete Grinding
5200- Garage/Fuel Rotary
- Fuel
6110 ELECTRIC/OPERATIONS DIST.
- Wood poles
- Rate review
- Ermco- for transformer purchases
- Engineering study of substations
- STREET LIGHTING IMPROVEMENT PROGRAM
- Street/Security lighting improvements
- ELECTRIC FEEDER LINE IMPROVEMENTS
- Electrical underground upgrades and maintenance
- Electrical overhead upgrades and maintenance
- TRANSFORMER REPLACEMENT & DISPOSAL PROGRAMS
- Transformer replacement and disposal (inventory)

- ELECTRICAL IMPROVEMENTS & UPGRADES
- New system growth and updates
6200 WATER TREATMENT PLANT OPERATIONS
- Water Treatment Plant Chemicals
- Asset Management, Risk and Resilience Plan, Emergency Response Plan
- Emergency Repairs
- Membrane Cleaning Chemicals
6210 WATER DISTRIBUTION SYSTEM
- Lynne Avenue West of Glenwood Avenue Waterline Improvements
6300 SEWER/WASTE WATER TREATMENT PLANT
- Various sanitary sewer emergency repairs (contracted)
- Long Term Control Plan updates (contracted)
- Storm sewer improvements
- Chemicals (Wastewater Treatment Plant)
- Sanitary lateral repairs in City ROW
- Bio solids removal and landfill disposal
6310 SEWER/COLLECTION SYSTEM
- 2021 Wastewater Treatment Plant Improvements
- Front Street Interceptor & Palmer Ditch Force Main Relocation- L.T.C.P.
- Sanitary Sewer Emergency Repairs
- Sanitary Sewer Cleaning Program
- Oberhaus Interceptor Phase II
- Euclid Avenue Sanitary Sewer Improvements
- Sanitary Sewer Lateral Replacements
6400, 6510, 6411, 6420 SANITATION/COLLECTION & DISPOSAL
- Landfill Disposal Fees
- Concrete Grinding
- Brush Grinding
- Mosquito Spraying- Chemicals
- Recycling Services

RESOLUTION NO. 063-20

A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS IN EXCESS OF TWENTY FIVE THOUSAND DOLLARS (\$25,000) IN AND FOR THE YEAR 2021 AS IT RELATES TO REOCCURRING COSTS ASSOCIATED WITH THE OPERATION OF THE CITY, FOR PAYMENT OF EXPENSES, AND FOR PURCHASES ASSOCIATED WITH VENDORS UTILIZED BY MULTIPLE DEPARTMENTS WITHIN THE CITY; ELIMINATION OF NECESSITY OF COMPETITIVE BIDDING IN AND FOR THE YEAR 2021 AS IT RELATES TO CERTAIN TRANSACTIONS; AND DECLARING AN EMERGENCY

WHEREAS, the City each year has reoccurring costs associated with the conducting of business with groups or associations established for or on behalf of the political subdivisions or instrumentalities of the State, which annually exceed twenty-five thousand dollars (\$25,000); and,

WHEREAS, the City each year has reoccurring costs associated with the conducting of business, many which result in mandatory payments or merely occurs as a result of the method of accounting utilized by the City's Finance Department; and,

WHEREAS, for convenience and efficiency, purchase orders are annually written to vendors by multiple departments of the City with a combined total that exceeds twenty-five thousand dollars (\$25,000); **Now Therefore**,

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

Section 1. That, the expenditure of funds by the City in excess of twenty-five thousand dollars (\$25,000), in and for the year 2021, is hereby necessary and authorized as a proper public expenditure, subject to appropriation of funds, for purchases, services, coverage, or benefits listed in Exhibit "A" attached hereto and made a part of this Resolution.

Section 2. That, the expenditure of funds by the City in excess of twenty five thousand dollars (\$25,000), in and for the year 2021, is hereby necessary and authorized as a proper public expenditure, subject to appropriation of funds, for the following purchases associated with recreation, fund balance maintenance, public labor costs, public auditing, utilities, bonding, accounting, the payment of debt service, postal service, banking, permitting, and codification listed in Exhibit "B" attached hereto and made a part of this Resolution.

Section 3. That, the expenditure of funds in excess of twenty five thousand dollars (\$25,000) is hereby necessary and authorized as a proper public expenditure, subject to appropriation of funds, for the City's cumulative purchase of product, supply, equipment and/or services periodically through the year 2021 from the following vendors; however, in no event shall the amount exceed twenty five thousand dollars (\$25,000) for any one purchase of product, supply, equipment and/or services or any one specific project under the authority of this Resolution listed in Exhibit "C" attached hereto and made a part of this Resolution.

Section 4. That, due to nature or uniqueness of the transactions or vending listed in Sections 1, 2 and 3 of this Resolution, except for the prohibition in Section 3 regarding the one time purchase over twenty-five thousand dollars (\$25,000), any requirement that may exist for competitive bidding is hereby eliminated in the best interest of the City.

Section 5. That, nothing in this Resolution shall be construed as to eliminate the necessity of quality based selection as it relates to architect, engineer or construction services for any one project that would otherwise require such a selection process, as such elimination of quality based selection would

require separate Council action; moreover, nothing in this Resolution shall be construed as to eliminate the restriction found in Section 3 of this Resolution as it relates to a single purchase or project expenditures.

Section 6. 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 7. 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 is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for prompt purchases required to remain operational, being operational essential to public peace, health or safety; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to begin the process 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 063-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

EXHIBIT "A"

American Municipal Power, Inc.	For: Contracted Power Purchase and Services
BORMA Benefit Plans	For: Insurance Premiums (Health)
CIC of Henry County, Ohio	For: Economic Development Services
Four County Career Center	For: Training Services
Henry County Auditor	For: Auditor Fees and Assessment Fees
Henry County Chamber of Commerce	For: Chamber Programs
Henry County EMA	For: Emergency Management Agency
Henry County Engineer	For: Engineering Shared Projects and Materials
Henry County Regional Water/Sewer District	For: Payments for Water Collections
Auditor of State of Ohio	For: Annual Auditing Services
John Donovan – Law Librarian	For: Law Library Payments
Multi Area Narcotics Task Force	For: Police Services and Narcotics Task Force
Maumee Valley Planning	For: CHIS/CHIP Grant Administration
Napoleon/Henry County Chamber of Commerce	For: Tourist Bureau and other
Northwestern Water & Sewer District	For: Payment for water
Ohio Bureau of Workers Compensation	For: Employee Worker's Comp. Insurance Coverage
Ohio Police Pension Fund	For: Police Pension Payment
Ohio Fire Pension Fund	For: Fire Pension Payment
Ohio Public Employers' Retirement System	For: Pension Payments
Public Entities Pool (PEP)	For: Insurance Premiums (Property & Casualty)
Treasurer State of Ohio	For: Various Items

EXHIBIT "B"

BHM CPA Group, Inc.	For: Auditing Services
Bonded Chemical	For: Chemicals at Water Treatment Plant
Calfee, Halter & Griswold, LLP	For: Specialized Legal Services
City of Napoleon, Fuel Rotary	For: Fuel Purchases
City of Napoleon, Garage Rotary	For: Garage Rotary Services
City of Napoleon, Income Tax	For: Refunds of Income Taxes
City of Napoleon, Payroll	For: Payroll Postings
City of Napoleon, Reimbursements	For: Inter-fund Reimbursements
City of Napoleon, Rescue	For: Township Portion of EMS Revenues
City of Napoleon, Utility	For: Meter Deposit Refunds
City of Napoleon, Utility	For: Utility Services
City of Napoleon, Utility	For: Water and Sewer Refunds
City of Napoleon, Utility	For: Electric Refunds
Embarq (CenturyLink)	For: Telephone Services
Farmer and Merchant's State Bank	For: Banking and Debt Service Payments
Greenline	For: Telephone Services
Huntington National Bank	For: Banking & Debt Service Payments
KSB Dubric	For: Pump Supplies and Repairs
Napoleon, Inc.	For: Newspaper Publication Services
National City Bank	For: Debt Service Payment
Ohio CAT	For: Equipment Rental and Parts
Ohio Gas Company	For: Utility Services
Ohio Water Development (OWDA)	For: Debt Service Payment
OMEGA JV5/Amp-Ohio Inc.	For: Purchase of Power
OMEGA JV6/Amp-Ohio Inc.	For: Purchase of Power
PNC Bank, N.A.	For: Debt Service Payments
Rescue-Township Charges (EMS)	For: EMS Revenues to Townships
Schonhardt and Associates	For: CAFR Preparation
Smart Bill, LTD	For: Outsourcing of Utility Bill Printing and Mailing
Squires, Patton, Boggs (US) LLP	For: Bond Counsel (Professional Services)
Telnamix	For: City Phone Services
The Accumed Group	For: EMS Billings and Collections
Treasurer State of Ohio	For: Payments to State
Trojan Technologies	For: Parts for UV System
US Bank N.A.	For: Debt Service Payments
US EPA (Treasurer, State of Ohio)	For: Permits

US Postmaster
Verizon Wireless
Weltman, Weinberg & Reis

For: Postal Services and Supply
For: Wireless Phone Services
For: Collection Services

EXHIBIT "C"

A & A Custom Crushing	For: Concrete Crushing
A Cut Above The Rest Tree Service	For: Tree Services
Advanced Rehabilitation Technology	For: Sewer Cleaning and Rehabilitation
AECOM	For: Engineering Services (Professional Services)
Aerotek	For: Temporary Staffing (Professional Services)
Altec Industries	For: Digger Truck Services
All Seasons Tree Care	For: Tree Services
Alloway	For: Professional Services – Lab Testing
Amazon	For: Various City Supplies & Equipment
American Property Analysts	For: Property Appraisals
American Rock Salt Co., LLC	For: Road Salt
Anixter Inc.	For: Electrical Transformers, Parts and Supplies
Aramark	For: Uniform Services
Arcadis	For: Engineering Services (Consulting & Professional Services)
Auglaize Tree Service	For: Tree Services
Baker Gas	For: Water Chemicals
Baker Vehicle Systems	For: Vehicle Parts & Repairs
Baldwin Poles	For: Utility Poles
Bob Wingate, Integrity Solutions	For: Bridge Inspections, Management & Repairs
Bonded Chemical	For: Chemicals at Water Treatment Plant
Boundtree Medical Supply, LLC	For: Medical Supplies
Brown Supply Co.	For: Janitorial Supplies
Brownstown Electric Supply	For: Electrical Supplies
Buck Pavement Restoration	For: Crack Sealing
Buckeye Pumps	For: Pump Repairs and Parts
Burch Hydro	For: Sludge Removal and Electrical Supplies
Burke Excavating and Mowing	For: Construction and Mowing Services
Bryan Excavating	For: Construction Services
Cahaba Timber	For: Wood Electric Poles
Cargill, Inc.	For: Road Salt
C&W Tank Cleaning	For: Digester Cleaning
CDW Government, Inc.	For: Computers and Supplies
Chemtrade Chemicals US, LLC	For: Chemicals
City Blue, Inc.	For: Survey Supplies
Clarke Mosquito Control Product	For: Mosquito Control Supply

Clemons Nelson	For: Legal Services
CMI (Creative Microsystems, Inc.)	For: Software and Hardware Systems
Compass Minerals America	For: Road Salt
D & R Demolition Corp.	For: Concrete Crushing
Defiance County Landfill	For: Sanitation Dumping Services/Landfill Biosolids
Dell Marketing	For: IT Hardware Systems
Dennis Panning Excavating	For: Yard Waste Hauling and Disposal
Detroit Salt Company	For: Road Salt
Downtown	For: Downtown Renovation Vendors
Enaqua	For: Parts for UV Units
Encompass Engineers	For: Electrical Engineering Services
Estabrook, Corp.	For: Pump Supplies and Repairs
Ferguson Waterworks	For: Operations Parts and Supplies
Finley Fire Equipment	For: Fire Engines and Service Repairs
Fire Safety Services Inc.	For: Fire Services and Supply
Fire Service, Inc.	For: Fire Services and Supply
Fitzenrider, Inc.	For: Heating and Air Conditioning Service Work
Flex-Com	For: Camera Systems
Forrest Auto Supply	For: Automotive Parts & Supplies
Ft. Defiance Service Master	For: Cleaning and Sanitizing Services
Garcia Surveyors, Inc.	For: Surveying Services (Professional Services)
Gerken Asphalt Paving, Inc.	For: Paving Materials & Asphalt Laying
Go Green, Inc.	For: Brush Grinding Services
Heartland Rolloffs	For: Sludge Removal
Henry County Commissioners	For: Police radio fees
Henschen and Associates, Inc.	For: Software and Hardware Systems
Hoff Consulting, LLC	For: Consulting Services
Hydro Dyne Engineering, Inc.	For: Wastewater Remanufacturing of Screens
Jack Doheny Supplies Ohio, Inc.	For: Wastewater Supplies
J.A. Hillis Excavating, LLC	For: Excavation Services
Jennings Strauss & Salmon, LLC	For: Transmission Tariff Consultant
Jones & Henry Engineers, LTD	For: Consulting Services
K-Tech	For: Beet Heet
Kalida Truck	For: Vehicle Accessories
Kelsler's	For: Police department equipment
Koester Corp.	For: Engineering Services
Kuhlman Corp.	For: Parts and Supply
Kurtz Ace Hardware	For: Supplies

LEADS, Treasurer State of Ohio	For: Police Investigation
Lexipol	For: Police dept. policies
LEXIS/NEXIS	For: Police Investigation (Background)
The Mannik and Smith Group, Inc.	For: Engineering Services (Professional Services)
Masterpiece Sign Graphics, Inc.	For: Signs
Matrix Pointe Software	For: Police department software
Meeder Investment Management	For: Investment Management Services
Mega City Fire	For: Fire extinguishers
Meggar	For: Electrical Testing Equipment
Mel Lanzer Co.	For: Construction Services
Meldrum Mechanical	For: Pump Supplies & Equipment Repairs
Melrose Pyrotechnics, Inc.	For: Fireworks
Midwest Compost	For: Digester Cleaning
Miller Brothers Construction	For: Trucking, Hauling, and Excavating Services
Miller Textile	For: Police department rug cleaning services
Milsoft	For: Outage Management Software
Mohre Electronics Co.	For: Radio Services, Parts and Supply
Morton Salt	For: Road Salt
National Testing Network	For: Police dept. hiring tests
Neptune Equipment Co. (NECO)	For: Meter Parts and Supplies
Newegg Business	For: Computers and Supplies
Northwest Landscape Service	For: Landscaping and Supplies, Roadside & City Owned Property Mowing
Northwest Nursery	For: Tree Services
Northwest Pools	For: Pool Chemicals
NRP Midwest	For: Wastewater Treatment Chemicals
O'Reilly Auto Parts	For: Parts & Supplies
Oherron, Ray	For: Police department equipment
Ohio Dpt. of Transportation (ODOT)	For: Road Salt & Other Items
Ohio Peace Officers Training Academy	For: Training
Office Depot	For: Office Supply
One Source Waste Solutions	For: Waste Services
O'Reilly Auto Parts	For: Parts and Supplies
Owens Community College	For: Police Department training
Path Master	For: Traffic Signals Supplies and Services
Paulding County Engineer's Office	For: Cold Patch
Pepco	For: Supplies
Peterson Construction Company	For: Construction Services

Parker Hannfin Corp.	For: Water Meter Analyzer
Perrysburg Pipe and Supply	For: Parts and Supply
Perry Corporation	For: Copier, Scanner and Printer Supplies
Peterman Associates, Inc.	For: Engineering Services (Professional Services)
PNR Communications	For: Radio repair and parts
POET Enthanol Products	For: Chemicals for Water Treatment
Poggemeyer Design Group	For: Electrical Engineering Services
Porter's BP, LLC	For: Gas and Diesel Fuel
Powerhouse Supply	For: Electrical Parts and Supplies
Processing Solutions	For: Water Treatment Chemicals
Provision	For: Police car cameras
Public Agency Training Council	For: Training
Quality Cleaning (Michael D. Draper)	For: Janitorial Services
Reed City Power Line Supply Co.	For: Electrical Parts and Supply
Reinke Ford	For: Automotive Services
Reveille	For: Engineering Services
Rich Ford	For: Vehicle Repair Services
RTEC Communications, Inc.	For: Communication Supplies & Equipment
S & S Directional Boring	For: Directional Boring
Sauber Manufacturing Co.	For: Reel Trailers
Saylor Tree Service, LLC	For: Tree Services
Schedule Anywhere	For: Police department scheduling
Schneider	For: Software for Metering
Schweitzer Engineering	For: Electrical Substation Materials
Searchie	For: Police department supplies
Snyder Chevrolet, Inc.	For: Automotive Services
Solomon Corporation	For: Transformers and Electric Supplies
Southeastern Equipment	For: Operations Parts and Supplies
Spectrum	For: Police department cable and internet services
Spectrum Engineering Corp.	For: Engineering Services (Professional Services)
Spengler Nathanson, PLL	For: Outside Counsel (Professional Services)
Stantec Consulting Services, Inc.	For: Engineering Services (Professional Services)
State of Ohio	For: Police radio fees
Statewide Ford	For: Police vehicle
Steve Campbell & Associates	For: Recorder – Police dept.
Stoops Freightliner	For: Vehicle parts
Stryker	For: EMS Equipment
Stuart C. Irby Co.	For: Electrical Parts & Supplies

Superior Uniform Sales, Inc.	For: Uniform Services
Survalent Technology	For: SCADA Programming Services
Target Specialty Products	For: Golf Course Chemicals
Tawa Tree Service	For: Tree Services
Tawa Mulch Landscape Supply	For: Landscaping Services
Terex Utilities, Inc.	For: Electric Equipment Purchases
The Accumed Group	For: Ambulance Billing Services
Thomas Spillis	For: Janitorial Services
Toledo Edison	For: Contracted Power Services
Toledo Fence & Supply Co.	For: Fencing Supplies
Tonjes, Jerry	For: Building repair
T & R Electric	For: Transformers
Tri City Industrial Power	For: Batteries & Other Power Supplies
TriFlow	For: Propane
Trojan Technologies	For: Parts for UV System
Unifirst	For: Uniform Services
Univar	For: Chemicals for Water Treatment
US Utility Contractor Co.	For: Traffic and Electrical Services
USALCO	For: Chemicals for Water Treatment
Utility Service Group	For: Chemicals for Water Treatment
Utility Services	For: NERC Compliance Services
Utility Truck Equipment	For: Bucket Truck
Vermeer	For: Wood Chipper/Parts
Vernon Nagel, Inc.	For: Trucking, Hauling, and Excavating Services
Viking Trucking, Inc.	For: Trucking and Hauling Services
Werlor, Inc.	For: Brush Grinding Services/Recycling Services
Wesco Distribution, Inc.	For: Electrical Supplies
Wigen Water Technologies	For: Membrane Services, Cleaning & Chemicals
Williams County Landfill	For: Sludge Disposal
Wood County Landfill	For: Sanitation Dumping Services
WR Meyers Co., Inc.	For: Construction and Excavating Services
Wright Express FSC-WEX, Inc.	For: Fuel Purchases
XYBIX Systems, Inc.	For: Police department dispatch desk
Zacks Recycling, LLC	For: Recycling Services
Zimmerman, Jack	For: Road Striping Services

EXHIBIT "A"

American Municipal Power, Inc.	For: Contracted Power Purchase and Services
BORMA Benefit Plans	For: Insurance Premiums (Health)
CIC of Henry County, Ohio	For: Economic Development Services
Henry County Auditor	For: Auditor Fees and Assessment Fees
Henry County Chamber of Commerce	For: Chamber Programs, Tourist Bureau and Other
Henry County Engineer	For: Engineering Shared Projects and Materials
Northwestern Ohio Water & Sewer District	For: Payments for Water Collections
Auditor of State of Ohio	For: Annual Auditing Services
Henry County Auditor	For: Law Library Payments
MAN Unit	For: Police Services and Narcotics Task Force
Maumee Valley Planning	For: CHIS/CHIP Grant Administration
Ohio Bureau of Workers Compensation	For: Employee Worker's Comp. Insurance Coverage
Ohio Police Pension Fund	For: Police Pension Payment
Ohio Fire Pension Fund	For: Fire Pension Payment
Ohio Public Employers' Retirement System	For: Pension Payments
Public Entities Pool (PEP)	For: Insurance Premiums (Property & Casualty)
Treasurer State of Ohio	For: Various Items
Treasurer State of Ohio, ODOT	For: Road Salt & Other Items

EXHIBIT "B"

BHM CPA Group, Inc.	For: Auditing Services
Bonded Chemical	For: Chemicals at Water Treatment Plant
Bryan Publishing	For: Newspaper Publication Services
City of Napoleon, Fuel Rotary	For: Fuel Purchases
City of Napoleon, Garage Rotary	For: Garage Rotary Services
City of Napoleon, Income Tax	For: Refunds of Income Taxes
City of Napoleon, Payroll	For: Payroll Postings
City of Napoleon, Reimbursements	For: Inter-fund Reimbursements
City of Napoleon, Rescue	For: Township Portion of EMS Revenues
City of Napoleon, Utility	For: Meter Deposit Refunds
City of Napoleon, Utility	For: Utility Services
City of Napoleon, Utility	For: Water and Sewer Refunds
City of Napoleon, Utility	For: Electric Refunds
Farmer and Merchant's State Bank	For: Banking and Debt Service Payments
Greenline	For: Telephone Services
Huntington National Bank	For: Banking & Debt Service Payments
KSB Dubric	For: Pump supplies and repairs
Ohio CAT	For: Equipment Rental & Parts
Ohio Gas Company	For: Utility Services
Ohio Water Development (OWDA)	For: Debt Service Payment
OMEGA JV5/Amp-Ohio Inc.	For: Purchase of Power
OMEGA JV6/Amp-Ohio Inc.	For: Purchase of Power
PNC Bank, N.A.	For: Debt Service Payments
Postmaster	For: Postal Services and Supply
Rescue-Township Charges (EMS)	For: EMS Revenues to Townships
Schonhardt and Associates	For: CAFR Preparation
Smart Bill, LTD	For: Outsourcing of Utility Bill Printing and Mailing
Squires, Patton, Boggs (US) LLP	For: Bond Counsel (Professional Services)
Telnamix	For: City Phone Services
The Accumed Group	For: EMS Billings and Collections
Treasurer State of Ohio	For: Payments to State
US Bank N.A.	For: Debt Service Payments
US EPA (Treasurer, State of Ohio)	For: Permits
Verizon Wireless	For: Wireless Phone Services
Weltman, Weinberg & Reis	For: Collection Services

EXHIBIT "C"

Amazon	For: Various City Supplies & Equipment
A & A Custom Crushing	For: Concrete Crushing
A Cut Above the Rest Tree Service	For: Tree Services
Advanced Rehabilitation Technology	For: Sewer Cleaning and Rehabilitation
Altec Industries	For: Digger Truck Services
All Seasons Tree Care	For: Tree Services
Alloway	For: Professional Services – Lab Testing
American Pavements, LLC	For: Crack Sealing
American Property Analysts	For: Property Appraisals
American Rock Salt Co., LLC	For: Road Salt
Anixter Inc.	For: Electrical Transformers, Parts and Supplies
B Clean Pro Services	For: Janitorial Services
Baker Vehicle Systems	For: Vehicle Parts & Repairs
Baldwin Poles	For: Utility Poles
Bob Wingate, Integrity Solutions	For: Bridge Inspections, Management & Repairs
Boundtree Medical Supply, LLC	For: Medical Supplies
Brown Supply Co.	For: Janitorial Supplies
Brownstown Electric Supply	For: Electrical Supplies
Buck Pavement Restoration	For: Crack Sealing
Buckeye Pumps	For: Pump Repairs and Parts
Burch Hydro	For: Electrical Supplies & Sludge Removal
Burke Excavating and Mowing	For: Construction and Mowing Services
Bryan Excavating	For: Construction Services
Cahaba Timber	For: Wood Electric Poles
Cargill, Inc.	For: Road Salt
C&W Tank Cleaning	For: Digester Cleaning
CDW Government, Inc.	For: Computers and Supplies
Chemtrade Chemicals US, LLC	For: Chemicals
City Blueprint of Toledo	For: Survey Supplies
Clarke Mosquito Control Product	For: Mosquito Control Supply
Clemons Nelson	For: Legal Services
CMI (Creative Microsystems, Inc.)	For: Software and Hardware Systems
Compass Minerals America	For: Road Salt
D & R Demolition Corp.	For: Concrete Crushing
Defiance County Landfill	For: Sanitation Dumping Services/Landfill

	Biosolids
Dell Marketing	For: IT Hardware Systems
Dennis Panning Excavating	For: Yard Waste Hauling and Disposal
Detroit Salt Company	For: Road Salt
Encompass Engineers	For: Electrical Engineering Services
Ermco	For: Electric Transformers
Estabrook, Corp.	For: Pump Supplies and Repairs
Ferguson Waterworks	For: Operations Parts and Supplies
Finley Fire Equipment	For: Fire Engines and Service Repairs
Fire Safety Services Inc.	For: Fire Services and Supply
Fire Service, Inc.	For: Fire Services and Supply
Fitzenrider, Inc.	For: Heating and Air Conditioning Service Work
Flex-Com	For: Camera Systems
Forrest Auto Supply	For: Automotive Parts & Supplies
Gerken Asphalt Paving, Inc.	For: Paving Materials & Asphalt Laying
Heartland Disposal	For: Sludge Removal
Henschen and Associates, Inc.	For: Software and Hardware Systems
Hoff Consulting, LLC	For: Consulting Services
Hydro Dyne Engineering, Inc.	For: Wastewater Remanufacturing of Screens
Jack Doheny Supplies Ohio, Inc.	For: Wastewater Supplies
J.A. Hillis Excavating, LLC	For: Excavation Services
Jones & Henry Engineers, LTD	For: Consulting Services
K-Tech	For: Beet Heet
Kalida Truck	For: Vehicle Accessories
Koester Corp.	For: Engineering Services
Kuhlman Corp.	For: Parts and Supply
Kurtz Ace Hardware	For: Supply
The Mannik and Smith Group, Inc.	For: Engineering Services (Professional Services)
Masterpiece Sign Graphics, Inc.	For: Signs
The Accumed Group	For: Ambulance Billing Services
Meeder Investment Management	For: Investment Management Services
Meggar	For: Electrical Testing Equipment
Mel Lanzer Co.	For: Construction Services
Meldrum Mechanical	For: Pump Supplies & Equipment Repairs
Melrose Pyrotechnics, Inc.	For: Fireworks
Midwest Compost	For: Digester Cleaning

Miller Brothers Construction	For: Trucking, Hauling, and Excavating Services
Morton Salt	For: Road Salt
Neptune Equipment Co. (NECO)	For: Meter Parts and Supplies
Newegg Business	For: Computers and Supplies
North Branch Nursery	For: Tree Plantings
Northwest Landscape Service	For: Landscaping and Supplies, Roadside & City Owned Property Mowing
Northwest Pools	For: Pool Chemicals
NRP Midwest	For: Wastewater Treatment Chemicals
Office Depot	For: Office Supply
One Source Waste Solutions	For: Waste Services
O'Reilly Auto Parts	For: Parts & Supplies
Path Master	For: Traffic Signals Supplies and Services
Paulding County Engineer's Office	For: Cold Patch
Parker Hannfin Corp.	For: Water Meter Analyzer
Perrysburg Pipe and Supply	For: Parts and Supply
Perry Corporation	For: Copier, Scanner and Printer Supplies
Peterman Associates, Inc.	For: Engineering Services (Professional Services)
P&R Communications	For: Radio repair and parts
Poggemeyer Design Group	For: Electrical Engineering Services
Porter's BP, LLC	For: Gas and Diesel Fuel
Powerhouse Supply	For: Electrical Parts and Supplies
Powerline Supply Co.	For: Electrical Parts and Supplies
Processing Solutions	For: Water Treatment Chemicals
Reinke Ford	For: Automotive Services
Reveille	For: Engineering Services
RTEC Communications, Inc.	For: Communication Supplies & Equipment
S & S Directional Boring	For: Directional Boring
Sauber Manufacturing Co.	For: Reel Trailers
Saylor Tree Service, LLC	For: Tree Services
Schneider	For: Software for Metering
Schweitzer Engineering	For: Electrical Substation Materials
Snyder Chevrolet, Inc.	For: Automotive Services
Solomon Corporation	For: Transformers and Electric Supplies
Southeastern Equipment	For: Operations Parts and Supplies
Spectrum Engineering Corp.	For: Engineering Services (Professional Services)

Spengler Nathanson, PLL	For: Outside Counsel (Professional Services)
Stantec Consulting Services, Inc.	For: Engineering Services (Professional Services)
Statewide Ford	For: Police vehicle
Stoops Freightliner	For: Vehicle parts
Stuart C. Irby Co.	For: Electrical Parts & Supplies
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Survalent Technology	For: SCADA Programming Services
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Tawa Tree Service	For: Tree Services
Tawa Mulch Landscape Supply	For: Landscaping Services
Terex Utilities, Inc.	For: Electric Equipment Purchases
Toledo Edison	For: Contracted Power Services
Toledo Fence & Supply Co.	For: Fencing Supplies
T & R Electric	For: Transformers
Tri City Industrial Power	For: Batteries & Other Power Supplies
UniFirst Corporation	For: Uniforms & Supplies
URS Corporation	For: Engineering Services (Professional Services)
US Utility Contractor Co.	For: Traffic and Electrical Services
USALCO	For: Chemicals for Water Treatment
Utility Service Group	For: Chemicals for Water Treatment
Utility Services	For: NERC Compliance Services
Utility Truck Equipment	For: Bucket Truck
Vermeer	For: Wood Chipper/Parts
Vernon Nagel, Inc.	For: Trucking, Hauling, and Excavating Services
Viking Trucking, Inc.	For: Trucking and Hauling Services
Werlor, Inc.	For: Brush Grinding Services/Recycling Services
Wesco Distribution, Inc.	For: Electrical Supplies
Wigen Water Technologies	For: Membrane Services, Cleaning & Chemicals
Wood County Land Fill	For: Sanitation Dumping Services
WR Meyers Co., Inc.	For: Construction and Excavating Services
Wright Express FSC-WEX, Inc.	For: Fuel Purchases
Zacks Recycling, LLC	For: Recycling Services
Zimmerman, Jack	For: Road Striping Services

ORDINANCE NO. 064-20

AN ORDINANCE ESTABLISHING THE APPROPRIATION MEASURE (BUDGET) OF THE CITY OF NAPOLEON, OHIO FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021, LISTED IN EXHIBIT "A;" AND DECLARING AN EMERGENCY

WHEREAS, Council desires to pass an annual appropriation measure of the City of Napoleon for the fiscal year ending December 31, 2021; **Now Therefore**,

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

Section 1. That this annual appropriation measure be passed, and the sums as contained in Exhibit "A," attached hereto and made a part of this Ordinance, are set aside and appropriated for the fiscal year ending December 31, 2021.

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

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, only that portion shall be held invalid and the remainder shall remain valid.

Section 4. That, pursuant to 121.03(f) of the Codified Ordinances of the City of Napoleon, Ohio, this Ordinance is declared to be an Ordinance providing for appropriations for the current expenses of the City appropriations immediately required for the City to operate; therefore, this Ordinance shall be in full force and effect immediately upon its passage, subject to the approval by the Mayor, otherwise it shall take effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to be in effect at the earliest possible time to allow for proper and timely procedure establishing the appropriation measure, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 064-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====		2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL
<u>100 GENERAL FUND</u>					
1100 City Council/Legislative	1100	50,879.95	43,005.57	13,445.00	56,450.57
1200 Mayor/Executive	1200	17,442.02	17,879.81	3,700.00	21,579.81
1300 City Manager/Administrative	1300	354,961.42	361,341.66	66,660.00	428,001.66
1370 City Manager/Human Resources	1370	101,824.61	101,058.52	18,630.00	119,688.52
1400 Law Director/Administrative	1400	276,334.70	246,604.62	40,172.00	286,776.62
1500 Finance/Administrative	1500	413,821.12	310,511.42	98,760.00	409,271.42
1520 Finance/Utility Billing	1500	217,522.61	143,972.78	95,011.00	238,983.78
1600 Information Systems/Administrative	1600	188,321.62	171,063.97	62,529.00	233,592.97
1700 Engineering/City Engineer	1700	288,539.54	246,128.93	52,558.35	298,687.28
1800 Municipal Court/Judicial	1800	541,663.89	515,864.49	101,430.22	617,294.71
1900 General Government/Miscellaneous	1300 & 1500	169,744.00	0.00	187,612.00	187,612.00
2100 Police/Safety Services	2100	1,870,957.40	1,777,140.03	270,182.42	2,047,322.45
2101 Police/Code Enforcement	2100	42,570.40	39,208.85	9,400.00	48,608.85
2102 Police/SRO	2100	104,729.80	105,124.22	11,320.00	116,444.22
2103 Police/K9	2100	101,273.43	101,210.10	7,270.00	108,480.10
2200 Fire/Safety Services	2200	1,267,923.42	1,114,573.47	174,735.01	1,289,308.48
4700 Cemetery/Operations	4100	118,744.74	111,069.82	27,023.78	138,093.60
5130 Service/Buildings, Properties, Equipment	1700 & 5100	89,450.84	90,866.54	17,170.00	108,036.54
9800 Reimbursements-Shared Expense	1500	25,500.00	0.00	65,566.81	65,566.81
9900 Transfer Accounts	1500	217,987.00	0.00	53,106.00	53,106.00
Total - 100 General Fund		6,460,192.51	5,496,624.78	1,376,281.59	6,872,906.37
<u>101 GENERAL FUND-RESERVE BALANCE FUND</u>					
1900 General Government/Miscellaneous	1300 & 1500	0.00	0.00	0.00	0.00
<u>123 SPECIAL EVENTS FUND (223)</u>					
1900 General Government/Miscellaneous	1300 & 1500	0.00	0.00	10,970.00	10,970.00
<u>130 ECONOMIC DEVELOPMENT FUND (230)</u>					
3500 Economic Development	1300 & 1500	37,400.00	0.00	39,000.00	39,000.00
	3500				
<u>147 UNCLAIMED MONIES FUND</u>					
9400 Unclaimed Monies Agency Accounts	1500	500.00	0.00	500.00	500.00
9900 Transfer Accounts	1500	1,464.00	0.00	2,500.00	2,500.00
Total - 147 Unclaimed Monies Fund		1,964.00	0.00	3,000.00	3,000.00
<u>170 MUNICIPAL INCOME TAX FUND</u>					
1510 Finance/Income Tax Collection	1500	268,902.53	141,002.41	210,139.00	351,141.41
9900 Transfer Accounts	1500	3,857,692.00	0.00	3,898,859.00	3,898,859.00
Total - 170 Municipal Income Tax Fund		4,126,594.53	141,002.41	4,108,998.00	4,250,000.41
<u>180 KWH TAX (GF) COLLECTION FUND</u>					
9800 Reimbursements-Shared Expense	1500	142,048.00	0.00	121,850.00	121,850.00
9900 Transfer Accounts	1500	330,765.00	0.00	378,150.00	378,150.00
Total - 180 kWh Tax (GF) Collection Fund		472,813.00	0.00	500,000.00	500,000.00
<u>195 LAW LIBRARY FUND</u>					
1800 Municipal Court/Judicial	1500	5,180.00	0.00	7,500.00	7,500.00
9900 Transfer Accounts	1500	5,180.00	0.00	7,500.00	7,500.00
Total - 195 Law Library Fund		10,360.00	0.00	15,000.00	15,000.00
<u>200 STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND</u>					
5100 Service/Streets Maintenance and Properties	1700 & 5100	333,998.38	257,426.60	204,010.00	461,436.60
5110 Service/Ice and Snow Removal	1700 & 5100	49,900.00	32,000.00	103,050.00	135,050.00
5120 Service/Storm Drainage	1700 & 5100	5,800.00	11,000.00	8,500.00	19,500.00
Total - 200 Street (SCM&R) Fund		389,698.38	300,426.60	315,560.00	615,986.60
<u>201 STATE HIGHWAY IMPROVEMENT FUND</u>					
5100 Service/Streets Maintenance and Properties	1700 & 5100	23,000.00	0.00	31,400.00	31,400.00

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft		PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====			2021 FUND TOTAL
				PERSONAL SERVICES	OTHER	TOTAL	
<u>202 MUNICIPAL (50%) MV LICENSE TAX FUND</u>							
5100 Service/Streets Maintenance and Properties	1700 & 5100		0.00	0.00	25,000.00	25,000.00	\$25,000.00
			=====	=====	=====	=====	
<u>203 MUNICIPAL (100%) MV LICENSE TAX FUND</u>							
5100 Service/Streets Maintenance and Properties	1700 & 5100		23,450.00	0.00	189,000.00	189,000.00	
9900 Transfer Accounts	1500					0.00	
Total - 203 Municipal (100%) MV License Tax Fund			23,450.00	0.00	189,000.00	189,000.00	\$189,000.00
			=====	=====	=====	=====	
<u>204 COUNTY MV LICENSE PERMISSIVE TAX FUND</u>							
5100 Service/Streets Maintenance and Properties	1700 & 5100		9,040.00	0.00	32,000.00	32,000.00	\$32,000.00
			=====	=====	=====	=====	
<u>210 EMS TRANSPORT SERVICE FUND</u>							
2200 Fire/Safety Services	2200		184,600.00	0.00	199,200.00	199,200.00	
9800 Reimbursements-Shared Expense	1500		205,000.00	0.00	205,000.00	205,000.00	
9900 Transfer Accounts	1500		30,240.00	0.00	31,680.00	31,680.00	
Total - 210 EMS Transport Service Fund			419,840.00	0.00	435,880.00	435,880.00	\$435,880.00
			=====	=====	=====	=====	
<u>220 RECREATION FUND</u>							
4100 Parks/Administrative	4100		124,762.07	127,527.02	8,375.92	135,902.94	
4200 Recreation/Golf Operating	4100		262,004.51	165,715.25	137,594.04	303,309.29	
4300 Recreation/Pool Operating	4100		2,739.82	46,980.00	75,527.81	122,507.81	
4400 Recreation/Programs	4100		430,790.45	291,997.79	199,401.73	491,399.52	
Total - 220 Recreation Fund			820,296.85	632,220.05	420,899.50	1,053,119.55	\$1,053,119.55
			=====	=====	=====	=====	
<u>221 NAPOLEON AQUATIC CENTER FUND</u>							
4300 Recreation/Pool Operating	4100		1,106,424.00	0.00	3,926,027.00	3,926,027.00	\$3,926,027.00
			=====	=====	=====	=====	
<u>224 SHELTERHOUSE REPAIR FUND</u>							
4400 Recreation/Programs	4100		0.00	0.00	0.00	0.00	\$0.00
			=====	=====	=====	=====	
<u>227 NAPOLEON CEMETERY TRUST FUND</u>							
4700 Cemetery/Grounds	4100		5,200.00	0.00	6,000.00	6,000.00	\$6,000.00
			=====	=====	=====	=====	
<u>240 HOTEL/MOTEL TAX FUND</u>							
3800 Travel and Tourism	1500		30,000.00	0.00	50,000.00	50,000.00	
9900 Transfer Accounts	1500		30,000.00	0.00	50,000.00	50,000.00	
Total - 240 Hotel Motel Tax Fund			60,000.00	0.00	100,000.00	100,000.00	\$100,000.00
			=====	=====	=====	=====	
<u>242 FIRE EQUIPMENT FUND</u>							
2200 Fire/Safety Services	2200		285,000.00	0.00	49,100.00	49,100.00	\$49,100.00
			=====	=====	=====	=====	
<u>243 REFUND-FIRE LOSS FUND</u>							
1900 General Government/Miscellaneous	1500 & 1700		0.00	0.00	76,000.00	76,000.00	\$76,000.00
			=====	=====	=====	=====	
<u>250 LOCAL CORONA RELIEF</u>							
1300 City Manager	1300		601,161.00	0.00	0.00	0.00	\$0.00
			=====	=====	=====	=====	
<u>261 CDBG PROGRAM INCOME FUND</u>							
3300 Contracts-Grt.Srv.-MVPLN	1300 & 1500		60,000.00	0.00	25,000.00	25,000.00	\$25,000.00
			=====	=====	=====	=====	
<u>270 INDIGENT DRIVERS ALCOHOL FUND</u>							
1800 Municipal Court/Judicial	1800		2,500.00	0.00	25,000.00	25,000.00	\$25,000.00
			=====	=====	=====	=====	
<u>271 LAW ENFORCEMENT & EDUCATION FUND</u>							
2100 Police/Safety Services	2100		3,000.00	0.00	2,900.00	2,900.00	\$2,900.00
			=====	=====	=====	=====	
<u>272 COURT COMPUTERIZATION FUND</u>							
1800 Municipal Court/Judicial			10,500.00	0.00	12,960.00	12,960.00	
9800 Reimbursements-Shared Expense	1500 & 1800		10,000.00	0.00	10,000.00	10,000.00	
Total - 272 Court Computerization Fund			20,500.00	0.00	22,960.00	22,960.00	\$22,960.00
			=====	=====	=====	=====	

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====		2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL
<u>273 LAW ENFORCEMENT TRUST FUND</u>					
2100 Police/Safety Services	2100	0.00	0.00	1,000.00	1,000.00
		=====	=====	=====	=====
<u>274 MANDATORY DRUG FINE FUND</u>					
2100 Police/Safety Services	2100	3,000.00	3,000.00	3,000.00	6,000.00
		=====	=====	=====	=====
<u>275 MUNICIPAL PROBATION SERVICE FUND</u>					
1810 Municipal Court/Probation	1500 & 1800	27,376.08	29,022.83	12,000.00	41,022.83
		=====	=====	=====	=====
<u>276 LAW ENFORCEMENT BLOCK GRANT FUND</u>					
2100 Police/Safety Services	2100	0.00	0.00	0.00	0.00
		=====	=====	=====	=====
<u>277 PROBATION OFFICERS GRANT FUND</u>					
1810 Municipal Court/Probation	1500 & 1800	48,289.40	48,288.97	0.00	48,288.97
		=====	=====	=====	=====
<u>278 COURT IMPROVEMENT FUND</u>					
1800 Municipal Court/Judicial	1500 & 1800	69,000.00	0.00	66,800.00	66,800.00
		=====	=====	=====	=====
<u>279 HANDICAP PARKING FINE FUND</u>					
1800 Municipal Court/Judicial	1800	0.00	0.00	0.00	0.00
		=====	=====	=====	=====
<u>280 CERTIFIED POLICE TRAINING FUND</u>					
2100 Police/Safety Services	2100	0.00	5,000.00	500.00	5,500.00
		=====	=====	=====	=====
<u>281 INDIGENT DRIVERS INTERLOCK & ALCOHOL MONITORING FUND</u>					
1800 Municipal Court/Judicial	1800	1,500.00	0.00	5,000.00	5,000.00
		=====	=====	=====	=====
<u>288 JUSTICE REINVESTMENT INCENTIVE GRANT FUND</u>					
1810 Municipal Court/Probation	1500 & 1800	12,625.00	18,322.20	888.00	19,210.20
		=====	=====	=====	=====
<u>290 POLICE PENSION FUND</u>					
2100 Police/Safety Services	1500 & 2100	89,006.34	0.00	90,196.00	90,196.00
		=====	=====	=====	=====
<u>291 FIRE PENSION FUND</u>					
2200 Fire/Safety Services	1500 & 2200	44,496.18	0.00	45,097.00	45,097.00
		=====	=====	=====	=====
<u>295 IRS 125 BENEFITS PLAN FUND</u>					
1900 General Government/Miscellaneous	1500	4,955.00	0.00	5,000.00	5,000.00
		=====	=====	=====	=====
<u>300 GENERAL BOND RETIREMENT FUND</u>					
8100 General Obligation Debt Service	1500	60,851.00	0.00	102,341.47	102,341.47
		=====	=====	=====	=====
<u>310 SA BOND RETIREMENT FUND</u>					
8500 Special Assessment Debt Services	1500	12,646.00	0.00	1,000.00	1,000.00
		=====	=====	=====	=====
<u>400 CAPITAL IMPROVEMENT FUND</u>					
1100 City Council/Legislative	1100	0.00	0.00	0.00	0.00
1300 City Manager/Administrative	1300	50,000.00	0.00	75,000.00	75,000.00
1370 City Manager/Human Resources	1370	0.00	0.00	0.00	0.00
1400 Law Director/Administrative	1400	0.00	0.00	2,000.00	2,000.00
1500 Finance/Administrative	1500	0.00	0.00	0.00	0.00
1600 Information Systems/Administrative	1600	40,000.00	0.00	6,900.00	6,900.00
1700 Engineering/City Engineer	1700	17,100.00	0.00	52,000.00	52,000.00
1800 Municipal Court/Judicial	1800	2,525.00	0.00	6,730.00	6,730.00
1801 Municipal Court/COVID Grant	1801	3,379.00	0.00	23,492.00	23,492.00
2100 Police/Safety Services	2100	131,912.00	0.00	207,280.00	207,280.00
2102 Police/School Resource Officer	2100	2,200.00	0.00	3,000.00	3,000.00
2103 Police/K9	2100	2,500.00	0.00	2,000.00	2,000.00
2200 Fire/Safety Services	2200	100,000.00	0.00	31,000.00	31,000.00
3100 Building Inspections/Zoning & Planning	3100	0.00	0.00	0.00	0.00
4200 Recreation/Golf Operating	4100	23,700.00	0.00	0.00	0.00
4300 Recreation/Pool Operating	4100	0.00	0.00	17,000.00	17,000.00
4400 Recreation/Programs	4100	0.00	0.00	15,000.00	15,000.00
4700 Cemetery/Grounds	4100	0.00	0.00	11,000.00	11,000.00
5100 Service/Streets Maintenance and Properties	1700 & 5100	3,191,504.60	0.00	2,341,000.00	2,341,000.00
5500 Service/Garage Rotary	1700 & 5100	0.00	0.00	0.00	0.00
9900 Transfer Accounts	1500	102,010.00	0.00	112,820.00	112,820.00
		=====	=====	=====	=====
Total - 400 Capital Improvement Fund		3,666,830.60	0.00	2,906,222.00	\$2,906,222.00
		=====	=====	=====	=====

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====		2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL
401 CIP FUNDING RESERVE FUND					
1900 General Government/Miscellaneous	1300 & 1500	0.00	0.00	0.00	0.00
		=====	=====	=====	=====
500 ELECTRIC UTILITY REVENUE FUND					
1520 Finance/Utility Billing	1500	0.00	0.00	0.00	0.00
6110 Electric/Operations, Distribution System	6110	2,150,781.44	1,410,089.78	1,517,110.91	2,927,200.69
6111 Electric/Purchased Power	1500 & 6110	13,659,000.00	0.00	13,800,000.00	13,800,000.00
9800 Reimbursement Accounts-Shared Expenses	1500	783,027.00	0.00	954,605.00	954,605.00
9900 Transfer Accounts	1500	472,813.00	0.00	500,000.00	500,000.00
		=====	=====	=====	=====
Total - 500 Electric Utility Revenue Fund		17,065,621.44	1,410,089.78	16,771,715.91	18,181,805.69
		=====	=====	=====	=====
503 ELECTRIC DEVELOPMENT FUND					
6110 Electric/Operations, Distribution System	6110	66,036.69	0.00	193,000.00	193,000.00
9900 Transfer Accounts	1500	0.00	0.00	0.00	0.00
		=====	=====	=====	=====
Total - 503 Electric Development Fund		66,036.69	0.00	193,000.00	193,000.00
		=====	=====	=====	=====
510 WATER REVENUE FUND					
1520 Finance/Utility Billing	1500	0.00	0.00	0.00	0.00
6200 Water/Treatment Plant Operations	6200	1,895,180.94	612,767.23	1,396,545.58	2,009,312.81
6210 Water/Distribution System	1700 & 5100	607,763.78	531,569.15	190,228.52	721,797.67
9800 Reimbursement Accounts-Shared Expenses	1500	428,556.00	0.00	482,095.00	482,095.00
9900 Transfer Accounts	1500	1,095,233.00	0.00	1,208,780.00	1,208,780.00
		=====	=====	=====	=====
Total - 510 Water Revenue Fund		4,026,733.72	1,144,336.38	3,277,649.10	4,421,985.48
		=====	=====	=====	=====
511 WATER DEPRECIATION RESERVE FUND					
6210 Water/Distribution System	1700 & 5100	322,000.00	0.00	355,600.00	355,600.00
	6200	=====	=====	=====	=====
512 WATER DEBT RESERVE FUND					
8300 Revenue Funds Debt Services	1500	77,169.00	0.00	79,094.00	79,094.00
		=====	=====	=====	=====
513 OWDA BOND RETIREMENT FUND					
8300 Revenue Funds Debt Services	1500	22,437.00	0.00	22,552.00	22,552.00
		=====	=====	=====	=====
519 WATER PLANT IMPROVEMENT FUND					
6200 Water/Treatment Plant Operations	1700 & 6200	2,887,715.00	0.00	2,933,556.33	2,933,556.33
9900 Transfer Accounts	1500	=====	=====	=====	0.00
		=====	=====	=====	=====
Total - 519 Water Plant Improvement Fund		2,887,715.00	0.00	2,933,556.33	2,933,556.33
		=====	=====	=====	=====
520 SEWER (WWT) UTILITY REVENUE FUND					
1520 Finance/Utility Billing	1500	0.00	0.00	0.00	0.00
6300 Sewer(WWT)/Treatment Plant Operations	6300	1,523,479.41	680,890.14	1,208,634.25	1,889,524.39
6310 Sewer(WWT)/Collection System	1700 & 5100	115,724.13	74,201.59	106,825.11	181,026.70
6311 Sewer(WWT)/Cleaning & Improvements	1700 & 5100	165,240.07	192,332.96	34,350.00	226,682.96
9800 Reimbursement Accounts-Shared Expenses	1500	468,998.00	0.00	562,709.00	562,709.00
9900 Transfer Accounts	1500	2,264,400.00	0.00	2,344,558.00	2,344,558.00
		=====	=====	=====	=====
Total - 520 Sewer (WWT) Uty. Revenue Fund		4,537,841.61	947,424.68	4,257,076.36	5,204,501.05
		=====	=====	=====	=====
521 SEWER (WWT) UTY.REP. & IMP. FUND					
6310 Sewer(WWT)/Collection System	1700 & 5100	2,455,792.00	0.00	10,933,410.00	10,933,410.00
	6300	=====	=====	=====	=====
522 SEWER (WWT) UTILITY RESERVE FUND					
8300 Revenue Funds Debt Services	1500	422,695.00	0.00	472,694.00	472,694.00
		=====	=====	=====	=====
523 OWDA SA DEBT RETIREMENT FUND					
8600 Special Assessment Debt Services (OWDA)	1500	106,205.00	0.00	106,629.00	106,629.00
		=====	=====	=====	=====
532 WILLIAMS PUMP STATION IMPROVEMENT PROJECT FUND					
6310 Sewer(WWT)/Collection System	1700	1,293,554.00	0.00	101,872.00	101,872.00
		=====	=====	=====	=====

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

Working Draft	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====			2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL	
<u>560 SANITATION (REFUSE) REVENUE FUND</u>						
1520 Finance/Utility Billing	1500	0.00	0.00	0.00	0.00	
6400 Sanitation(Refuse)/Collection and Disposal	1700 & 5100	300,653.67	207,114.34	139,626.86	346,741.20	
6410 Sanitation(Refuse)/SRS-Unlimited Pickup Pr	1700 & 5100	60,610.00	0.00	70,850.00	70,850.00	
6411 Sanitation(Refuse)/SRS-Yard Waste Site	1700 & 5100	78,400.00	0.00	64,950.00	64,950.00	
6412 Sanitation(Refuse)/SRS-Mosquito Control	1700 & 5100	52,000.00	0.00	82,340.00	82,340.00	
6420 Sanitation(Refuse)/Recyling Programs	1700 & 5100	176,100.02	138,429.11	67,280.15	205,709.26	
9800 Reimbursement Accounts-Shared Expenses	1500	152,732.00	0.00	237,205.17	237,205.17	
9900 Transfer Accounts	1500	48,300.00	0.00	48,300.00	48,300.00	
Total - 560 Sanitation(Refuse) Revenue Fund		868,795.69	345,543.44	710,552.18	1,056,095.62	\$1,056,095.62
=====						
<u>561 SANITATION (REFUSE) DEPRECIATION RESERVE FUND</u>						
6400 Sanitation(Refuse)/Collection and Disposal	1700 & 5100	3,000.00	0.00	5,000.00	5,000.00	\$5,000.00
=====						
<u>580 METER DEPOSITS (ELECTRIC & WATER) FUND</u>						
6500 Meter Deposits/Unapplied Cash	1500	19,263.00	0.00	30,000.00	30,000.00	\$30,000.00
=====						
<u>600 CENTRAL GARAGE ROTARY FUND</u>						
5200 Service/Central Garage	1700 & 5100	244,951.89	183,716.44	83,395.62	267,112.06	
5600 Service/Fuel Rotary	1700 & 5100	44,000.00	0.00	66,950.00	66,950.00	
	1500					
Total - 600 Central Garage Rotary Fund		288,951.89	183,716.44	150,345.62	334,062.06	\$334,062.06
=====						
* GRAND TOTAL - ALL FUNDS		53,442,820.91	10,705,018.57	55,375,767.06	66,080,785.63	\$66,080,785.63
=====						

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====			2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL	
100 GENERAL FUND						
1100 City Council/Legislative	1100	50,880	43,006	13,445	56,451	
1200 Mayor/Executive	1200	17,442	17,880	3,700	21,580	
1300 City Manager/Administrative	1300	354,961	361,342	66,660	428,002	
1370 City Manager/Human Resources	1370	101,825	101,059	18,630	119,689	
1400 Law Director/Administrative	1400	276,335	246,605	40,172	286,777	
1500 Finance/Administrative	1500	413,821	310,511	98,760	409,271	
1520 Finance/Utility Billing	1500	217,523	143,973	95,011	238,984	
1600 Information Systems/Administrative	1600	188,322	171,064	62,529	233,593	
1700 Engineering/City Engineer	1700	288,540	246,129	52,558	298,687	
1800 Municipal Court/Judicial	1800	541,664	515,864	101,430	617,295	
1900 General Government/Miscellaneous	1300 & 1500	169,744	0	187,612	187,612	
2100 Police/Safety Services	2100	1,870,957	1,777,140	270,182	2,047,322	
2101 Police/Code Enforcement	2100	42,570	39,209	9,400	48,609	
2102 Police/SRO	2100	104,730	105,124	11,320	116,444	
2103 Police/K9	2100	101,273	101,210	7,270	108,480	
2200 Fire/Safety Services	2200	1,267,923	1,114,573	174,735	1,289,308	
4700 Cemetery/Operations	4100	118,745	111,070	27,024	138,094	
5130 Service/Buildings, Properties, Equipment	1700 & 5100	89,451	90,867	17,170	108,037	
9800 Reimbursements-Shared Expense	1500	25,500	0	65,567	65,567	
9900 Transfer Accounts	1500	217,987	0	53,106	53,106	
Total - 100 General Fund		6,460,193	5,496,625	1,376,282	6,872,906	\$6,872,906
101 GENERAL FUND-RESERVE BALANCE FUND						
1900 General Government/Miscellaneous	1300 & 1500	0	0	0	0	\$0
123 SPECIAL EVENTS FUND (223)						
1900 General Government/Miscellaneous	1300 & 1500	0	0	10,970	10,970	\$10,970
130 ECONOMIC DEVELOPMENT FUND (230)						
3500 Economic Development	1300 & 1500 3500	37,400	0	39,000	39,000	\$39,000
147 UNCLAIMED MONIES FUND						
9400 Unclaimed Monies Agency Accounts	1500	500	0	500	500	
9900 Transfer Accounts	1500	1,464	0	2,500	2,500	
Total - 147 Unclaimed Monies Fund		1,964	0	3,000	3,000	\$3,000
170 MUNICIPAL INCOME TAX FUND						
1510 Finance/Income Tax Collection	1500	268,903	141,002	210,139	351,141	
9900 Transfer Accounts	1500	3,857,692	0	3,898,859	3,898,859	
Total - 170 Municipal Income Tax Fund		4,126,595	141,002	4,108,998	4,250,000	\$4,250,000
180 KWH TAX (GF) COLLECTION FUND						
9800 Reimbursements-Shared Expense	1500	142,048	0	121,850	121,850	
9900 Transfer Accounts	1500	330,765	0	378,150	378,150	
Total - 180 KWH Tax (GF) Collection Fund		472,813	0	500,000	500,000	\$500,000
195 LAW LIBRARY FUND						
1800 Municipal Court/Judicial	1500	5,180	0	7,500	7,500	
9900 Transfer Accounts	1500	5,180	0	7,500	7,500	
Total - 195 Law Library Fund		10,360	0	15,000	15,000	\$15,000
200 STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND						
5100 Service/Streets Maintenance and Properties	1700 & 5100	333,998	257,427	204,010	461,437	
5110 Service/Ice and Snow Removal	1700 & 5100	49,900	32,000	103,050	135,050	
5120 Service/Storm Drainage	1700 & 5100	5,800	11,000	8,500	19,500	
Total - 200 Street (SCM&R) Fund		389,698	300,427	315,560	615,987	\$615,987
201 STATE HIGHWAY IMPROVEMENT FUND						
5100 Service/Streets Maintenance and Properties	1700 & 5100	23,000	0	31,400	31,400	\$31,400

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft		PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====			2021 FUND TOTAL
				PERSONAL SERVICES	OTHER	TOTAL	
202 MUNICIPAL (50%) MV LICENSE TAX FUND							
5100 Service/Streets Maintenance and Properties	1700 & 5100		0	0	25,000	25,000	\$25,000
=====							
203 MUNICIPAL (100%) MV LICENSE TAX FUND							
5100 Service/Streets Maintenance and Properties	1700 & 5100		23,450	0	189,000	189,000	
9900 Transfer Accounts	1500					0	
=====							
Total - 203 Municipal (100%) MV License Tax Fund			23,450	0	189,000	189,000	189,000
=====							
204 COUNTY MV LICENSE PERMISSIVE TAX FUND							
5100 Service/Streets Maintenance and Properties	1700 & 5100		9,040	0	32,000	32,000	\$32,000
=====							
210 EMS TRANSPORT SERVICE FUND							
2200 Fire/Safety Services	2200		184,600	0	199,200	199,200	
9800 Reimbursements-Shared Expense	1500		205,000	0	205,000	205,000	
9900 Transfer Accounts	1500		30,240	0	31,680	31,680	
=====							
Total - 210 EMS Transport Service Fund			419,840	0	435,880	435,880	\$435,880
=====							
220 RECREATION FUND							
4100 Parks/Administrative	4100		124,762	127,527	8,376	135,903	
4200 Recreation/Golf Operating	4100		262,005	165,715	137,594	303,309	
4300 Recreation/Pool Operating	4100		2,740	46,980	75,528	122,508	
4400 Recreation/Programs	4100		430,790	291,998	199,402	491,400	
=====							
Total - 220 Recreation Fund			820,297	632,220	420,900	1,053,120	\$1,053,120
=====							
221 NAPOLEON AQUATIC CENTER FUND							
4300 Recreation/Pool Operating	4100		1,106,424	0	3,926,027	3,926,027	\$3,926,027
=====							
224 SHELTERHOUSE REPAIR FUND							
4400 Recreation/Programs	4100		0	0	0	0	\$0
=====							
227 NAPOLEON CEMETERY TRUST FUND							
4700 Cemetery/Grounds	4100		5,200	0	6,000	6,000	\$6,000
=====							
240 HOTEL/MOTEL TAX FUND							
3800 Travel and Tourism	1500		30,000	0	50,000	50,000	
9900 Transfer Accounts	1500		30,000	0	50,000	50,000	
=====							
Total - 240 Hotel Motel Tax Fund			60,000	0	100,000	100,000	\$100,000
=====							
242 FIRE EQUIPMENT FUND							
2200 Fire/Safety Services	2200		285,000	0	49,100	49,100	\$49,100
=====							
243 REFUND-FIRE LOSS FUND							
1900 General Government/Miscellaneous	1500 & 1700		0	0	76,000	76,000	\$76,000
=====							
250 LOCAL CORONA RELIEF							
1300 City Manager	1300		601,161	0	0	0	\$0
=====							
261 CDBG PROGRAM INCOME FUND							
3300 Contracts-Grt.Srv.-MVPLN	1300 & 1500		60,000	0	25,000	25,000	\$25,000
=====							
270 INDIGENT DRIVERS ALCOHOL FUND							
1800 Municipal Court/Judicial	1800		2,500	0	25,000	25,000	\$25,000
=====							
271 LAW ENFORCEMENT & EDUCATION FUND							
2100 Police/Safety Services	2100		3,000	0	2,900	2,900	\$2,900
=====							
272 COURT COMPUTERIZATION FUND							
1800 Municipal Court/Judicial			10,500	0	12,960	12,960	
9800 Reimbursements-Shared Expense	1500 & 1800		10,000	0	10,000	10,000	
=====							
Total - 272 Court Computerization Fund			20,500	0	22,960	22,960	\$22,960
=====							

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====		2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL
273 LAW ENFORCEMENT TRUST FUND					
2100 Police/Safety Services	2100	0	0	1,000	1,000
		=====	=====	=====	=====
274 MANDATORY DRUG FINE FUND					
2100 Police/Safety Services	2100	3,000	3,000	3,000	6,000
		=====	=====	=====	=====
275 MUNICIPAL PROBATION SERVICE FUND					
1810 Municipal Court/Probation	1500 & 1800	27,376	29,023	12,000	41,023
		=====	=====	=====	=====
276 LAW ENFORCEMENT BLOCK GRANT FUND					
2100 Police/Safety Services	2100	0	0	0	0
		=====	=====	=====	=====
277 PROBATION OFFICERS GRANT FUND					
1810 Municipal Court/Probation	1500 & 1800	48,289	48,289	0	48,289
		=====	=====	=====	=====
278 COURT IMPROVEMENT FUND					
1800 Municipal Court/Judicial	1500 & 1800	69,000	0	66,800	66,800
		=====	=====	=====	=====
279 HANDICAP PARKING FINE FUND					
1800 Municipal Court/Judicial	1800	0	0	0	0
		=====	=====	=====	=====
280 CERTIFIED POLICE TRAINING FUND					
2100 Police/Safety Services	2100	0	5,000	500	5,500
		=====	=====	=====	=====
281 INDIGENT DRIVERS INTERLOCK & ALCOHOL MONITORING FUND					
1800 Municipal Court/Judicial	1800	1,500	0	5,000	5,000
		=====	=====	=====	=====
288 JUSTICE REINVESTMENT INCENTIVE GRANT FUND					
1810 Municipal Court/Probation	1500 & 1800	12,625	18,322	888	19,210
		=====	=====	=====	=====
290 POLICE PENSION FUND					
2100 Police/Safety Services	1500 & 2100	89,006	0	90,196	90,196
		=====	=====	=====	=====
291 FIRE PENSION FUND					
2200 Fire/Safety Services	1500 & 2200	44,496	0	45,097	45,097
		=====	=====	=====	=====
295 IRS 125 BENEFITS PLAN FUND					
1900 General Government/Miscellaneous	1500	4,955	0	5,000	5,000
		=====	=====	=====	=====
300 GENERAL BOND RETIREMENT FUND					
8100 General Obligation Debt Service	1500	60,851	0	102,341	102,341
		=====	=====	=====	=====
310 SA BOND RETIREMENT FUND					
8500 Special Assessment Debt Services	1500	12,646	0	1,000	1,000
		=====	=====	=====	=====
400 CAPITAL IMPROVEMENT FUND					
1100 City Council/Legislative	1100	0	0	0	0
1300 City Manager/Administrative	1300	50,000	0	75,000	75,000
1370 City Manager/Human Resources	1370	0	0	0	0
1400 Law Director/Administrative	1400	0	0	2,000	2,000
1500 Finance/Administrative	1500	0	0	0	0
1600 Information Systems/Administrative	1600	40,000	0	6,900	6,900
1700 Engineering/City Engineer	1700	17,100	0	52,000	52,000
1800 Municipal Court/Judicial	1800	2,525	0	6,730	6,730
1801 Municipal Court/COVID Grant	1801	3,379	0	23,492	23,492
2100 Police/Safety Services	2100	131,912	0	207,280	207,280
2102 Police/School Resource Officer	2100	2,200	0	3,000	3,000
2103 Police/K9	2100	2,500	0	2,000	2,000
2200 Fire/Safety Services	2200	100,000	0	31,000	31,000
3100 Building Inspections/Zoning & Planning	3100	0	0	0	0
4200 Recreation/Golf Operating	4100	23,700	0	0	0
4300 Recreation/Pool Operating	4100	0	0	17,000	17,000
4400 Recreation/Programs	4100	0	0	15,000	15,000
4700 Cemetery/Grounds	4100	0	0	11,000	11,000
5100 Service/Streets Maintenance and Properties	1700 & 5100	3,191,505	0	2,341,000	2,341,000
5500 Service/Garage Rotary	1700 & 5100	0	0	0	0
9900 Transfer Accounts	1500	102,010	0	112,820	112,820
		=====	=====	=====	=====
Total - 400 Capital Improvement Fund		3,666,831	0	2,906,222	2,906,222
		=====	=====	=====	=====

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====		2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL
401 CIP FUNDING RESERVE FUND					
1900 General Government/Miscellaneous	1300 & 1500	0	0	0	0
		=====	=====	=====	=====
500 ELECTRIC UTILITY REVENUE FUND					
1520 Finance/Utility Billing	1500	0	0	0	0
6110 Electric/Operations, Distribution System	6110	2,150,781	1,410,090	1,517,111	2,927,201
6111 Electric/Purchased Power	1500 & 6110	13,659,000	0	13,800,000	13,800,000
9800 Reimbursement Accounts-Shared Expenses	1500	783,027	0	954,605	954,605
9900 Transfer Accounts	1500	472,813	0	500,000	500,000
Total - 500 Electric Utility Revenue Fund		17,065,621	1,410,090	16,771,716	18,181,806
		=====	=====	=====	=====
503 ELECTRIC DEVELOPMENT FUND					
6110 Electric/Operations, Distribution System	6110	66,037	0	193,000	193,000
9900 Transfer Accounts	1500	0	0	0	0
Total - 503 Electric Development Fund		66,037	0	193,000	\$193,000
		=====	=====	=====	=====
510 WATER REVENUE FUND					
1520 Finance/Utility Billing	1500	0	0	0	0
6200 Water/Treatment Plant Operations	6200	1,895,181	612,767	1,396,546	2,009,313
6210 Water/Distribution System	1700 & 5100	607,764	531,569	190,229	721,798
9800 Reimbursement Accounts-Shared Expenses	1500	428,556	0	482,095	482,095
9900 Transfer Accounts	1500	1,095,233	0	1,208,780	1,208,780
Total - 510 Water Revenue Fund		4,026,734	1,144,336	3,277,649	\$4,421,985
		=====	=====	=====	=====
511 WATER DEPRECIATION RESERVE FUND					
6210 Water/Distribution System	1700 & 5100	322,000	0	355,600	355,600
	6200	=====	=====	=====	=====
512 WATER DEBT RESERVE FUND					
8300 Revenue Funds Debt Services	1500	77,169	0	79,094	79,094
		=====	=====	=====	=====
513 OWDA BOND RETIREMENT FUND					
8300 Revenue Funds Debt Services	1500	22,437	0	22,552	22,552
		=====	=====	=====	=====
519 WATER PLANT IMPROVEMENT FUND					
6200 Water/Treatment Plant Operations	1700 & 6200	2,887,715	0	2,933,556	2,933,556
9900 Transfer Accounts	1500				0
Total - 519 Water Plant Improvement Fund		2,887,715	0	2,933,556	\$2,933,556
		=====	=====	=====	=====
520 SEWER (WWT) UTILITY REVENUE FUND					
1520 Finance/Utility Billing	1500	0	0	0	0
6300 Sewer(WWT)/Treatment Plant Operations	6300	1,523,479	680,890	1,208,634	1,889,524
6310 Sewer(WWT)/Collection System	1700 & 5100	115,724	74,202	106,825	181,027
6311 Sewer(WWT)/Cleaning & Improvements	1700 & 5100	165,240	192,333	34,350	226,683
9800 Reimbursement Accounts-Shared Expenses	1500	468,998	0	562,709	562,709
9900 Transfer Accounts	1500	2,264,400	0	2,344,558	2,344,558
Total - 520 Sewer (WWT) Uty. Revenue Fund		4,537,842	947,425	4,257,076	\$5,204,501
		=====	=====	=====	=====
521 SEWER (WWT) UTY.REP. & IMP. FUND					
6310 Sewer(WWT)/Collection System	1700 & 5100	2,455,792	0	10,933,410	10,933,410
	6300	=====	=====	=====	=====
522 SEWER (WWT) UTILITY RESERVE FUND					
8300 Revenue Funds Debt Services	1500	422,695	0	472,694	472,694
		=====	=====	=====	=====
523 OWDA SA DEBT RETIREMENT FUND					
8600 Special Assessment Debt Services (OWDA)	1500	106,205	0	106,629	106,629
		=====	=====	=====	=====
532 WILLIAMS PUMP STATION IMPROVEMENT PROJECT FUND					
6310 Sewer(WWT)/Collection System	1700	1,293,554	0	101,872	101,872
		=====	=====	=====	=====

2021 APPROPRIATION BUDGET -WORKING DRAFT

Working Draft

Working Draft

	PRIMARY DEPT. for BUDGET	2020 REVISED PROJ. BUDGET	===== 2021 REQUESTED BUDGET =====		2021 FUND TOTAL
			PERSONAL SERVICES	OTHER	TOTAL
560 SANITATION (REFUSE) REVENUE FUND					
1520 Finance/Utility Billing	1500	0	0	0	0
6400 Sanitation(Refuse)/Collection and Disposal	1700 & 5100	300,654	207,114	139,627	346,741
6410 Sanitation(Refuse)/SRS-Unlimited Pickup Pr	1700 & 5100	60,610	0	70,850	70,850
6411 Sanitation(Refuse)/SRS-Yard Waste Site	1700 & 5100	78,400	0	64,950	64,950
6412 Sanitation(Refuse)/SRS-Mosquito Control	1700 & 5100	52,000	0	82,340	82,340
6420 Sanitation(Refuse)/Recyling Programs	1700 & 5100	176,100	138,429	67,280	205,709
9800 Reimbursement Accounts-Shared Expenses	1500	152,732	0	237,205	237,205
9900 Transfer Accounts	1500	48,300	0	48,300	48,300
Total - 560 Sanitation(Refuse) Revenue Fund		868,796	345,543	710,552	1,056,096
561 SANITATION (REFUSE) DEPRECIATION RESERVE FUND					
6400 Sanitation(Refuse)/Collection and Disposal	1700 & 5100	3,000	0	5,000	5,000
					\$5,000
580 METER DEPOSITS (ELECTRIC & WATER) FUND					
6500 Meter Deposits/Unapplied Cash	1500	19,263	0	30,000	30,000
					\$30,000
600 CENTRAL GARAGE ROTARY FUND					
5200 Service/Central Garage	1700 & 5100	244,952	183,716	83,396	267,112
5600 Service/Fuel Rotary	1700 & 5100	44,000	0	66,950	66,950
	1500				
Total - 600 Central Garage Rotary Fund		288,952	183,716	150,346	334,062
					\$334,062
* GRAND TOTAL - ALL FUNDS					
		\$53,442,821	\$10,705,019	\$55,375,767	\$66,080,786
					\$66,080,786

RESOLUTION NO. 065-20

**A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO
TRANSFER CERTAIN FUND BALANCES FROM RESPECTIVE FUNDS
TO OTHER FUNDS PER SECTION 5705.14 ORC ON AN AS NEEDED
BASIS IN FISCAL YEAR 2021, LISTED IN EXHIBIT "A;" AND
DECLARING AN EMERGENCY**

WHEREAS, the City is a charter municipality having those powers of self government as stated in Article I of its Charter; and,

WHEREAS, in order to provide Fund Balances for approved expenditures in certain funds on an as needed basis, it is necessary to transfer funds from respective funds to other funds; **Now Therefore**,

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

Section 1. That, pursuant to Section 5705.14 of the ORC and this Resolution, the Finance Director is hereby authorized and directed to transfer monies among the various funds on an as needed basis in Fiscal Year 2021 as listed in Exhibit "A" attached hereto and made a part of this Resolution.

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

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, only that portion shall be held invalid and the remainder shall remain valid.

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to assure the prompt and efficient conduct of the municipal operations related to public peace, health or safety of the City; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect 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 be in effect at the earliest possible time to allow for proper payment of expenses, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 065-20 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, Clerk of Council

2021 APPROPRIATION BUDGET - TRANSFER OF FUNDS**RESOLUTION No. 0-20****BUDGET REVIEW - 2021 TRANSFER OF FUNDS****TRANSFER AMOUNTS**

<u>FUND NAME, FROM - TO, PURPOSE</u>	<u>FROM</u>	<u>TO</u>
FROM: 100 GENERAL FUND	\$0	
TO: 101 GENERAL RESERVE BALANCE FUND		\$0
Purpose: Move Excess Reserves in 100 General Fund to 101 General Reserve Balance Fund.		
FROM: 100 GENERAL FUND	\$10,970	
TO: 123 SPECIAL EVENTS FUND		\$10,970
Purpose: Subsidize Fall Festival and other events as sponsored through the Chamber of Commerce.		
FROM: 100 GENERAL FUND	\$39,000	
TO: 130 ECONOMIC DEVELOPMENT FUND		\$39,000
Purpose: Subsidize the Economic Development Fund programs due to insufficient funds in the 130 ED Fund.		
FROM: 100 GENERAL FUND	\$0	
TO: 200 SCM&R FUND		\$0
Purpose: Subsidize the 200 SCM&R Fund due to an Original Estimated Shortfall in the 200 SCM&R Fund.		
FROM: 100 GENERAL FUND	\$3,136	
TO: 295 IRS 125 EMPLOYEE FRINGE BENEFITS FUND		\$3,136
Purpose: Subsidize Administrative Expenditures of Employee 125 Flexible Spending Benefits Fund.		
FROM: 100 GENERAL FUND	\$0	
TO: 600 CENTRAL ROTARY CHARGES FUND		\$0
Purpose: Subsidize Operating Expenditures of Central Garage Rotary Charges Fund.		
FROM: 147 UNCLAIMED MONIES FUND	\$2,500	
TO: 100 GENERAL FUND		\$2,500
Purpose: Payment of Unclaimed Funds back to the 100 General Fund.		
FROM: 170 MUNICIPAL INCOME TAX FUND	\$2,099,281	
TO: 100 GENERAL FUND		\$2,099,281
Purpose: Net Transfer (65%) of Income Tax Receipts to 100 General Fund -Estimated		
FROM: 170 MUNICIPAL INCOME TAX FUND	\$566,667	
TO: 220 RECREATION FUND		\$566,667
Purpose: Transfer of Income Tax Levy Receipts to 220 Recreation Fund -Estimated		
FROM: 170 MUNICIPAL INCOME TAX FUND	\$1,232,911	
TO: 400 CAPITAL IMPROVEMENT FUND		\$1,232,911
Purpose: Net Transfer (35%) of Income Tax Receipts to 400 CIP Fund-Estimated		

2021 APPROPRIATION BUDGET - TRANSFER OF FUNDS**RESOLUTION No. 0-20****BUDGET REVIEW - 2021 TRANSFER OF FUNDS****TRANSFER AMOUNTS****FUND NAME, FROM - TO, PURPOSE****FROM****TO**

FROM: 180 KWH TAX COLLECTION (GF) FUND	\$378,150	
TO: 100 GENERAL FUND		\$378,150
Purpose: Transfer of Net Balance of KWH Tax Funds into the General Fund-Estimated		
FROM: 195 LAW LIBRARY FUND	\$7,500	
TO: 100 GENERAL FUND		\$7,500
Purpose: Transfer of City Share for Highway Patrol Fine Monies per ORC.		
FROM: 210 EMS TRANSPORT SERVICE FUND	\$31,680	
TO: 242 FIRE EQUIPMENT FUND		\$31,680
Purpose: City Share of Township Contract (80%) for a Total of \$110,000, Funded \$31,680 from 210 Fund & \$56,320 from 400 Fund.		
FROM: 240 HOTEL-MOTEL TAX FUND	\$50,000	
TO: 100 GENERAL FUND		\$50,000
Purpose: City's Net Share of Total Collections (50%) on a 6% Rate, per Ordinance to 100 General Fund; balance to Chamber Tourist Bureau.		
FROM: 400 CAPITAL IMPROVEMENT FUND	\$56,320	
TO: 242 FIRE EQUIPMENT FUND		\$56,320
Purpose: City Share of Township Contract (80%) for a Total of \$110,000, Funded \$31,680 from 210 Fund & \$56,320 from 400 Fund.		
FROM: 400 CAPITAL IMPROVEMENT FUND	\$56,500	
TO: 300 GENERAL BOND RETIREMENT FUND		\$56,500
Purpose: Retirement of General Bond Obligation Debt.		
FROM: 500 ELECTRIC REVENUE FUND	\$500,000	
TO: 180 KWH TAX COLLECTION (GF) FUND		\$500,000
Purpose: Transfer to 180 kWH (GF Equivalent) Tax Fund, 100 General Fund share of kWH Tax.		
FROM: 500 ELECTRIC REVENUE FUND	\$0	
TO: 503 ELECTRIC DEVELOPMENT FUND		\$0
Purpose: Funding Reserves for Current and Future Capital Purchases.		
FROM: 510 WATER REVENUE FUND	\$455,600	
TO: 511 WATER DEPRECIATION FUND		\$455,600
Purpose: Funding for Proposed Projects out of the 511 Water Depreciation Fund.		

2021 APPROPRIATION BUDGET - TRANSFER OF FUNDS**RESOLUTION No. 0-20****BUDGET REVIEW - 2021 TRANSFER OF FUNDS****TRANSFER AMOUNTS**

<u>FUND NAME, FROM - TO, PURPOSE</u>	<u>FROM</u>	<u>TO</u>
FROM: 510 WATER REVENUE FUND	\$79,094	
TO: 512 WATER DEBT RESERVE FUND		\$79,094
Purpose: Funding for Debt Payments on Water Projects.		
FROM: 510 WATER REVENUE FUND	\$22,552	
TO: 513 WATER OWDA BOND RETIREMENT FUND		\$22,552
Purpose: Funding for OWDA Debt Payments on Water Projects.		
FROM: 510 WATER REVENUE FUND	\$651,534	
TO: 519 WATER PLANT RENOVATION & IMPRMNT. FUND		\$651,534
Purpose: Funding for Debt Service on New Water Plant Fund.		
FROM: 520 SEWER (WWT) REVENUE FUND	\$88,454	
TO: 523 OWDA SA BOND RETIREMENT FUND		\$88,454
Purpose: Funding for OWDA Debt Payments on Sewer Projects.		
FROM: 520 SEWER (WWT) REVENUE FUND	\$1,808,410	
TO: 521 SEWER REPLACEMENT & IMP. FUND		\$1,808,410
Purpose: Funding Reserves for Current and Future Capital Purchases.		
FROM: 520 SEWER (WWT) REVENUE FUND	\$447,694	
TO: 522 SEWER UTILITY RESERVE FUND		\$447,694
Purpose: Funding for Capital and Debt Payments.		
FROM: 520 SEWER (WWT) REVENUE FUND	\$0	
TO: 532 WILLIAMS PUMP STATION FUND		\$0
Purpose: Funding Reserves for Current and Future Capital Purchases.		
FROM: 560 SANITATION REVENUE FUND	\$48,300	
TO: 561 SANITATION DEPRECIATION RES. FUND		\$48,300
Purpose: Funding Reserves for Current and Future Capital Purchases.		
TOTALS - FROM	8,636,253	
TOTALS - TO		8,636,253

ORDINANCE NO. 066-20

**AN ORDINANCE AMENDING THE ALLOCATION OF FUNDS AS
FOUND IN SECTIONS 193.11 AND 194.013 OF THE CODIFIED
ORDINANCES OF THE CITY OF NAPOLEON, OHIO; AND
DECLARING AN EMERGENCY**

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

Section 1. That, Section 193.11 of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted as follows:

“193.11 ALLOCATION OF FUNDS.

(a) Effective January 1, 2021, the funds collected under the provisions of this chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-three percent (63%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-seven percent (37%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.

(b) Effective January 1, 2022 and thereafter, the funds collected under the provisions of this chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-two percent (62%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-eight percent (38%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.”

Section 2. That, Section 193.11 of the Codified Ordinances of Napoleon, Ohio, as existed prior to the enactment of this Ordinance, is repealed effective December 31, 2020 at 11:59 PM.

Section 3. That, Section 194.013 of the Codified Ordinances of Napoleon, Ohio, shall be amended and enacted as follows:

“194.013 ALLOCATION OF FUNDS.

(A) Effective January 1, 2021, the funds collected under the provisions of this Chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this Chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-three percent (63%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-seven percent (37%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.

(B) Effective January 1, 2022 and thereafter, the funds collected under the provisions of this chapter shall be deposited in the “General Fund equivalent” of the City for municipal income taxes and shall be disbursed in the following order:

(1) Such part thereof as shall be necessary to defray all costs of collecting this tax and all costs of administering and enforcing the provisions of this chapter and the rules and regulations adopted by Council in connection therewith.

(2) Not more than sixty-two percent (62%) of the net available tax receipts received annually may be used to defray operating expenses of the City.

(3) At least thirty-eight percent (38%) of the net available tax receipts received annually shall be set aside and used for capital improvements including, but not limited to, development and construction of storm sewers and street improvements; for public buildings, parks, and playgrounds; and for equipment necessary for the Police, Fire, Street, Traffic, and Safety Departments.

Section 4. That, Section 194.013 of the Codified Ordinances of Napoleon, Ohio, as existed prior to the enactment of this Ordinance, is repealed effective December 31, 2020 at 11:59 PM.

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

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

Section 7. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the

earliest possible time to allow for passage before the deadline; moreover, this must timely take effect to meet the intent of the law; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to be in effect at the earliest possible time to allow for timely allocation of funds, 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 066-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

RESOLUTION NO. 068-20

A RESOLUTION AUTHORIZING A CONTRIBUTION TO THE COMMUNITY IMPROVEMENT CORPORATION OF HENRY COUNTY, OHIO, IN AND FOR THE YEAR 2021; AND DECLARING AN EMERGENCY

WHEREAS, the City, by Ordinance in accordance with Section 1724.10 of the Ohio Revised Code, designated The Community Improvement Corporation of Henry County, Ohio ("CIC") as the agency of the City for the industrial, commercial, distribution, and research development of the City; and,

WHEREAS, a "Plan" as defined in Section 165.01 of the Revised Code was prepared and confirmed to advance, encourage, and promote the industrial, commercial, distribution, and research development of the City in a manner which among several things, creates and preserves jobs and employment opportunities in the City and the State and improves the economic welfare of the people of the City and of the State; and further, encourages and causes the maintenance, location, relocation, expansion, modernization, and equipment of sites, buildings, structures, and appurtenant facilities for industrial, commercial, distribution, and research activities within the City and thereby preserves, maintains, or creates additional opportunities for employment within the City; and,

WHEREAS, this Council desires to further advance the Plan and has determined to financially assist the CIC with operational and the other expenses in the year 2021;
Now Therefore,

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

Section 1. That, in an effort to further advance the "Plan" referenced in the preamble of this Resolution, the City Finance Director is directed and authorized to pay to The Community Improvement Corporation of Henry County, Ohio ("CIC") the amount of thirty-nine thousand dollars (\$39,000) in and for the year 2021 to the CIC for operational expenses and costs for the advancement of economic development projects for both present companies and future companies. The amounts contributed herein are deemed by this Council to be a proper public expenditure of public funds.

Section 2. That, the monies contributed as found in Section 1 of this Resolution shall be used for operational expenses and to advance the "Plan" as referenced in the preamble of this Resolution and shall not be pledged to secure any debt of the CIC.

Section 3. That, all payments stated in this Resolution are subject to appropriation of funds by Council. In the event appropriation of funds by Council is satisfied, payment shall be made by the Finance Director in quarterly installments to the CIC, all in and for the year 2021.

Section 4. That, Resolution Number 102-19 is repealed upon the effective date of this Resolution.

Section 5. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its

committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

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

Section 7. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for economic projects to timely move forward; projects that will create jobs; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: _____

Joseph D. Bialorucki, Council President

Approved: _____

Jason P. Maassel, Mayor

VOTE ON PASSAGE ____ Yea ____ Nay ____ Abstain

Attest:

Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 068-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____; 2020; & 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, Clerk of Council

ORDINANCE NO. 069-20

AN ORDINANCE APPORTIONING THE EXPENSES INCURRED INCLUDING WAGES, SALARIES AND FRINGE BENEFITS OF THE MAYOR, COUNCIL, AND VARIOUS OTHER DEPARTMENTS OF THE CITY OF NAPOLEON WHICH ARE NOT OTHERWISE DIRECTLY CHARGED TO SPECIAL AND/OR CAPITAL PROJECTS AMONG VARIOUS ACCOUNTS EFFECTIVE JANUARY 1, 2021; AMENDING ORDINANCE NO.(S) 104-09 AND 087-19; AND DECLARING AN EMERGENCY

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

Section 1. That, the expenses incurred, including wages, salary and fringe benefits of the Mayor, City Council, and various departments within the City as found in Exhibit "A," that are not otherwise directly charged to special and/or capital projects, shall be apportioned among the funds using the direct reimbursement method as found in attached Exhibit "A" which is made part of this Ordinance.

Section 2. That, the City Finance Director is directed to adjust the affected funds (retroactive if necessary) effective January 1, 2021 to accomplish the intent of this Ordinance.

Section 3. That, Ordinance No.(s) 104-09 and 087-19 are hereby amended.

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

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

Section 6. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce; therefore, provided 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 commence the amendments 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, Clerk of Council

I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No.069-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2020; & 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, Clerk of Council

CITY OF NAPOLEON, OHIO - PSCAF
POWER SUPPLY COST ADJUSTMENT FACTOR (PSCAF) - COMPUTATION OF MONTHLY PSCAF
 COMPUTATIONS WITH CORRECTED DATA FROM JULY, 2015, THROUGH MARCH, 2017

AMP Billed Usage Month	PSCAF City Billing Month	AMP - kWh Delivered As Listed on AMP Invoices	Purchased Power Supply Costs (=Net of Known) (+ OR - Other Cr's)	Rolling 3-Month Totals		Rolling 3 Month Average Cost	Less: Fixed Base Power Supply Cost	PSCA Dollar Difference + or (-)	PSCA-Corrt'd. 3 MONTH AVG. FACTOR + Line Loss	Total Residential Cost / kWh For Month
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	
		Actual Billed	Actual Billed w/Cr's	c + prior 2 Mo	d + prior 2 Mo	f / e	\$0.07194 Fixed	g + h	1 X 1.075	
Oct'18	Dec'18	12,827,093	\$ 1,201,860.98	41,657,105	\$ 3,674,200.88	\$ 0.08820	\$ (0.07194)	\$ 0.01626	\$ 0.01748	
Nov'18	Jan'19	12,694,035	\$ 1,177,330.24	38,716,898	\$ 3,576,507.93	\$ 0.09238	\$ (0.07194)	\$ 0.02044	\$ 0.02197	
Dec'18	Feb'19	12,936,598	\$ 1,175,315.11	38,457,726	\$ 3,554,506.33	\$ 0.09243	\$ (0.07194)	\$ 0.02049	\$ 0.02203	
Jan'19	Mar'19	13,516,644	\$ 1,157,412.90	39,147,277	\$ 3,510,058.25	\$ 0.08966	\$ (0.07194)	\$ 0.01772	\$ 0.01905	
Feb'19	Apr'19	12,112,198	\$ 1,076,627.71	38,565,440	\$ 3,409,355.72	\$ 0.08840	\$ (0.07194)	\$ 0.01646	\$ 0.01769	
Mar'19	May'19	12,476,648	\$ 1,111,471.41	38,105,490	\$ 3,345,512.02	\$ 0.08780	\$ (0.07194)	\$ 0.01586	\$ 0.01705	
Apr'19	June'19	10,913,916	\$ 1,043,515.66	35,502,762	\$ 3,231,614.78	\$ 0.09102	\$ (0.07194)	\$ 0.01908	\$ 0.02051	
May'19	July'19	11,554,553	\$ 1,074,988.04	34,945,117	\$ 3,229,975.11	\$ 0.09243	\$ (0.07194)	\$ 0.02049	\$ 0.02203	
June'19	Aug'19	12,448,976	\$ 1,059,406.09	34,917,445	\$ 3,177,909.79	\$ 0.09101	\$ (0.07194)	\$ 0.01907	\$ 0.02050	
July'19	Sep'19	15,467,755	\$ 1,185,669.13	39,471,284	\$ 3,300,063.26	\$ 0.08361	\$ (0.07194)	\$ 0.01167	\$ 0.01255	
Aug'19	Oct'19	14,297,705	\$ 1,123,690.94	42,214,436	\$ 3,348,766.16	\$ 0.07933	\$ (0.07194)	\$ 0.00739	\$ 0.00794	
Sep'19	Nov'19	12,810,364	\$ 1,102,711.16	42,575,824	\$ 3,392,071.23	\$ 0.07967	\$ (0.07194)	\$ 0.00773	\$ 0.00831	
Oct'19	Dec'19	12,026,480	\$ 1,080,410.22	39,134,549	\$ 3,306,812.32	\$ 0.08450	\$ (0.07194)	\$ 0.01256	\$ 0.01350	0.1230
Nov'19	Jan'20	12,466,183	\$ 1,088,822.82	37,303,027	\$ 3,271,944.20	\$ 0.08771	\$ (0.07194)	\$ 0.01577	\$ 0.01695	0.1245
Dec'19	Feb'20	12,809,184	\$ 1,098,513.89	37,301,847	\$ 3,267,746.93	\$ 0.08760	\$ (0.07194)	\$ 0.01566	\$ 0.01683	0.1239
Jan' 20	Mar' 20	12,907,445	\$ 1,152,024.27	38,182,812	\$ 3,339,360.98	\$ 0.08746	\$ (0.07194)	\$ 0.01552	\$ 0.01668	0.1238
Feb' 20	Apr' 20	12,179,274	\$ 1,114,393.10	37,895,903	\$ 3,364,931.26	\$ 0.08879	\$ (0.07194)	\$ 0.01685	\$ 0.01811	0.1262
Mar 20	May 20	11,565,546	\$ 1,098,886.88	36,652,265	\$ 3,365,304.25	\$ 0.09182	\$ (0.07194)	\$ 0.01988	\$ 0.02137	0.1299
Apr 20	June 20	9,957,773	\$ 1,056,718.07	33,702,593	\$ 3,269,998.05	\$ 0.09703	\$ (0.07194)	\$ 0.02509	\$ 0.02697	0.1371
May 20**	July 20	10,376,392	\$ 982,279.17	31,899,711	\$ 3,137,884.12	\$ 0.09837	\$ (0.07194)	\$ 0.02643	\$ 0.02841	0.1365
Jun 20	Aug 20	13,172,159	\$ 1,136,941.54	33,506,324	\$ 3,175,938.78	\$ 0.09479	\$ (0.07194)	\$ 0.02285	\$ 0.02456	0.1330
Jul 20***	Sept 20	15,755,589	\$ 1,211,781.98	39,304,140	\$ 3,331,002.69	\$ 0.08475	\$ (0.07194)	\$ 0.01281	\$ 0.01056	0.1154
Aug 20	Oct 20	14,271,168	\$ 1,182,034.49	43,198,916	\$ 3,530,758.01	\$ 0.08173	\$ (0.07194)	\$ 0.00979	\$ 0.00731	0.1135
Sept 20†	Nov 20	11,744,934	\$ 1,103,481.59	41,771,691	\$ 3,497,298.06	\$ 0.08372	\$ (0.07194)	\$ 0.01178	\$ 0.01266	0.1229
Oct 20	Dec 20	11,645,057	\$ 1,128,722.92	37,661,159	\$ 3,414,239.00	\$ 0.09066	\$ (0.07194)	\$ 0.01872	\$ 0.02012	

*** reduced PSCAF for Sept 20 from \$0.01377 to \$0.01056 to reflect corrected PSCAF with adjustment for Aug 20 by -\$0.003210 to incorporate the \$100,000 with the three month rolling average

† November 2020 PSCAF is up because the approved credits/adjustments are now off of the three month rolling average

PSCAF - Preparer's Signature:

Name - Lori A. Rausch, Utility Billing Administrator



Signature

11/17/2020

Date

PSCAF - Reviewers Signature:

Name - Kelly O'Boyle, Finance Director



Signature

11/17/2020

Date

BILLING SUMMARY AND CONS

2020 - DECEMBER BILLING WITH OCTOBER 20

PREVIOUS MONTH'S POWER BILLS - PU**DATA PERIOD**

AMP-Ohio Bill Month

City-System Data Month

City-Monthly Billing Cycle

	=====WIND=====			===SOLAR===	===TRANSMISSION, SERVICE FEES & MISC. CONTRACTS===				
	NYPH	JV-5	JV-6	AMP SOLAR	EFFNCY.SMART	TRANSMISSION	SERVICE FEES	MISCELLANEOUS	TOTAL -
PURCHASED POWER-RESOURCES -> (HYDRO	HYDRO	WIND	PHASE 1	POWER PLANT	CHARGES	DISPATCH, A & B	CHARGES &	ALL
(SCHED. @ NYIS	7x24 @ ATSI	SCHED. @ ATSI	SCHED. @ ATSI	2017 - 2020	Other Charges	Other Charges	LEVELIZATION	RESOURCES	
Delivered kWh (On Peak) ->	642,085	2,297,472	24,695	109,077	0	0	0	0	11,523,225
Delivered kWh (Off Peak) ->									469,185
Delivered kWh (Replacement/Losses/Offset) ->		33,473							33,473
Delivered kWh/Sale (Credits) ->									-380,825
Net Total Delivered kWh as Billed ->	642,085	2,330,945	24,695	109,077	0	0	0	0	11,645,058
Percent % of Total Power Purchased->	5.5138%	20.0166%	0.2121%	0.9367%	0.0000%	0.0000%	0.0000%	0.0000%	100.0002%
								Verification Total ->	100.0000%
COST OF PURCHASED POWER:									
DEMAND CHARGES (+Debits)									
Demand Charges	\$7,033.78	\$22,942.25	\$1,025.10			\$196,731.36			\$562,842.32
Debt Services (Principal & Interest)		\$55,381.81							\$213,258.60
DEMAND CHARGES (-Credits)									
Transmission Charges (Demand-Credits)		-\$20,019.33	-\$848.31	-\$3,650.86					-\$74,423.06
Capacity Credit	-\$2,198.63	-\$7,261.35	-\$152.67	-\$1,242.12					-\$74,063.74
Sub-Total Demand Charges	\$4,835.15	\$51,043.38	\$24.12	-\$4,892.98	\$0.00	\$196,731.36	\$0.00	\$0.00	\$627,614.12
ENERGY CHARGES (+Debits):									
Energy Charges - (On Peak)	\$5,688.81	\$41,724.36		\$3,962.76		\$9,106.48			\$383,172.07
Energy Charges - (Replacement/Off Peak)									\$11,768.84
Net Congestion, Losses, FTR	\$2,639.53								-\$380.08
Transmission Charges (Energy-Debits)									\$12,788.44
ESPP Charges					\$20,659.88				\$20,659.88
Bill Adjustments (General & Rate Levelization)									\$1.75
ENERGY CHARGES (-Credits or Adjustments):									
Energy Charges - On Peak (Sale or Rate Stabilization)									-\$8,673.41
Net Congestion, Losses, FTR									\$1,741.73
Bill Adjustments (General & Rate Levelization)	\$1,015.79								-\$17,908.21
Sub-Total Energy Charges	\$9,344.13	\$41,724.36	\$0.00	\$3,962.76	\$20,659.88	\$9,106.48	\$0.00	\$0.00	\$403,171.01
TRANSMISSION & SERVICE CHARGES, MISC.:									
RPM / PJM Charges Capacity - (+Debit)						\$88,385.08			\$88,385.08
RPM / PJM Charges Capacity - (-Credit)									\$0.00
Service Fees AMP-Dispatch Center - (+Debit/-Credit)									\$0.00
Service Fees AMP-Part A - (+Debit/-Credit)							\$2,764.66		\$2,764.66
Service Fees AMP-Part B - (+Debit/-Credit)							\$6,788.05		\$6,788.05
Other Charges & Bill Adjustments - (+Debit/-Credit)									\$0.00
Sub-Total Service Fees & Other Charges	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$88,385.08	\$9,552.71	\$0.00	\$97,937.79
TOTAL NET COST OF PURCHASED POWER	\$14,179.28	\$92,767.74	\$24.12	-\$930.22	\$20,659.88	\$294,222.92	\$9,552.71	\$0.00	\$1,128,722.92
Percent % of Total Power Cost->	1.2562%	8.2188%	0.0021%	-0.0824%	1.8304%	26.0669%	0.8463%	0.0000%	100.000%
Purchased Power Resources - Cost per kWh->	\$0.022083	\$0.039798	\$0.000977	-\$0.008528	\$0.000000	\$0.000000	\$0.000000	\$0.000000	\$0.096927
									(Northern Pool Power - On-Peak + Off-Peak - Energy Charge/kWh) = JV2 Electric Service Rate ->
									(Northern Pool Power - On-Peak + Off-Peak - Energy Charge/kWh) = JV5 Electric Service Rate ->



City of Napoleon, Ohio
Kevin Schultheis, Zoning Administrator
Code Enforcement

*255 West Riverview
Napoleon, OH 43545
Telephone: (419) 592-4010 Fax: (419) 599-8393
www.napoleonohio.com*

PC-20-14
Subdivision in City
For a Recommended Re-Plat Approval
Location: Parcel Number: 41-129211.0080

Memorandum

To: Members of the City Planning Commission
From: Kevin Schultheis, Zoning Administrator / Code Enforcement Officer
Subject: Subdivision of plat in the City
Meeting Date: December 8, 2020
Hearing #: PC-20-14

Background:

An application for a public hearing has been filed by Richard Luzny, The applicant is requesting the approval of a subdivision of a Re-Plat of lot D of Hogrefes Plat II within the city. The request is pursuant to Chapter 1141 of the Codified ordinance of Napoleon, Ohio. The property is located in an R-4 High-Density Residential Zoning District.

Research and Findings:

1. A Subdivision in City Permit is for any planned development to be located in the R-4 High – Density Residential Zoning District as per 1145.01(a) table of permissible uses.
2. Scope of the project: Proposed Re-Plat of lot D to D-1, D-2, D-3, 5.199 Acres. (see attached)

Recommended Conditions:

1. All revisions made to plans by the surveyor of the project must be reviewed by the City Engineer, Chad Lulfs prior to approval by the Board of Planning Commission.

Application for Public Hearing

City of Napoleon, Ohio

I/We hereby request a public hearing to consider the following:

Planning Commission

(MZON 100.1700.46690)

- Conditional Use \$125.00
- Amendment \$125.00
- Subdivision in City \$75.00 + \$5.00 each, after two
- Preliminary Plat of Development \$125.00
- Alley Vacation \$25.00 + publication cost

Preservation Commission

MZON 100.1700.46690)

- Certificate of Appropriateness \$25.00

Board of Zoning Appeals

(MZON 100.1700.46690)

- Certificate of Zoning \$25.00
- Re-Zoning \$125.00
- Variance \$125.00
- Administrative Appeal \$50.00

Address of property: N/A

Description of request: Re-Plat of Lot D of Hogrefe's Plat II

C. Richard Luzny

OWNER(S) NAME (PRINT)

450 Briarcliff Dr. Napoleon, OH 43545

ADDRESS- CITY, STATE, ZIP

419-966-8381

PHONE NUMBER

C. Richard Luzny

SIGNATURE

***Public hearings are held on the second Tuesday of each month; this petition must be filed with the Zoning Administrator thirty (30) days before the public hearing date. All plans, plats, deeds and other requested information must accompany this application before the hearing will be scheduled. ***

APPLICANT MUST BE AN OWNER OR AN AUTHORIZED REPRESENTATIVE EVIDENCED BY LETTER OF APPOINTMENT.

C. Richard Luzny

APPLICANT NAME (PRINT)

C. Richard Luzny

APPLICANT SIGNATURE

450 Briarcliff Dr.

ADDRESS

Napoleon, OH 43545

CITY, STATE, ZIP

419-966-8381

PHONE

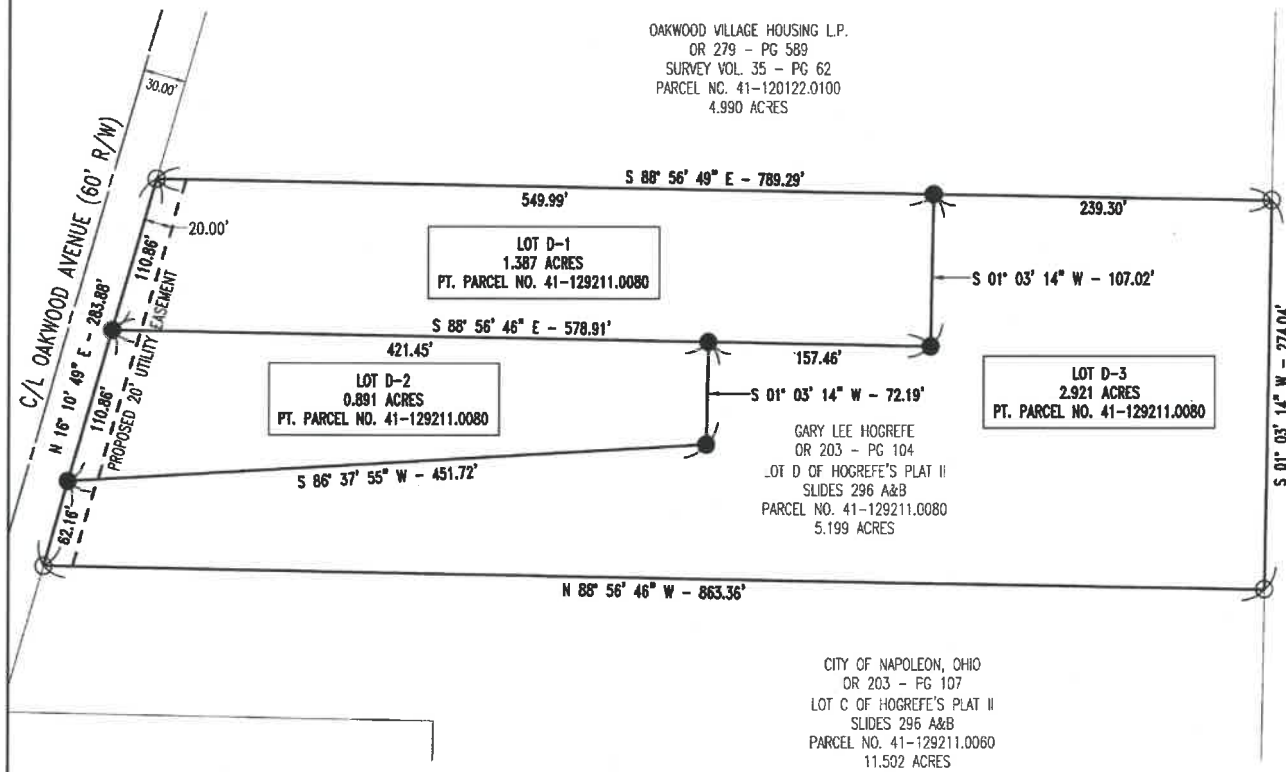
Hearing #: Hearing Date: Zoning District:

Office Use Only

Batch # Check # Date

- NOTES:
- THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE EXAMINATION AND DOES NOT REPRESENT A TITLE REPORT OR A GUARANTEE OF TITLE. THERE MAY BE APPARENT, RECORDED, OR UNRECORDED EASEMENTS NOT SHOWN ON THIS DRAWING.
 - THIS SURVEY USED THE LATEST RECORDED DEEDS AT THE DATE OF THIS SURVEY.
 - DISTANCES SHOWN HEREON, ARE GROUND DISTANCES. TO APPROXIMATE OHIO CO-ORDINATE 1983, NORTH ZONE (3401), GRID DISTANCES MULTIPLY THE DISTANCES BY THE COMBINATION FACTOR OF 0.9999298918.
 - IRON PINS CALLED FOR AS SET ARE NUMBER 5 REBAR, WITH A NOMINAL DIAMETER OF 5/8 OF AN INCH, A CROSS-SECTIONAL AREA OF 0.31 SQUARE INCHES, THIRTY (30) INCHES IN LENGTH, AND CAPPED WITH A PLASTIC YELLOW MARKER INSCRIBED WITH "NIESE/JHN-PS8727."

RE-PLAT OF LOT D
OF HOGREFE'S PLAT II
STATE OF OHIO, COUNTY OF HENRY, CITY OF NAPOLEON,
A PORTION OF THE E 1/2 OF SECTION 12, NAPOLEON TOWNSHIP,
TOWNSHIP 5 NORTH, RANGE 6 EAST, FIRST PRINCIPAL MERIDIAN
HOGREFE'S PLAT II IS RECORDED ON SLIDES 296 A&B
AT THE HENRY COUNTY RECORDER'S OFFICE



OWNERS ACKNOWLEDGMENT:

Know All Men By These Presents:

That I/We _____ the undersigned owner/s of the aforesaid described lands do hereby approve of the accompanying map as shown hereon, and do desire the same to be placed on public record on this _____ day of _____, 20____.

OWNER/S: _____

STATE OF OHIO,
COUNTY OF _____, ss: _____

On this _____ day of _____, 20____, before me personally appeared _____, who executed the foregoing instrument and acknowledged that _____ executed the same as _____ free act and deed.

NOTARY PUBLIC
My Commission Expires: _____

CITY OF NAPOLEON, OHIO
OR 203 - PG 107
PARCEL NO. 41-120062.0200
37.616 ACRES IN SECTION 7
24.392 ACRES IN SECTION 12
62.008 ACRES TOTAL

LEGEND

- 5/8" IRON PIN WITH CAP SET
○ 1/2" IRON PIN FOUND

Legal Description - 5.199 Acres

Situated in the State of Ohio, County of Henry, City of Napoleon, being that portion of the East Half of Section 12, Napoleon Township, Township 5 North, Range 6 East, of the First Principal Meridian, being part of Lot D of Hogrefe's Plat II, recorded on slide 296 A&B and as described in a deed to Gary Lee Hogrefe, recorded in Official Record Volume 203, Page 104 (reference recorded in the Recorder's Office, Henry County, Ohio), and being more particularly described as follows:

BEGINNING at a 1/2 inch iron pin found at the southwest corner of said Lot D, said 1/2 inch iron pin also being the TRUE POINT OF BEGINNING;

THENCE northerly with the west line of said Lot D, also being the easterly right-of-way line of Oakwood Avenue, North 16° 10' 49" East, 283.88 feet to a 1/2" iron pin found at the northwest corner of said Lot D;

THENCE easterly with the north line of said Lot D, South 88° 56' 46" East, 789.29 feet to a 1/2" iron pin found at the northeast corner of said Lot D;

THENCE southerly with the east line of said Lot D, South 01° 03' 14" West, 274.04 feet to a 1/2" iron pin found at the southeast corner of said Lot D;

THENCE westerly with the south line of said Lot D, North 88° 56' 46" West, 863.36 feet to the TRUE POINT OF BEGINNING, containing 5.199 acres of land, more or less, as surveyed and described in October of 2020, by Ohio Registered Professional Surveyor Justin H. Niese, Ohio Surveyor No. 8727.

Subject to any and all legal right-of-ways, easements, exceptions, and/or restrictions whether apparent, recorded, and/or unrecorded.

Basis of Bearings: The bearings in the foregoing description are based upon the Ohio co-ordinate system of 1983, NAD83(2011), 2010.0 EPOCH, North zone (3401), in accordance with the Ohio Revised Code Sections 157.01-157.10; said bearings are based on local field observations utilizing the Ohio Department of Transportation's (ODOT's) Virtual Reference Station (VRS) Network.

Iron pins called for as set are number 5 rebar, with a nominal diameter of 5/8 of an inch, a cross-sectional area of 0.31 square inches, thirty (30) inches in length, and capped with a plastic yellow survey marker inscribed with "NIESE/JHN-PS8727."

HENRY COUNTY AUDITOR

I, THE HENRY COUNTY AUDITOR DO HEREBY CERTIFY THAT THERE ARE NO UNPAID TAXES ON THE PROPERTY HEREIN DESCRIBED AND CERTIFY THE SAME FOR TRANSFER.

TRANSFERRED THIS _____ DAY OF _____

HENRY COUNTY AUDITOR

PLANNING COMMISSION CERTIFICATE

UNDER AUTHORITY PROVIDED BY CHAPTER 711 OF THE OHIO REVISED CODE AND CHAPTER 1105 OF THE NAPOLEON CODE OF ORDINANCES, THIS PLAT IS HEREBY APPROVED BY THE PLANNING COMMISSION OF THE CITY OF NAPOLEON, OHIO.

DATE: _____

CHAIRMAN

CLERK OF COUNCIL

CITY COUNCIL CERTIFICATE

UNDER AUTHORITY PROVIDED BY CHAPTER 711 OF THE OHIO REVISED CODE AND CHAPTER 1105 OF THE NAPOLEON CODE OF ORDINANCES, THIS PLAT IS HEREBY APPROVED BY THE CITY COUNCIL OF THE CITY OF NAPOLEON, OHIO.

DATE: _____

MAYOR

CLERK OF COUNCIL

HENRY COUNTY RECORDER

I, THE HENRY COUNTY RECORDER DO HEREBY CERTIFY THAT THIS PLAT HAS BEEN RECEIVED FOR RECORD AT _____ O'CLOCK _____ M AND RECORDED ON SLIDE _____ THIS _____ DAY OF _____, 20____.

FEE: _____

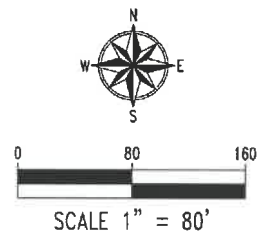
HENRY COUNTY RECORDER

CITY ENGINEER CERTIFICATE

IN ACCORDANCE WITH OHIO R. C. 711.08, THE UNDERSIGNED BEING THE ENGINEER FOR THE CITY OF NAPOLEON, OHIO HEREBY APPROVES THIS PLAT AS SHOWN.

DATE: _____

CITY ENGINEER



BASIS OF BEARINGS:
THE BEARINGS SHOWN ARE BASED UPON THE OHIO CO-ORDINATE SYSTEM OF 1983, NAD83(2011), 2010.0 EPOCH, NORTH ZONE (3401), IN ACCORDANCE WITH THE OHIO REVISED CODE SECTIONS 157.01-157.10; SAID BEARINGS ARE BASED ON LOCAL FIELD OBSERVATIONS UTILIZING THE OHIO DEPARTMENT OF TRANSPORTATION'S (ODOT'S) VIRTUAL REFERENCE STATION (VRS) NETWORK. OBSERVATIONS WERE TAKEN ON OCTOBER OF 2020.

I HEREBY DECLARE THAT THE FOREGOING PLAT WAS PREPARED FROM AN ACTUAL SURVEY OF THE PREMISES, THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES.

JUSTIN H. NIESE, P.E., P.S.
OHIO REGISTERED SURVEYOR NO. 8727

NIESE SURVEYING & ENGINEERING, LLC	
SURVEY PLAT FOR: RICHARD LJZNY	
JUSTIN H. NIESE, P.E., P.S. 211 E. MAIN CROSS STREET P.O. BOX 112 MILLER CITY, OHIO 45864 567-825-1523	JOB NUMBER: 2020-139
PAGE 1/1	



City of *NAPOLEON*, Ohio

255 West Riverview Avenue • P.O. Box 151
Napoleon, Ohio 43545-0151
Phone: (419) 592-4010 • Fax: (419) 599-8393

Web Page: www.napoleonohio.com

Mayor

Jason Maassel

Members of Council

PRESIDENT:

Joseph Bialorucki

PRESIDENT PRO- TEM:

Daniel Baer

John Ross Durham

Jeff Comadoll

Kenneth Haase

Lori Siclair

Molly Knepley

City Manager

Joel L. Mazur

Finance Director

Kelly O'Boyle

Law Director

Billy D. Harmon

Public Works

Director

Chad E. Lulfs, P.E., P.S.

MEMORANDUM

DATE: December 21, 2020
TO: Members of City Council
Jason P. Maassel, Mayor
FROM: Joel L. Mazur, City Manager
SUBJECT: Courtney and Associates Sewer Rate Model

Attached is the presentation created by John Courtney with Courtney and Associates, the Sewer Rate Model, the Napoleon Water and Sewer Rate Adjustment Spreadsheet and the presentation from the 2017 Sewer Rate study.

The Board of Public Affairs and Water, Sewer, Refuse, Recycling and Litter Committee met last week to discuss the Sewer rate review performed by Courtney and Associates. The Board of Public Affairs recommended to move forward with the rate increase for the sewer rates as presented.



City of Napoleon, Ohio

2020 SEWER RATE STUDY UPDATE



PURPOSE OF UPDATE

Revise the 2017 Projected Revenue Requirements Analysis To Reflect Updated Operation & Maintenance and Debt Service Costs Associated With the Wastewater Treatment Plant Improvement Project.



CHANGES SINCE 2017 STUDY

- Sewer Sales Dropped by Nearly 11% Since 2016
- WWTP Rehab Debt Service Decreased by Approximately \$ 37,000 Per Year.
- Projected O&M Expense Decreased by Approximately \$ 12,000 Per Year.
- Capital Outlay Decreased by Approximately \$ 1,000,000 Per Year.



PROJECTED REVENUE REQUIREMENTS

1. Project Sewer Sales
2. Project Revenues at Current Rates
3. Project Revenue Requirements
4. Determine Overall Revenue Adjustment



1. Project Sewer Sales

- Reduction in Sales (2016-2019)
 - Residential Sales Dropped $\approx 4\%$
 - Commercial Sales Dropped $\approx 7\%$
 - Industrial Sales Dropped $\approx 30\%$
 - Total Sales Dropped $\approx 11\%$



PROJECTED GROWTH IN SALES

Residential

- 0.5% Per Year Growth in Sales

Commercial

- No Growth in Sales

Industrial

- 6% Growth in 2021 Only

Interdepartmental

- No Growth in Sales



PROJECTED SEWER SALES (ccf)

<u>Customer Class</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Residential	145,300	146,000	146,700	147,500
Commercial	102,100	102,100	102,100	102,100
Industrial	34,600	34,600	34,600	34,600
Interdepartmental	500	500	500	500
Totals	<u>282,500</u>	<u>283,200</u>	<u>283,900</u>	<u>284,700</u>



2. Project Revenues at Current Rates*

- Project Average Revenues by Customer Class

Residential	\$ 15.40/ccf
Commercial	\$ 7.20/ccf
Industrial	\$ 6.36/ccf
Interdepartmental	\$ 11.75/ccf

- Multiply Sewer Sales by Average Rates

* Reflects rates effective 1/1/19.



PROJECTED REVENUES AT CURRENT RATES

	<u>ccf</u>	<u>\$/ccf*</u>	<u>Amount</u>
Residential	145,300	\$15.40	\$ 2,237,700
Commercial	102,100	7.20	735,400
Industrial	34,600	6.36	219,800
Interdepartmental	500	11.75	5,900
	<hr/>		<hr/>
Totals	282,500	\$11.32	\$ 3,198,800

* Reflects rates effective 1/1/19

PROJECTED REVENUE REQUIREMENTS

	2021	2022	2023	2024
Personal Services and Benefits	\$ 700,656	\$ 716,421	\$ 732,540	\$ 749,022
Health Insurance	129,363	133,877	138,550	143,385
Travel	8,240	8,487	8,742	9,004
Contractual Services	300,000	309,000	318,270	327,818
Material and Supplies	144,200	148,526	152,982	157,571
Utilities	0	0	0	0
Other Operating Expenses	257,650	265,380	273,341	281,541
Reimburse-Shared Expenses	516,030	531,511	547,456	563,880
Debt Service - REVENUE BONDS(520)	317,287	322,266	321,669	320,877
Debt Service - OWDA (523)	105,954	106,397	106,860	107,344
Debt Service - Williams Pump Station(532)	62,834	62,834	62,834	62,834
Debt Service - Van Hysing	0	62,834	62,834	62,834
Debt Service - RES FUND (522)	447,694	447,694	447,694	447,694
Debt Service - WWTP Rebuild(1)	0	0	372,000	744,000
Capital Improvements	167,905	172,942	178,130	183,474
Transfer Out (521)	300,000	309,000	318,270	327,818
Gross Revenue Requirement	\$ 3,457,812	\$ 3,597,168	\$ 4,042,171	\$ 4,489,097
Total Other Income	\$ (1,587,473)	\$ (874,473)	\$ (874,473)	\$ (874,473)
Net Revenue Requirement	\$ 1,870,339	\$ 2,722,695	\$ 3,167,698	\$ 3,614,624



DETERMINATION OF OVERALL REVENUE ADJUSTMENT

	<u>Net Revenue Requirements</u>	<u>Revenues at Current Rates</u>	<u>Revenue Adjustment Amount</u>	<u>%</u>
2021	\$ 1,870,339	\$ 3,198,789	\$ (1,328,450)	(41.5%)
2022	\$ 2,722,695	\$ 3,209,978	\$ (487,283)	(15.2%)
2023	\$ 3,167,698	\$ 3,221,222	\$ (53,524)	(1.7%)
2024	\$ 3,614,624	\$ 3,232,523	\$ 382,101	11.8%



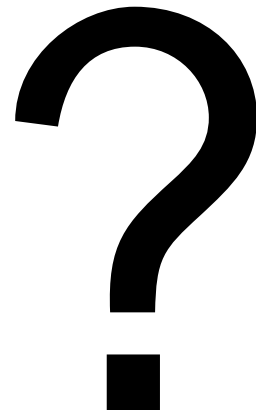
Conclusions

- Revenues at Current Rates are Not Sufficient to Meet the Near-Term Revenue Requirements.
- Revenues Would Need To Be Increased by Approximately 12% in Order to Meet the Projected 2024 Revenue Requirements



Recommendations

- Increase Sewer Rates by Approximately 3% per Year for the Next Four Years (2021 – 2024)
- Update the Sewer Rate Study Periodically and Adjust Rates, if Needed, to Meet the Projected Revenue Requirements.



City of Napoleon, Ohio
Sewer Department
INPUT DATA AND ESCALATION RATES

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
GROWTH RATES - %										
	Number of Customers									
1	Residential - In					0.0%	0.5%	0.5%	0.5%	0.5%
2	Residential - Out					0.0%	0.5%	0.5%	0.5%	0.5%
3	Commercial - In					0.0%	0.0%	0.0%	0.0%	0.0%
4	Commercial - Out					0.0%	0.0%	0.0%	0.0%	0.0%
5	Comm Contracted - % of Use - In					0.0%	0.0%	0.0%	0.0%	0.0%
6	Industrial - In					0.0%	0.0%	0.0%	0.0%	0.0%
7	Industrial - Out					0.0%	0.0%	0.0%	0.0%	0.0%
8	Interdepartmental - In					0.0%	0.0%	0.0%	0.0%	0.0%
9	Interdepartmental - Out					0.0%	0.0%	0.0%	0.0%	0.0%
ESCALATION/INFLATION RATES - %										
10	Personal Services and Benefits						2.25%	2.25%	2.25%	2.25%
11	Health Insurance						3.49%	3.49%	3.49%	3.49%
12	Material and Supplies						3.00%	3.00%	3.00%	3.00%
13	Contractual Services						3.00%	3.00%	3.00%	3.00%
14	Contractual Services - HCWSD						3.00%	3.00%	3.00%	3.00%
15	Utilities						3.00%	3.00%	3.00%	3.00%
16	Other Operating Expenses						3.00%	3.00%	3.00%	3.00%
USAGE PER BILL PER MONTH (CCF/Bill)										
17	Residential - In	4.0	4.0	3.9	3.8	3.8	3.8	3.8	3.8	3.8
18	Residential - Out	6.4	6.4	7.0	7.0	7.0	7.0	7.0	7.0	7.0
19	Commercial - In	17.2	16.5	15.4	15.6	16.0	16.0	16.0	16.0	16.0
20	Commercial - Out	8.1	10.5	7.3	5.5	6.0	6.0	6.0	6.0	6.0
21	Comm Contracted - % of Use - In	349.3	251.1	270.7	286.3	300.0	300.0	300.0	300.0	300.0
22	Industrial - In	205.0	261.9	226.7	159.9	160.0	160.0	160.0	160.0	160.0
23	Industrial - Out	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
24	Interdepartmental - In	5.1	5.7	6.2	6.2	6.0	6.0	6.0	6.0	6.0
25	Interdepartmental - Out	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
AVERAGE REVENUES (\$/ccf)										
26	Residential - In	\$ 14.25	\$ 14.45	\$ 14.66	\$ 15.32	\$ 15.40	\$ 15.40	\$ 15.40	\$ 15.40	\$ 15.40
27	Residential - Out	\$ 22.70	\$ 22.88	\$ 21.96	\$ 22.33	\$ 22.36	\$ 22.36	\$ 22.36	\$ 22.36	\$ 22.36
28	Commercial - In	\$ 7.59	\$ 7.73	\$ 7.88	\$ 8.36	\$ 8.34	\$ 8.34	\$ 8.34	\$ 8.34	\$ 8.34
29	Commercial - Out	\$ 20.43	\$ 18.59	\$ 21.56	\$ 24.72	\$ 24.05	\$ 24.05	\$ 24.05	\$ 24.05	\$ 24.05
30	Comm Contracted - % of Use - In	\$ 3.80	\$ 3.77	\$ 3.77	\$ 4.04	\$ 4.04	\$ 4.04	\$ 4.04	\$ 4.04	\$ 4.04
31	Industrial - In	\$ 5.73	\$ 5.73	\$ 5.76	\$ 6.30	\$ 6.36	\$ 6.36	\$ 6.36	\$ 6.36	\$ 6.36
32	Industrial - Out	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
33	Interdepartmental - In	\$ 12.38	\$ 11.76	\$ 11.32	\$ 11.75	\$ 11.75	\$ 11.75	\$ 11.75	\$ 11.75	\$ 11.75
34	Interdepartmental - Out	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

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City of Napoleon, Ohio
Sewer Department
BILLING STATISTICS AND PROJECTED REVENUES
(Based on Existing Rates)

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
RESIDENTIAL - IN										
1	No. of Bills	37,788	37,677	37,890	38,021	38,016	38,206	38,397	38,589	38,782
2	Consumption (ccf.)	151,191	150,252	147,056	145,179	144,461	145,183	145,909	146,639	147,372
3	Average Consumption (ccf/bill)	4.0	4.0	3.9	3.8	3.8	3.8	3.8	3.8	3.8
4	Amount Billed - \$	\$ 2,155,068	\$ 2,171,323	\$ 2,155,745	\$ 2,223,445	\$ 2,224,696	\$ 2,235,820	\$ 2,246,999	\$ 2,258,234	\$ 2,269,525
5	- \$/100 cu. ft.	14.25	14.45	14.66	15.32	15.40	15.40	15.40	15.40	15.40
RESIDENTIAL - OUT										
6	No. of Bills	12	12	12	12	12	12	12	12	12
7	Consumption (ccf.)	77	77	84	84	84	84	85	85	86
8	Average Consumption (ccf/bill)	6.4	6.4	7.0	7.0	7.0	7.0	7.0	7.0	7.0
9	Amount Billed - \$	\$ 1,748	\$ 1,762	\$ 1,845	\$ 1,876	\$ 1,878	\$ 1,888	\$ 1,897	\$ 1,907	\$ 1,916
10	- \$/100 cu. ft.	22.70	22.88	21.96	22.33	22.36	22.36	22.36	22.36	22.36
COMMERCIAL - IN										
11	No. of Bills	4,476	4,488	4,558	4,553	4,548	4,548	4,548	4,548	4,548
12	Consumption (ccf.)	76,904	74,056	70,052	70,829	72,768	72,768	72,768	72,768	72,768
13	Average Consumption (ccf/bill)	17.2	16.5	15.4	15.6	16.0	16.0	16.0	16.0	16.0
14	Amount Billed - \$	\$ 583,488	\$ 572,512	\$ 551,842	\$ 592,003	\$ 606,885	\$ 606,885	\$ 606,885	\$ 606,885	\$ 606,885
15	- \$/100 cu. ft.	7.59	7.73	7.88	8.36	8.34	8.34	8.34	8.34	8.34
COMMERCIAL - OUT										
16	No. of Bills	72	72	72	81	84	84	84	84	84
17	Consumption (ccf.)	583	758	525	447	504	504	504	504	504
18	Average Consumption (ccf/bill)	8	11	7	6	6	6	6	6	6
19	Amount Billed - \$	\$ 11,913	\$ 14,088	\$ 11,319	\$ 11,050	\$ 12,121	\$ 12,121	\$ 12,121	\$ 12,121	\$ 12,121
20	- \$/100 cu. ft.	20.43	18.59	21.56	24.72	24.05	24.05	24.05	24.05	24.05
COMM CONTRACTED - % of USE - IN										
21	No. of Bills	96	96	94	97	96	96	96	96	96
22	Consumption (ccf.)	33,532	24,108	25,442	27,771	28,800	28,800	28,800	28,800	28,800
23	Average Consumption (ccf/bill)	349	251	271	286	300	300	300	300	300
24	Amount Billed - \$	\$ 127,376	\$ 90,918	\$ 95,941	\$ 112,169	\$ 116,352	\$ 116,352	\$ 116,352	\$ 116,352	\$ 116,352
25	- \$/100 cu. ft.	3.80	3.77	3.77	4.04	4.04	4.04	4.04	4.04	4.04
INDUSTRIAL - IN										
26	No. of Bills	228	206	204	204	204	216	216	216	216
27	Consumption (ccf.)	46,744	53,956	46,237	32,617	32,640	34,560	34,560	34,560	34,560
28	Average Consumption (ccf/bill)	205	262	227	160	160	160	160	160	160
29	Amount Billed - \$	\$ 267,765	\$ 309,332	\$ 266,106	\$ 205,631	\$ 207,590	\$ 219,802	\$ 219,802	\$ 219,802	\$ 219,802
30	- \$/100 cu. ft.	5.73	5.73	5.76	6.30	6.36	6.36	6.36	6.36	6.36
INDUSTRIAL - OUT										
31	No. of Bills	0	0	0	0	0	0	0	0	0
32	Consumption (ccf.)	0	0	0	0	0	0	0	0	0
33	Average Consumption (ccf/bill)	0	0	0	0	0	0	0	0	0
34	Amount Billed - \$	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
35	- \$/100 cu. ft.	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000

City of Napoleon, Ohio
Sewer Department
BILLING STATISTICS AND PROJECTED REVENUES
(Based on Existing Rates)

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
INTERDEPARTMENTAL - IN										
36	No. of Bills	84	84	84	84	84	84	84	84	84
37	Consumption (ccf.)	431	480	517	524	504	504	504	504	504
38	Average Consumption (ccf/bill)	5	6	6	6	6	6	6	6	6
39	Amount Billed - \$	\$ 5,336	\$ 5,644	\$ 5,851	\$ 6,157	\$ 5,922	\$ 5,922	\$ 5,922	\$ 5,922	\$ 5,922
40	- \$/100 cu. ft.	12.38	11.76	11.32	11.75	11.75	11.75	11.75	11.75	11.75
INTERDEPARTMENTAL - OUT										
41	No. of Bills	0	0	0	0	0	0	0	0	0
42	Consumption (ccf.)	0	0	0	0	0	0	0	0	0
43	Average Consumption (ccf/bill)	0	0	0	0	0	0	0	0	0
44	Amount Billed - \$	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
45	- \$/100 cu. ft.	0.00	0.00	0.00	0.00	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!
TOTALS										
46	No. of Bills	42,756	42,635	42,914	43,052	43,044	43,246	43,437	43,629	43,822
47	Consumption (ccf.)	309,462	303,687	289,913	277,451	279,761	282,404	283,130	283,860	284,593
48	Amount Billed - \$									
	Total-\$	\$ 3,152,694	\$ 3,165,579	\$ 3,088,649	\$ 3,152,331	\$ 3,175,445	\$ 3,198,789	\$ 3,209,978	\$ 3,221,222	\$ 3,232,523
49	- \$/100 cu. ft.	10.19	10.42	10.65	11.36	11.35	11.33	11.34	11.35	11.36

City of Napoleon, Ohio
Sewer Department
HISTORICAL AND PROJECTED
REVENUE REQUIREMENTS - CASH BASIS

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
OPERATING EXPENSES:										
1	Personal Services and Benefits	\$ 598,957	\$ 588,297	\$ 618,004	\$ 628,859	\$ 685,238	\$ 700,656	\$ 716,421	\$ 732,540	\$ 749,022
2	Health Insurance		107,508	117,003	122,915	125,000	129,363	133,877	138,550	143,385
3	Travel	5,548	6,776	6,758	7,441	8,000	8,240	8,487	8,742	9,004
4	Contractual Services	203,082	248,443	287,221	472,295	1,503,663	300,000	309,000	318,270	327,818
5	Material and Supplies	123,078	125,323	134,209	124,746	140,000	144,200	148,526	152,982	157,571
6	Utilities	0	0	0	0	0	0	0	0	0
7	Other Operating Expenses	286	635	137	71,376	250,146	257,650	265,380	273,341	281,541
8	Reimburse-Shared Expenses	432,809	512,591	452,164	481,573	501,000	516,030	531,511	547,456	563,880
9	Total Operating Expenditures	\$ 1,363,760	\$ 1,589,573	\$ 1,615,495	\$ 1,909,204	\$ 3,213,047	\$ 2,056,138	\$ 2,113,201	\$ 2,171,880	\$ 2,232,222
DEBT SERVICE:										
10	Debt Service - REVENUE BONDS(520)	\$ 586,923	\$ 712,605	\$ 673,529	\$ 108,176	\$ 632,547	\$ 317,287	\$ 322,266	\$ 321,669	\$ 320,877
11	Debt Service - OWDA (523)	93,770	87,950	88,310	88,700	89,100	105,954	106,397	106,860	107,344
12	Debt Service - Williams Pump Station(532)	0	0	0	0	0	62,834	62,834	62,834	62,834
13	Debt Service - Van Hysing	0	0	0	0	0	0	62,834	62,834	62,834
14	Debt Service - RES FUND (522)	0	466,390	426,390	442,760	447,694	447,694	447,694	447,694	447,694
15	Debt Service - WWTP Rebuild(1)	0	0	0	0	0	0	0	372,000	744,000
16	Total Debt Service	\$ 680,693	\$ 1,266,945	\$ 1,188,229	\$ 639,636	\$ 1,169,341	\$ 933,769	\$ 1,002,025	\$ 1,373,891	\$ 1,745,583
CAPITAL & NET TRANSFERS										
17	Capital Improvements	\$ 57,302	\$ 169,849	\$ 188,628	\$ 134,953	\$ 163,014	\$ 167,905	\$ 172,942	\$ 178,130	\$ 183,474
18	Transfer Out (521)	2,383,390	1,727,600	1,065,550	300,000	1,014,606	300,000	309,000	318,270	327,818
19	Total Transfers-Debt & Capital	\$ 2,440,692	\$ 1,897,449	\$ 1,254,178	\$ 434,953	\$ 1,177,620	\$ 467,905	\$ 481,942	\$ 496,400	\$ 511,292
LESS: OTHER INCOME										
20	Service Penalties, Taps & Inspections	\$ 40,453	\$ 41,955	\$ 40,506	\$ 43,719	\$ 35,000	\$ 35,000	\$ 35,000	\$ 35,000	\$ 35,000
21	Miscellaneous Revenues & Reimb.	72,066	68,423	62,877	69,063	60,870	60,870	60,870	60,870	60,870
22	Capital Imp Charge	40	15	2	30	0	0	0	0	0
23	Storm Water Charges/Penalties	663,240	663,900	663,576	667,427	651,000	651,000	651,000	651,000	651,000
24	Lateral Charges/Penalties	122,845	122,564	122,708	128,871	100,000	100,000	100,000	100,000	100,000
25	Interest Earnings	90,454	29,642	25,490	40,774	27,603	27,603	27,603	27,603	27,603
26	State Loan Proceeds	143,310	0	0	0	469,100	713,000	0	0	0
27	Total Other Income	\$ 1,132,408	\$ 926,499	\$ 915,160	\$ 949,883	\$ 1,343,573	\$ 1,587,473	\$ 874,473	\$ 874,473	\$ 874,473
28	NET REVENUE REQUIREMENTS	\$ 3,352,737	\$ 3,827,468	\$ 3,142,743	\$ 2,033,910	\$ 4,216,435	\$ 1,870,339	\$ 2,722,695	\$ 3,167,698	\$ 3,614,624

(1) Reflects \$13,500,000 for 30 years at 1%.

City of Napoleon, Ohio
Sewer Department
HISTORICAL AND PROJECTED
OPERATING RESULTS - CASH BASIS

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
OPERATING REVENUES:										
1	Service Charges and Fees - City	\$ 3,128,376	\$ 3,150,541	\$ 3,062,953	\$ 3,133,882	\$ 3,175,445	\$ 3,198,789	\$ 3,209,978	\$ 3,221,222	\$ 3,232,523
2	Service Penalties, Taps & Inspections	40,453	41,955	40,506	43,719	35,000	35,000	35,000	35,000	35,000
3	Miscellaneous Revenues & Reimb.	72,066	68,423	62,877	69,063	60,870	60,870	60,870	60,870	60,870
4	Capital Imp Charge	40	15	2	30	0	0	0	0	0
5	Storm Water Charges/Penalties	663,240	663,900	663,576	667,427	651,000	651,000	651,000	651,000	651,000
6	Lateral Charges/Penalties	122,845	122,564	122,708	128,871	100,000	100,000	100,000	100,000	100,000
7	Interest Earnings	90,454	29,642	25,490	40,774	27,603	27,603	27,603	27,603	27,603
8	State Loan Proceeds	143,310	0	0	0	469,100	713,000	0	0	0
9	Total Operating Revenues	\$ 4,260,784	\$ 4,077,039	\$ 3,978,112	\$ 4,083,766	\$ 4,519,018	\$ 4,786,262	\$ 4,084,451	\$ 4,095,695	\$ 4,106,996
OPERATING EXPENSES:										
10	Personal Services and Benefits	\$ 598,957	\$ 588,297	\$ 618,004	\$ 628,859	\$ 685,238	\$ 700,656	\$ 716,421	\$ 732,540	\$ 749,022
11	Health Insurance	0	107,508	117,003	122,915	125,000	129,363	133,877	138,550	143,385
12	Travel	5,548	6,776	6,758	7,441	8,000	8,240	8,487	8,742	9,004
13	Contractual Services	203,082	248,443	287,221	472,295	1,503,663	300,000	309,000	318,270	327,818
14	Material and Supplies	123,078	125,323	134,209	124,746	140,000	144,200	148,526	152,982	157,571
15	Utilities	0	0	0	0	0	0	0	0	0
16	Other Operating Expenses	286	635	137	71,376	250,146	257,650	265,380	273,341	281,541
17	Reimburse-Shared Expenses	432,809	512,591	452,164	481,573	501,000	516,030	531,511	547,456	563,880
18	Total Operating Expenditures	\$ 1,363,760	\$ 1,589,573	\$ 1,615,495	\$ 1,909,204	\$ 3,213,047	\$ 2,056,138	\$ 2,113,201	\$ 2,171,880	\$ 2,232,222
19	NET INCOME AVAILABLE FOR DEBT SERVICE	\$ 2,897,024	\$ 2,487,466	\$ 2,362,617	\$ 2,174,562	\$ 1,305,972	\$ 2,730,124	\$ 1,971,249	\$ 1,923,815	\$ 1,874,774
DEBT SERVICE:										
20	Debt Service - REVENUE BONDS(520)	\$ 586,923	\$ 712,605	\$ 673,529	\$ 108,176	\$ 632,547	\$ 317,287	\$ 322,266	\$ 321,669	\$ 320,877
21	Debt Service - OWDA (523)	93,770	87,950	88,310	88,700	89,100	105,954	106,397	106,860	107,344
22	Debt Service - Williams Pump Station(532)	0	0	0	0	0	62,834	62,834	62,834	62,834
23	Debt Service - Van Hysing	0	0	0	0	0	0	62,834	62,834	62,834
24	Debt Service - RES FUND (522)	0	466,390	426,390	442,760	447,694	447,694	447,694	447,694	447,694
25	Debt Service - WWTP Rebuild(1)	0	0	0	0	0	0	0	372,000	744,000
26	Total Debt Service	\$ 680,693	\$ 1,266,945	\$ 1,188,229	\$ 639,636	\$ 1,169,341	\$ 933,769	\$ 1,002,025	\$ 1,373,891	\$ 1,745,583
27	DEBT SERVICE RATIO	4.26	1.96	1.99	3.40	1.12	2.92	1.97	1.40	1.07
CAPITAL & NET TRANSFERS										
28	Capital Improvements	\$ 57,302	\$ 169,849	\$ 188,628	\$ 134,953	\$ 163,014	\$ 167,905	\$ 172,942	\$ 178,130	\$ 183,474
29	Transfer Out (521)	2,383,390	1,727,600	1,065,550	300,000	1,014,606	300,000	309,000	318,270	327,818
30	Total Transfers-Debt & Capital	\$ 2,440,692	\$ 1,897,449	\$ 1,254,178	\$ 434,953	\$ 1,177,620	\$ 467,905	\$ 481,942	\$ 496,400	\$ 511,292
FUND BALANCES										
31	Balance at Start-of-Year	\$ 2,625,988	\$ 2,401,627	\$ 1,724,700	\$ 1,644,910	\$ 2,744,883	\$ 1,703,894	\$ 3,032,344	\$ 3,519,627	\$ 3,573,151
32	Net Operating Income	2,897,024	2,487,466	2,362,617	2,174,562	1,305,972	2,730,124	1,971,249	1,923,815	1,874,774
33	Non-Operating Income	0	0	0	0	0	0	0	0	0
34	Non-Operating Expenses	3,121,385	3,164,393	2,442,407	1,074,589	2,346,961	1,401,674	1,483,967	1,870,291	2,256,875
35	Balance at End-of-Year	\$ 2,401,627	\$ 1,724,700	\$ 1,644,910	\$ 2,744,883	\$ 1,703,894	\$ 3,032,344	\$ 3,519,627	\$ 3,573,151	\$ 3,191,050

(1) Reflects \$13,500,000 for 30 years at 1%.

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City of Napoleon, Ohio
Sewer Department

REVENUE ADJUSTMENT REQUIRED

Line No.	Description	2020	2021	2022	2023	2024
1	NET REVENUE REQUIRED	\$ 4,216,435	\$ 1,870,339	\$ 2,722,695	\$ 3,167,698	\$ 3,614,624
2	SALES REVENUES	<u>3,175,445</u>	<u>3,198,789</u>	<u>3,209,978</u>	<u>3,221,222</u>	<u>3,232,523</u>
	OVERALL REVENUE ADJUSTMENT REQUIRED					
3	AMOUNT	\$ 1,040,990	\$ (1,328,450)	\$ (487,283)	\$ (53,524)	\$ 382,101
4	%	32.78%	-41.53%	-15.18%	-1.66%	11.82%

City of Napoleon, Ohio
Sewer Department
BILLING STATISTICS AND PROJECTED REVENUES
(Based on Existing Rates)

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
RESIDENTIAL										
1	No. of Bills	37,800	37,689	37,902	38,033	38,028	38,218	38,409	38,601	38,794
2	Consumption (ccf.)	151,268	150,329	147,140	145,263	144,545	145,268	145,994	146,724	147,457
3	Average Consumption (ccf/bill)	4.0	4.0	3.9	3.8	3.8	3.8	3.8	3.8	3.8
4	Amount Billed - \$	\$ 2,156,816	\$ 2,173,085	\$ 2,157,590	\$ 2,225,321	\$ 2,226,575	\$ 2,237,707	\$ 2,248,896	\$ 2,260,140	\$ 2,271,441
5	- \$/100 cu. ft.	14.26	14.46	14.66	15.32	15.40	15.40	15.40	15.40	15.40
COMMERCIAL										
6	No. of Bills	4,644	4,656	4,724	4,731	4,728	4,728	4,728	4,728	4,728
7	Consumption (ccf.)	111,019	98,922	96,019	99,047	102,072	102,072	102,072	102,072	102,072
8	Average Consumption (ccf/bill)	23.9	21.2	20.3	20.9	21.6	21.6	21.6	21.6	21.6
9	Amount Billed - \$	\$ 722,777	\$ 677,517	\$ 659,103	\$ 715,222	\$ 735,358	\$ 735,358	\$ 735,358	\$ 735,358	\$ 735,358
10	- \$/100 cu. ft.	6.51	6.85	6.86	7.22	7.20	7.20	7.20	7.20	7.20
INDUSTRIAL										
11	No. of Bills	228	206	204	204	204	216	216	216	216
12	Consumption (ccf.)	46,744	53,956	46,237	32,617	32,640	34,560	34,560	34,560	34,560
13	Average Consumption (ccf/bill)	205.0	261.9	226.7	159.9	160.0	160.0	160.0	160.0	160.0
14	Amount Billed - \$	\$ 267,765	\$ 309,332	\$ 266,106	\$ 205,631	\$ 207,590	\$ 219,802	\$ 219,802	\$ 219,802	\$ 219,802
15	- \$/100 cu. ft.	5.73	5.73	5.76	6.30	6.36	6.36	6.36	6.36	6.36
INTERDEPARTMENTAL										
16	No. of Bills	84	84	84	84	84	84	84	84	84
17	Consumption (ccf.)	431	480	517	524	504	504	504	504	504
18	Average Consumption (ccf/bill)	5.1	5.7	6.2	6.2	6.0	6.0	6.0	6.0	6.0
19	Amount Billed - \$	\$ 5,336	\$ 5,644	\$ 5,851	\$ 6,157	\$ 5,922	\$ 5,922	\$ 5,922	\$ 5,922	\$ 5,922
20	- \$/100 cu. ft.	12.38	11.76	11.32	11.75	11.75	11.75	11.75	11.75	11.75
TOTALS										
21	No. of Bills	42,756	42,635	42,914	43,052	43,044	43,246	43,437	43,629	43,822
22	Consumption (ccf.)	309,462	303,687	289,913	277,451	279,761	282,404	283,130	283,860	284,593
23	Amount Billed									
23	Total-\$	\$ 3,152,694	\$ 3,165,579	\$ 3,088,649	\$ 3,152,331	\$ 3,175,445	\$ 3,198,789	\$ 3,209,978	\$ 3,221,222	\$ 3,232,523
24	- \$/100 cu. ft.	10.19	10.42	10.65	11.36	11.35	11.33	11.34	11.35	11.36



City of Napoleon, Ohio

2017 SEWER RATE AND COST OF SERVICE STUDY



SCOPE OF SERVICES

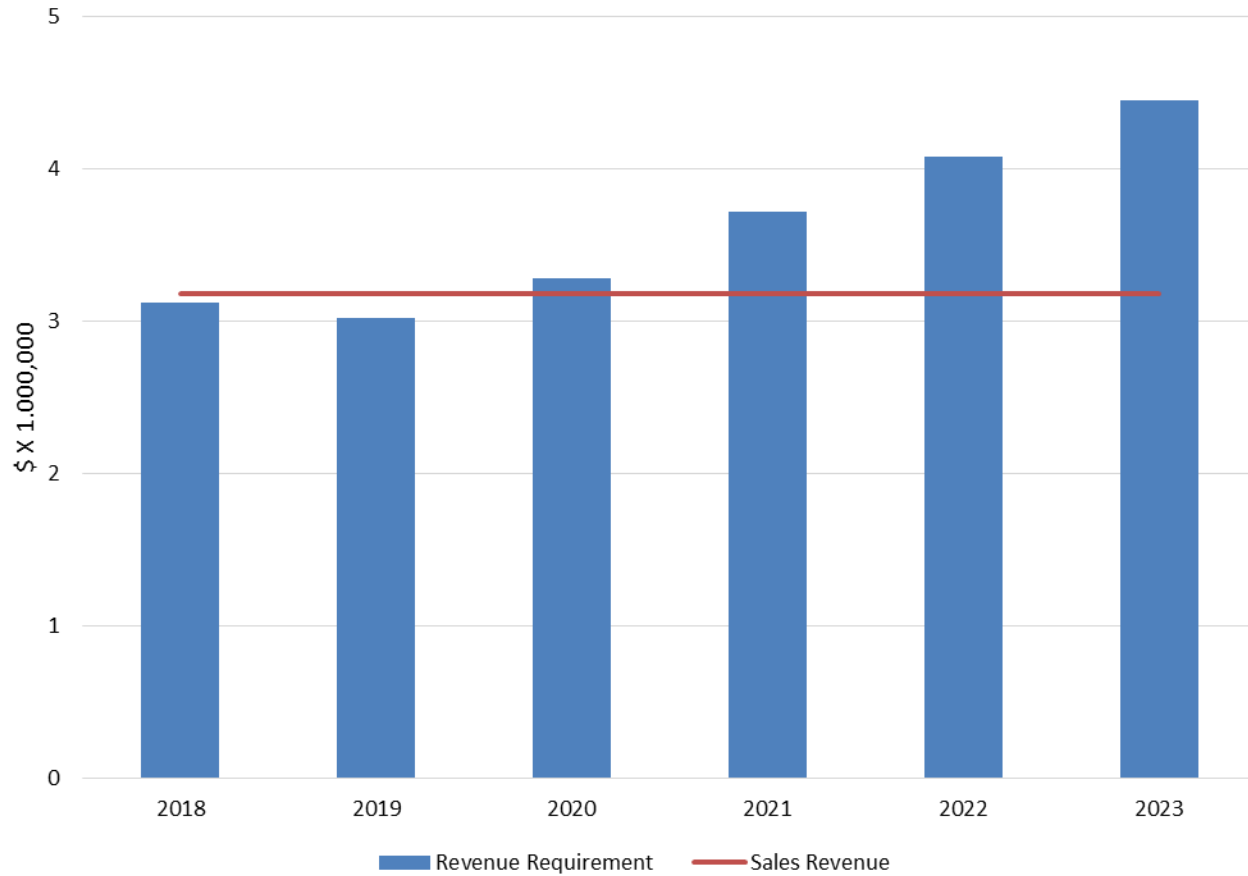
- Data Acquisition/Verification
- Projected Revenue Requirements
- Cost of Service Analysis
- Rate Review/Design

DETERMINATION OF OVERALL REVENUE ADJUSTMENT

	<u>Net Revenue Requirements*</u>	<u>Revenues at Current Rates</u>	<u>Revenue Adjustment Amount</u>	<u>%</u>
2018	\$ 3,119,226	\$ 3,177,879	\$ (58,653)	(1.9%)
2019	\$ 3,020,116	\$ 3,177,879	\$ (157,763)	(5.0%)
2020	\$ 3,282,675	\$ 3,177,879	\$ 104,795	3.3%
2021	\$ 3,718,913	\$ 3,177,879	\$ 541,034	17.2%
2022	\$ 4,077,573	\$ 3,177,879	\$ 899,693	28.3%
2023	\$ 4,450,192	\$ 3,177,879	\$1,272,312	40.0%

* Reflects WWTP Rehab Debt Starting in 2021(Phase I), 2022(Phase II) and 2023(Phase III).

City of Napoleon, Ohio
Sewer Fund
SALES REVENUE VS. REVENUE REQUIREMENTS
2018 - 2023





Conclusions

- Revenues at Current Rates are **NOT** Sufficient to Meet the Projected 2023 Revenue Requirements.
- Due to Inflation and the Projected Debt Service Costs Associated with the Waste Water Treatment Plant Upgrades, Revenues Need to be Increased by Approximately 40% in Order to Meet the Projected 2023 Revenue Requirements.



Recommendations

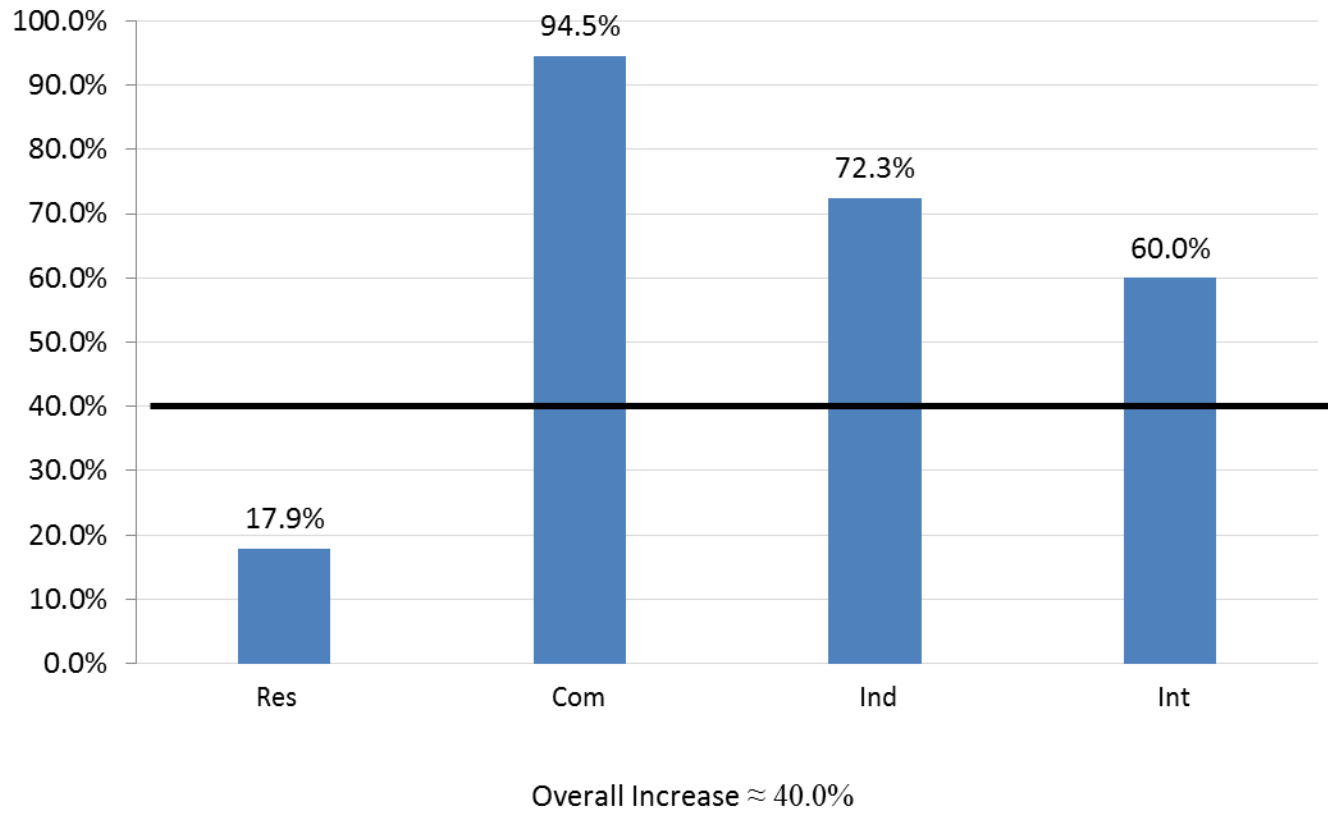
- Increase Revenues Overall by Approximately 5% Each Year Over the Next 3 Years (2018 – 2020).
- Update the Waste Water Rate and Cost of Service Study in 2020 and Adjust Rates, as Needed, to Meet the Projected Revenue Requirements.

COS vs. CURRENT RATES

<u>Customer Class</u>	<u>Revenue at Current Rates</u>	<u>COS Results(1)</u>	<u>Under(Over)Recovery</u>	
			<u>\$</u>	<u>%</u>
Residential	\$ 2,178,348	\$ 2,567,790	\$ 389,442	17.9%
Commercial	724,533	1,409,135	684,603	94.5%
Industrial	269,690	464,773	195,084	72.3%
Interdeparmental	5,309	8,493	3,184	60.0%
Totals	\$ 3,177,879	\$ 4,450,192	\$1,272,312	40.0%

(1) Reflects 2023 Test Year.

Required Revenue Adjustment (2023)





Conclusions & Recommendations

- Residential Class is Subsidizing Other Classes.
- Base Cost of Service is Greater Than Existing Commodity Rate.
- Future Rate Adjustments Should Move Towards Cost of Service Results.
- Continue to Monitor Revenues and Expenses and Adjust Rates as Needed.



CURRENT RATES

ALL CUSTOMER CLASSES

	Effective <u>1/1/16</u>
Capacity Charge: (Per Month)	
Inside Corporate Limits	\$ 35.19
Outside Corporate Limits	\$ 70.59
Commodity Charge: (Per 100 cf)	
Inside Corporate Limits	\$ 5.60
Outside Corporate Limits	\$ 11.88



RATE REVIEW CONCLUSIONS & RECOMMENDATIONS

- Commodity Rate is Substantially Lower Than the Projected Base Cost of Service.
- Near-Term Rate Adjustments Should Only be Reflected in the Commodity Charge

City of Napoleon, Ohio

PROPOSED SEWER RATES 2018 - 2020

Description	2018		2019		2020	
	Inside	Outside	Inside	Outside	Inside	Outside
Commodity Charge: (Per 100 Cu. Ft.)						
All Usage	\$ 6.14	\$ 12.28	\$ 6.68	\$ 13.36	\$ 7.22	\$ 14.44
Capacity Charge: (Per Month)						
All Classes	\$ 35.19	\$ 70.59	\$ 35.19	\$ 70.59	\$ 35.19	\$ 70.59

City of Napoleon, Ohio

TYPICAL SEWER BILL COMPARISON EXISTING VS. PROPOSED

Usage	Existing Rates		Proposed Rates					
			2018	2019		2020		
<u>Residential</u>								
500 cu ft.	\$	63.19	\$	65.89	\$	68.59	\$	71.29
		100.0%		104.3%		108.5%		112.8%
<u>Commercial</u>								
2,500 cu ft.	\$	175.19	\$	188.69	\$	202.19	\$	215.69
		100.0%		107.7%		115.4%		123.1%
<u>Industrial</u>								
25,000 cu ft.	\$	1,435.19	\$	1,570.19	\$	1,705.19	\$	1,840.19
		100.0%		109.4%		118.8%		128.2%



RECOMMENDATIONS

- Implement the Proposed Rates, Which Will Result In a 5% Overall Increase In Revenues Each Year in 2018, 2019, 2020.
- Update the Sewer Rate and Cost of Service Study in 2020 and Adjust Rates, as Needed, to Meet the Projected Revenue Requirements.



2017, 2018 and 2019 WATER RATE SCHEDULES - With Approved Water Rate Increases

<u>WATER RATE INCREASES</u> <u>BASE YEAR, 2017, 2018 & 2019</u>	<u>2011</u> <u>BEGIN</u> <u>RATE</u>	<u>2012</u> <u>App./Prop.</u> <u>Increase</u>	<u>2012</u> <u>REVISED</u> <u>RATE</u>	<u>2013</u> <u>App./Prop.</u> <u>Increase</u>	<u>2013</u> <u>REVISED</u> <u>RATE</u>	<u>2014</u> <u>App./Prop.</u> <u>Increase</u>	<u>2014</u> <u>REVISED</u> <u>RATE</u>	<u>2015</u> <u>App./Prop.</u> <u>Increase</u>	<u>2015</u> <u>REVISED</u> <u>RATE</u>	<u>2016</u> <u>App./Prop.</u> <u>Increase</u>	<u>2016</u> <u>REVISED</u> <u>RATE</u>
<u>WATER RATES - Current Rates Approved</u>		Date Effective->	1-Jan-12	Date Effective->	1-Jan-13	Date Effective->	1-Jan-14	Date Effective->	1-Jan-15	Date Effective->	1-Jan-16
<u>Amended by Ord. No. 088-17, Passed 12-1</u>		Date Billable->	1-Feb-12	Date Billable->	1-Feb-13	Date Billable->	1-Feb-14	Date Billable->	1-Feb-15	Date Billable->	1-Feb-16
<u>INSIDE CITY RATES:</u>											
<u>Commodity Charge:</u>											
1 - 10 Units (1 CCF = 1 Unit)	\$3.91 CCF	13.5500%	\$4.44	6.5300%	\$4.75	3.0600%	\$4.90	2.9700%	\$5.05	2.8800%	\$5.20
11 - 250 Units (1 CCF = 1 Unit)	\$3.91 CCF	9.4600%	\$4.28	4.8900%	\$4.50	3.2300%	\$4.65	3.1200%	\$4.80	3.0300%	\$4.95
Over 250 Units (1 CCF = 1 Unit)	\$2.24 CCF	29.4600%	\$2.90	12.1200%	\$3.30	4.3500%	\$3.45	4.1700%	\$3.60	4.0000%	\$3.75
(1 CCF = 748.05 Gallons)											
<u>Capacity Charge:</u>		Date Effective->	1-Jan-12	Date Effective->	1-Jan-13	Date Effective->	1-Jan-14	Date Effective->	1-Jan-15	Date Effective->	1-Jan-16
(Meter Size in Inches " - Per Service)		Date Billable->	1-Feb-12	Date Billable->	1-Feb-13	Date Billable->	1-Feb-14	Date Billable->	1-Feb-15	Date Billable->	1-Feb-16
1.00" and Less	\$11.07 /Mtr	0.00%	\$11.07	\$0.00	\$11.07	\$0.00	\$11.07	\$0.00	\$11.07	\$0.00	\$11.07
1.25"	\$39.72 /Mtr	0.00%	\$39.72	\$0.00	\$39.72	\$0.00	\$39.72	\$0.00	\$39.72	\$0.00	\$39.72
1.50"	\$62.93 /Mtr	0.00%	\$62.93	\$0.00	\$62.93	\$0.00	\$62.93	\$0.00	\$62.93	\$0.00	\$62.93
2.00"	\$128.01 /Mtr	0.00%	\$128.01	\$0.00	\$128.01	\$0.00	\$128.01	\$0.00	\$128.01	\$0.00	\$128.01
3.00" (and up)	\$353.14 /Mtr	0.00%	\$353.14	\$0.00	\$353.14	\$0.00	\$353.14	\$0.00	\$353.14	\$0.00	\$353.14
4.00"	\$353.14 /Mtr	New Levels	\$500.00	\$100.00	\$600.00	\$0.00	\$600.00	\$0.00	\$600.00	\$0.00	\$600.00
6.00"	\$353.14 /Mtr	New Levels	\$800.00	\$200.00	\$1,000.00	\$0.00	\$1,000.00	\$0.00	\$1,000.00	\$0.00	\$1,000.00
8.00"	\$1,500.00 /Mtr	New Levels	\$1,200.00	\$300.00	\$1,500.00	\$0.00	\$1,500.00	\$0.00	\$1,500.00	\$0.00	\$1,500.00
10.00" AND UP	\$2,000.00 /Mtr	New Levels	\$1,500.00	\$500.00	\$2,000.00	\$0.00	\$2,000.00	\$0.00	\$2,000.00	\$0.00	\$2,000.00

-> Proposed SEWER RATES - Pending Council Approval, Ord.No. 028-14

<u>INSIDE CITY RATES:</u>		Date Effective->	1-Jan-12	Date Effective->	1-Jan-13	Date Effective->	18-Jun-14	Date Effective->	1-Jan-15	Date Effective->	1-Jan-16
<u>Commodity Charge:</u>		Date Billable->	1-Feb-12	Date Billable->	1-Feb-13	Date Billable->	1-Jul-14	Date Billable->	1-Feb-15	Date Billable->	1-Feb-16
Usage-All Classes(1 CCF=1 Unit)	\$4.23 CCF	5.00%	\$4.44	0.00%	\$4.44	6.00%	\$4.71	8.00%	\$5.09	10.00%	\$5.60
<u>Capacity (Base) Charge:</u>											
Per Service (All Classes)	\$26.61 /Srv	5.00%	\$27.94	0.00%	\$27.94	6.00%	\$29.62	8.00%	\$31.99	10.00%	\$35.19
=====											
<u>OUTSIDE CITY RATES:</u>											
<u>Commodity Charge:</u>											
All Usage (All Classes)	\$8.98 CCF	5.00%	\$9.43	0.00%	\$9.43	6.00%	\$10.00	8.00%	\$10.80	10.00%	\$11.88
<u>Capacity (Base) Charge:</u>											
Per Service (All Classes)	\$53.39 /Srv	5.00%	\$56.06	0.00%	\$56.06	6.00%	\$59.42	8.00%	\$64.17	10.00%	\$70.59

2016 Base RATE	2017 Approved Increase	2017 REVISED RATE	2018 Approved Increase	2018 REVISED RATE	2019 Approved Increase	2019 REVISED RATE	2016 Thru 2019% Increase
	% Net Inc. to Prior Year		% Net Inc. to Prior Year		% Net Inc. to Prior Year		% Net Inc.
	Date Effective->	1-Jan-17	Date Effective->	1-Jan-18	Date Effective->	1-Jan-19	2016->2019
	Date Billable->	1-Feb-17	Date Billable->	1-Feb-18	Date Billable->	1-Feb-19	
\$5.20 CCF	12.6900%	\$5.86	12.2900%	\$6.58	12.1600%	\$7.38	41.9200%
\$4.95 CCF	12.7300%	\$5.58	12.3700%	\$6.27	11.9600%	\$7.02	41.8200%
\$3.75 CCF	12.5300%	\$4.22	12.5600%	\$4.75	12.0000%	\$5.32	41.8700%
	Date Effective->	1-Jan-17	Date Effective->	1-Jan-18	Date Effective->	1-Jan-19	
	Date Billable->	1-Feb-17	Date Billable->	1-Feb-18	Date Billable->	1-Feb-19	
\$11.07 /Mtr	0.0000%	\$11.07	0.0000%	\$11.07	0.0000%	\$11.07	0.0000%
\$39.72 /Mtr	0.0000%	\$39.72	0.0000%	\$39.72	0.0000%	\$39.72	0.0000%
\$62.93 /Mtr	0.0000%	\$62.93	0.0000%	\$62.93	0.0000%	\$62.93	0.0000%
\$128.01 /Mtr	0.0000%	\$128.01	0.0000%	\$128.01	0.0000%	\$128.01	0.0000%
\$353.14 /Mtr	0.0000%	\$353.14	0.0000%	\$353.14	0.0000%	\$353.14	0.0000%
\$600.00 /Mtr	0.0000%	\$600.00	0.0000%	\$600.00	0.0000%	\$600.00	0.0000%
\$1,000.00 /Mtr	0.0000%	\$1,000.00	0.0000%	\$1,000.00	0.0000%	\$1,000.00	0.0000%
\$1,500.00 /Mtr	0.0000%	\$1,500.00	0.0000%	\$1,500.00	0.0000%	\$1,500.00	0.0000%
\$2,000.00 /Mtr	0.0000%	\$2,000.00	0.0000%	\$2,000.00	0.0000%	\$2,000.00	0.0000%

Date Effective->	1-Jan-17	Date Effective->	1-Jan-18	Date Effective->	1-Jan-19
Date Billable->	1-Feb-17	Date Billable->	1-Feb-18	Date Billable->	1-Feb-19
0.0000%	\$5.60	0.00%	\$5.60	9.6400%	6.14

0.00%	\$35.19	0.00%	\$35.19	0.0000%	35.19
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0.00%	\$11.88	0.00%	\$11.88	3.3700%	12.28
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0.00%	\$70.59	0.00%	\$70.59	0.0000%	70.59
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City of *NAPOLÉON*, Ohio

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Web Page: www.napoleonohio.com

Mayor

Jason Maassel

Members of Council

PRESIDENT:

Joseph Bialorucki

PRESIDENT PRO- TEM:

Daniel Baer

John Ross Durham

Jeff Comadoll

Kenneth Haase

Lori Siclair

Molly Knepley

City Manager

Joel L. Mazur

Finance Director

Kelly O'Boyle

Law Director

Billy D. Harmon

Public Works

Director

Chad E. Lulfs, P.E., P.S.

MEMORANDUM

DATE: December 21, 2020
TO: Members of City Council
Jason P. Maassel, Mayor
FROM: Joel L. Mazur, City Manager
SUBJECT: Courtney and Associates Water Rate
Model

Attached is the presentation created by John Courtney with Courtney and Associates, the Water Rate Model, and the Napoleon Water and Sewer Rate Adjustment Spreadsheet.

The Board of Public Affairs and Water, Sewer, Refuse, Recycling and Litter Committee met last week to discuss the Sewer rate review performed by Courtney and Associates. The Board of Public Affairs recommended to move forward with the rate increase for the sewer rates as presented.



City of Napoleon, Ohio

2020 WATER RATE STUDY UPDATE



PURPOSE OF UPDATE

Revise the 2018 Projected Revenue Requirements Analysis To Reflect Updated Operation & Maintenance and Debt Service Costs Associated With the Water Treatment Plant Rehabilitation Project.



CHANGES SINCE 2018 STUDY

- Water Sales Dropped by Nearly 12% Since 2017.
- WTP Rehab Debt Service Decreased by Approximately \$ 136,000 Per Year.
- Projected O&M Expense Increased by Approximately \$ 105,000 Per Year.
- Capital Outlay Decreased by Approximately \$ 10,000 Per Year.



PROJECTED REVENUE REQUIREMENTS

1. Project Water Sales
2. Project Revenues at Current Rates
3. Project Revenue Requirements
4. Determine Overall Revenue Adjustment



1. Project Water Sales

- Reduction in Sales (2017-2019)
 - Residential Sales Dropped $\approx 3\%$
 - Commercial Sales Dropped $\approx 8\%$
 - Industrial Sales Dropped $\approx 44\%$
 - Wholesale Sales Dropped $\approx 9\%$
 - Total Sales Dropped $\approx 12\%$



PROJECTED GROWTH IN SALES

Residential

- 0.5% Per Year Growth in Sales

Commercial

- No Growth in Sales

Industrial

- 5% Growth in 2021 Only

Wholesale

- No Growth in Sales
- Loss of Sale to Liberty Center and Mclure Effective 7/1/23



PROJECTED WATER SALES (ccf)

<u>Customer Class</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Residential	152,833	153,597	154,365	155,137
Commercial	103,908	103,908	103,908	103,908
Industrial	40,320	40,320	40,320	40,320
Wholesale	109,440	109,440	65,040	42,240
Totals*	<u>406,501</u>	<u>407,265</u>	<u>363,633</u>	<u>341,605</u>

* 16% Drop in Overall Sales Due to Loss of Wholesale Customers.



2. Project Revenues at Current Rates*

- Project Average Revenues by Customer Class

Residential	\$ 10.30/ccf
Commercial	\$ 8.31/ccf
Industrial	\$ 6.58/ccf
Wholesale	\$ 7.47/ccf

- Multiply Water Sales by Average Rates

* Reflects rates effective 1/1/19.



PROJECTED REVENUES AT CURRENT RATES

	<u>ccf</u>	<u>\$/ccf*</u>	<u>Amount</u>
Residential	152,833	\$10.30	\$ 1,573,669
Commercial	103,908	8.31	863,943
Industrial	40,320	6.58	265,306
Wholesale	109,440	7.47	817,470
	<hr/>		<hr/>
Totals	406,501	\$ 8.66	\$ 3,520,388

* Reflects rates effective 1/1/19

PROJECTED REVENUE REQUIREMENTS

	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Personal Services and Benefits	\$ 887,163	\$ 907,124	\$ 927,534	\$ 948,404
Health Insurance	216,863	224,432	232,264	240,371
Material and Supplies	442,900	456,187	404,873	416,969
Contractual Services	206,000	212,180	218,545	225,102
Contractual Services - HCWSD	87,550	90,177	92,882	95,668
Utilities	309,000	318,270	327,818	337,653
Other Operating Expenses	34,711	35,752	36,825	37,930
Reimburse-Shared Expenses	473,800	488,014	502,654	517,734
GO Debt Service - BONDS(512)	79,094	75,764	77,432	78,844
GO Debt Service - NOTES/BONDS	100,000	100,000	100,000	100,000
Debt Service - REVENUE BONDS(510)	317,245	318,364	319,070	319,108
Debt Service - WTP Rebuild(519)	452,898	452,898	452,898	452,898
Capital Improvements	<u>275,000</u>	<u>283,250</u>	<u>291,748</u>	<u>300,500</u>
Gross Revenue Requirement	\$ 3,882,224	\$ 3,962,412	\$ 3,984,544	\$ 4,071,180
Total Other Income	\$ (127,325)	\$ (127,325)	\$ (127,325)	\$ (127,325)
Net Revenue Requirement	<u>\$ 3,754,899</u>	<u>\$ 3,835,087</u>	<u>\$ 3,857,219</u>	<u>\$ 3,943,855</u>



DETERMINATION OF OVERALL REVENUE ADJUSTMENT

	<u>Net Revenue Requirements</u>	<u>Revenues at Current Rates</u>	<u>Revenue Adjustment Amount</u>	<u>%</u>
2021	\$ 3,754,899	\$ 3,520,388	\$ 234,511	6.7%
2022	\$ 3,835,087	\$ 3,528,256	\$ 306,830	8.7%
2023	\$ 3,857,219	\$ 3,183,928	\$ 673,290	21.2%
2024	\$ 3,943,855	\$ 3,021,151	\$ 922,703	30.5%



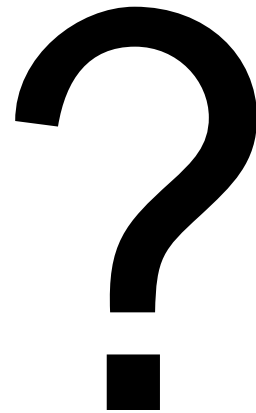
Conclusions

- Revenues at Previously Adopted Rates are Not Sufficient to Meet the Projected Near-Term Revenue Requirements.
- Revenue Needs to be Increased by Approximately 30% in Order to Meet the Projected 2024 Revenue Requirements



Recommendations

- Increase Water Rates by Approximately 7% per Year for the Next Four Years (2021 – 2024)
- Update the Water Rate Study Periodically and Adjust Rates, if Needed, to Meet the Projected Revenue Requirements.



City of Napoleon, Ohio
Water Department
INPUT DATA AND ESCALATION RATES

REFLECTS CURRENT RATES
AND 2020 BUDGET

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
	GROWTH RATES - %									
	Number of Customers									
1	Residential - In					0.0%	0.5%	0.5%	0.5%	0.5%
2	Residential - Out					0.0%	0.5%	0.5%	0.5%	0.5%
3	Commercial - In					0.0%	0.0%	0.0%	0.0%	0.0%
4	Commercial - Out					0.0%	0.0%	0.0%	0.0%	0.0%
5	Industrial - In					0.0%	0.0%	0.0%	0.0%	0.0%
6	Industrial - Out					0.0%	0.0%	0.0%	0.0%	0.0%
6	Governmental - In					0.0%	0.0%	0.0%	0.0%	0.0%
7	Wholesale					0.0%	0.0%	0.0%	0.0%	0.0%
	ESCALATION/INFLATION RATES - %									
8	Personal Services and Benefits						2.25%	2.25%	2.25%	2.25%
9	Health Insurance						3.49%	3.49%	3.49%	3.49%
10	Material and Supplies						3.00%	3.00%	3.00%	3.00%
11	Contractual Services						3.00%	3.00%	3.00%	3.00%
12	Contractual Services - HCWSD						3.00%	3.00%	3.00%	3.00%
13	Utilities						3.00%	3.00%	3.00%	3.00%
14	Other Operating Expenses						3.00%	3.00%	3.00%	3.00%
	USAGE PER BILL PER MONTH (CCF/Bill)									
15	Residential - In	4.1	4.1	4.0	3.9	3.9	3.9	3.9	3.9	3.9
16	Residential - Out	4.2	4.2	4.1	3.8	3.8	3.8	3.8	3.8	3.8
17	Commercial - In	25.9	23.1	21.0	21.2	21.0	21.0	21.0	21.0	21.0
18	Commercial - Out	30.1	20.0	14.2	7.6	8.0	8.0	8.0	8.0	8.0
19	Industrial - In	209.6	281.7	229.5	159.8	160.0	160.0	160.0	160.0	160.0
20	Industrial - Out	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
21	Governmental - In	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
22	Florida	1,193.5	1,170.0	1,270.3	1,355.3	1,350.0	1,350.0	1,350.0	1,350.0	1,350.0
23	Liberty Center	4,600.0	4,085.0	4,111.7	3,600.8	3,600.0	3,600.0	3,600.0	1,800.0	0.0
24	Malinta w/ Mclure	5,908.8	3,969.7	3,393.8	3,371.0	3,400.0	3,400.0	3,400.0	2,400.0	1,400.0
25	HC - Regional W/S District/NWOSD	988.3	816.5	744.5	768.2	770.0	770.0	770.0	770.0	770.0
	AVERAGE REVENUES (\$/ccf)									
26	Residential - In	\$ 7.89	\$ 8.54	\$ 9.31	\$ 10.20	\$ 10.20	\$ 10.20	\$ 10.20	\$ 10.20	\$ 10.20
27	Residential - Out	\$ 11.75	\$ 12.62	\$ 13.76	\$ 16.24	\$ 15.40	\$ 15.40	\$ 15.40	\$ 15.40	\$ 15.40
28	Commercial - In	\$ 6.04	\$ 6.90	\$ 7.57	\$ 8.27	\$ 8.24	\$ 8.24	\$ 8.24	\$ 8.24	\$ 8.24
29	Commercial - Out	\$ 9.20	\$ 10.68	\$ 11.86	\$ 14.02	\$ 14.00	\$ 14.00	\$ 14.00	\$ 14.00	\$ 14.00
30	Industrial - In	\$ 4.67	\$ 5.13	\$ 5.56	\$ 6.58	\$ 6.58	\$ 6.58	\$ 6.58	\$ 6.58	\$ 6.58
31	Industrial - Out	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
32	Governmental - In	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
33	Florida	\$ 5.61	\$ 6.23	\$ 6.85	\$ 7.60	\$ 7.60	\$ 6.08	\$ 6.08	\$ 6.08	\$ 6.08
34	Liberty Center	\$ 4.91	\$ 5.50	\$ 6.17	\$ 7.01	\$ 7.01	\$ 8.41	\$ 8.41	\$ 8.41	\$ 8.41
35	Malinta w/ Mclure	\$ 4.87	\$ 5.52	\$ 6.25	\$ 7.03	\$ 7.03	\$ 7.03	\$ 7.03	\$ 7.19	\$ 7.57
36	HC - Regional W/S District/NWOSD	\$ 5.13	\$ 5.80	\$ 6.63	\$ 7.45	\$ 7.45	\$ 7.45	\$ 7.45	\$ 7.45	\$ 7.45

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12/14/20

City of Napoleon, Ohio
Water Department
BILLING STATISTICS AND PROJECTED REVENUES
(Based on Existing Rates)

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
RESIDENTIAL - IN										
1	No. of Bills	38,035	37,975	38,136	38,265	38,268	38,459	38,652	38,845	39,039
2	Consumption (ccf.)	156,307	155,017	152,062	150,360	149,245	149,991	150,741	151,495	152,253
3	Average Consumption (ccf/bill)	4.1	4.1	4.0	3.9	3.9	3.9	3.9	3.9	3.9
4	Amount Billed - \$	\$ 1,233,359	\$ 1,323,313	\$ 1,415,568	\$ 1,533,556	\$ 1,522,301	\$ 1,529,913	\$ 1,537,562	\$ 1,545,250	\$ 1,552,976
5	- \$/100 cu. ft.	7.89	8.54	9.31	10.20	10.20	10.20	10.20	10.20	10.20
RESIDENTIAL - OUT										
6	No. of Bills	728	733	737	744	744	748	751	755	759
7	Consumption (ccf.)	3,024	3,102	3,046	2,802	2,827	2,841	2,856	2,870	2,884
8	Average Consumption (ccf/bill)	4.2	4.2	4.1	3.8	3.8	3.8	3.8	3.8	3.8
9	Amount Billed - \$	\$ 35,535	\$ 39,134	\$ 41,907	\$ 45,517	\$ 43,539	\$ 43,757	\$ 43,975	\$ 44,195	\$ 44,416
10	- \$/100 cu. ft.	11.75	12.62	13.76	16.24	15.40	15.40	15.40	15.40	15.40
COMMERCIAL - IN										
11	No. of Bills	4,852	4,876	4,811	4,886	4,884	4,884	4,884	4,884	4,884
12	Consumption (ccf.)	125,902	112,419	101,180	103,788	102,564	102,564	102,564	102,564	102,564
13	Average Consumption (ccf/bill)	25.9	23.1	21.0	21.2	21.0	21.0	21.0	21.0	21.0
14	Amount Billed - \$	\$ 760,680	\$ 776,020	\$ 765,829	\$ 858,319	\$ 845,127	\$ 845,127	\$ 845,127	\$ 845,127	\$ 845,127
15	- \$/100 cu. ft.	6.04	6.90	7.57	8.27	8.24	8.24	8.24	8.24	8.24
COMMERCIAL - OUT										
16	No. of Bills	120	117	116	166	168	168	168	168	168
17	Consumption (ccf.)	3,612	2,338	1,652	1,256	1,344	1,344	1,344	1,344	1,344
18	Average Consumption (ccf/bill)	30.1	20.0	14.2	7.6	8.0	8.0	8.0	8.0	8.0
19	Amount Billed - \$	\$ 33,239	\$ 24,967	\$ 19,587	\$ 17,607	\$ 18,816	\$ 18,816	\$ 18,816	\$ 18,816	\$ 18,816
20	- \$/100 cu. ft.	9.20	10.68	11.86	14.02	14.00	14.00	14.00	14.00	14.00
INDUSTRIAL - IN										
21	No. of Bills	263	242	240	239	240	252	252	252	252
22	Consumption (ccf.)	55,115	68,160	55,090	38,201	38,400	40,320	40,320	40,320	40,320
23	Average Consumption (ccf/bill)	209.6	281.7	229.5	159.8	160.0	160.0	160.0	160.0	160.0
24	Amount Billed - \$	\$ 257,422	\$ 349,792	\$ 306,445	\$ 251,220	\$ 252,672	\$ 265,306	\$ 265,306	\$ 265,306	\$ 265,306
25	- \$/100 cu. ft.	4.67	5.13	5.56	6.58	6.58	6.58	6.58	6.58	6.58
INDUSTRIAL - OUT										
26	No. of Bills	0	0	0	0	0	0	0	0	0
27	Consumption (ccf.)	0	0	0	0	0	0	0	0	0
28	Average Consumption (ccf/bill)	0	0	0	0	0	0	0	0	0
29	Amount Billed - \$	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
30	- \$/100 cu. ft.	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000

City of Napoleon, Ohio
Water Department
BILLING STATISTICS AND PROJECTED REVENUES
(Based on Existing Rates)

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
Governmental - IN										
31	No. of Bills	0	0	0	0	0	0	0	0	0
32	Consumption (ccf.)	0	0	0	0	0	0	0	0	0
33	Average Consumption (ccf/bill)	0	0	0	0	0	0	0	0	0
34	Amount Billed - \$	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
35	- \$/100 cu. ft.	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Florida										
36	No. of Bills	12	12	12	12	12	12	12	12	12
37	Consumption (ccf.)	14,322	14,040	15,243	16,263	16,200	16,200	16,200	16,200	16,200
38	Average Consumption (ccf/bill)	1,193.5	1,170.0	1,270.3	1,355.3	1,350.0	1,350.0	1,350.0	1,350.0	1,350.0
39	Amount Billed - \$	\$ 80,391	\$ 87,533	\$ 104,416	\$ 123,578	\$ 123,120	\$ 98,496	\$ 98,496	\$ 98,496	\$ 98,496
40	- \$/100 cu. ft.	5.61	6.23	6.85	7.60	7.60	6.08	6.08	6.08	6.08
Liberty Center										
41	No. of Bills	12	12	12	12	12	12	12	6	0
42	Consumption (ccf.)	55,200	49,020	49,340	43,210	43,200	43,200	43,200	10,800	0
43	Average Consumption (ccf/bill)	4,600.0	4,085.0	4,111.7	3,600.8	3,600.0	3,600.0	3,600.0	1,800.0	0.0
44	Amount Billed - \$	\$ 271,129	\$ 269,453	\$ 304,665	\$ 302,776	\$ 302,832	\$ 363,312	\$ 363,312	\$ 90,828	0
45	- \$/100 cu. ft.	4.91	5.50	6.17	7.01	7.01	8.41	8.41	8.41	#DIV/0!
Malinta w/ Mclure										
46	No. of Bills	12	12	12	12	12	12	12	12	12
47	Consumption (ccf.)	70,905	47,636	40,725	40,452	40,800	40,800	40,800	28,800	16,800
48	Average Consumption (ccf/bill)	5,908.8	3,969.7	3,393.8	3,371.0	3,400.0	3,400.0	3,400.0	2,400.0	1,400.0
49	Amount Billed - \$	\$ 345,002	\$ 262,724	\$ 254,692	\$ 284,435	\$ 286,824	\$ 286,824	\$ 286,824	\$ 207,072	\$ 127,176
50	- \$/100 cu. ft.	4.87	5.52	6.25	7.03	7.03	7.03	7.03	7.19	7.57
HC - Regional W/S District/NWOSD										
51	No. of Bills	12	12	12	12	12	12	12	12	12
52	Consumption (ccf.)	11,860	9,798	8,934	9,218	9,240	9,240	9,240	9,240	9,240
53	Average Consumption (ccf/bill)	988.3	816.5	744.5	768.2	770.0	770.0	770.0	770.0	770.0
54	Amount Billed - \$	\$ 60,845	\$ 56,867	\$ 59,262	\$ 68,673	\$ 68,838	\$ 68,838	\$ 68,838	\$ 68,838	\$ 68,838
55	- \$/100 cu. ft.	5.13	5.80	6.63	7.45	7.45	7.45	7.45	7.45	7.45
TOTALS										
56	No. of Bills	44,046	43,991	44,088	44,348	44,352	44,559	44,755	44,946	45,138
57	Consumption (ccf.)	496,247	461,530	427,272	405,550	403,820	406,501	407,265	363,633	341,605
58	Amount Billed - \$									
58	Total-\$	\$ 3,077,602	\$ 3,189,804	\$ 3,272,371	\$ 3,485,682	\$ 3,464,069	\$ 3,520,388	\$ 3,528,256	\$ 3,183,928	\$ 3,021,151
59	- \$/100 cu. ft.	6.20	6.91	7.66	8.59	8.58	8.66	8.66	8.76	8.84

City of Napoleon, Ohio
Water Department
HISTORICAL AND PROJECTED
REVENUE REQUIREMENTS - CASH BASIS

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
OPERATING EXPENSES:										
1	Personal Services and Benefits	\$ 666,860	\$ 761,218	\$ 817,700	\$ 807,203	\$ 867,641	\$ 887,163	\$ 907,124	\$ 927,534	\$ 948,404
2	Health Insurance	124,768	148,243	159,104	193,434	209,550	216,863	224,432	232,264	240,371
3	Material and Supplies	367,690	392,746	429,491	421,790	430,000	442,900	456,187	404,873	416,969
4	Contractual Services	162,452	187,055	150,440	267,326	200,000	206,000	212,180	218,545	225,102
5	Contractual Services - HCWSD	76,811	80,274	80,394	83,986	85,000	87,550	90,177	92,882	95,668
6	Utilities	173,844	179,680	253,136	297,328	300,000	309,000	318,270	327,818	337,653
7	Other Operating Expenses	11,133	8,035	1,133	475	33,700	34,711	35,752	36,825	37,930
8	Reimburse-Shared Expenses	396,189	454,320	417,744	438,610	460,000	473,800	488,014	502,654	517,734
9	Total Operating Expenditures	\$ 1,979,747	\$ 2,211,571	\$ 2,309,143	\$ 2,510,153	\$ 2,585,891	\$ 2,657,987	\$ 2,732,136	\$ 2,743,396	\$ 2,819,830
DEBT SERVICE:										
10	GO Debt Service - BONDS(512)	\$ 210,569	\$ 212,819	\$ 209,594	\$ 211,119	\$ 77,170	\$ 79,094	\$ 75,764	\$ 77,432	\$ 78,844
11	GO Debt Service - NOTES/BONDS	12,038	29,899	53,937	46,850	48,099	100,000	100,000	100,000	100,000
12	Debt Service - REVENUE BONDS(510)	304,096	289,186	302,808	296,075	320,921	317,245	318,364	319,070	319,108
13	OWDA Loans (Net of Assessments)(513)	19,394	19,319	22,260	22,351	0	0	0	0	0
14	OWDA Loan - Contract to Malinta	20,240	0	0	0	0	0	0	0	0
15	Debt Service - WTP Rebuild(519)	0	0	0	0	452,898	452,898	452,898	452,898	452,898
16	Total Debt Service	\$ 566,337	\$ 551,223	\$ 588,599	\$ 576,395	\$ 899,088	\$ 949,237	\$ 947,026	\$ 949,400	\$ 950,850
CAPITAL & NET TRANSFERS										
17	Capital Imp. & Transfers	\$ 475,715	\$ 1,013,810	\$ 1,020,943	\$ 104,747	\$ 620,090	\$ 275,000	\$ 283,250	\$ 291,748	\$ 300,500
18	Net of Adjustment of Transfers & Exp.	(262,241)	(262,037)	299,029	(105,830)	0	0	0	0	0
19	Total Transfers-Debt & Capital	\$ 213,474	\$ 751,773	\$ 1,319,972	\$ -1,083	\$ 620,090	\$ 275,000	\$ 283,250	\$ 291,748	\$ 300,500
LESS: OTHER INCOME										
20	Service Charges and Fees - HCWSD	\$ 76,469	\$ 81,061	\$ 80,117	\$ 84,536	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000
21	Service Taps, Inspections & Connections	11,026	5,105	13,173	17,639	2,500	2,500	2,500	2,500	2,500
22	Miscellaneous Revenues & Reimb.	30,317	95,683	107,026	28,319	26,130	26,130	26,130	26,130	26,130
23	Interest Earnings	17,888	26,145	28,530	26,849	18,695	18,695	18,695	18,695	18,695
24	Bond and Note Proceeds	0	0	0	0	0	0	0	0	0
25	Transfers In	0	24,906	0	0	0	0	0	0	0
26	Total Other Income	\$ 135,700	\$ 232,900	\$ 228,846	\$ 157,343	\$ 127,325	\$ 127,325	\$ 127,325	\$ 127,325	\$ 127,325
27	NET REVENUE REQUIREMENTS	\$ 2,623,858	\$ 3,281,667	\$ 3,988,868	\$ 2,928,122	\$ 3,977,744	\$ 3,754,899	\$ 3,835,087	\$ 3,857,219	\$ 3,943,855

City of Napoleon, Ohio
Water Department
HISTORICAL AND PROJECTED
OPERATING RESULTS - CASH BASIS

REFLECTS CURRENT RATES
AND 2020 BUDGET

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
OPERATING REVENUES:										
1	Service Charges and Fees - City	\$ 3,113,788	\$ 3,206,038	\$ 3,363,004	\$ 3,594,077	\$ 3,464,069	\$ 3,520,388	\$ 3,528,256	\$ 3,183,928	\$ 3,021,151
2	Service Charges and Fees - HCWSD	76,469	81,061	80,117	84,536	80,000	80,000	80,000	80,000	80,000
3	Service Taps, Inspections & Connections	11,026	5,105	13,173	17,639	2,500	2,500	2,500	2,500	2,500
4	Miscellaneous Revenues & Reimb.	30,317	95,683	107,026	28,319	26,130	26,130	26,130	26,130	26,130
5	Interest Earnings	17,888	26,145	28,530	26,849	18,695	18,695	18,695	18,695	18,695
6	Bond and Note Proceeds	0	0	0	0	0	0	0	0	0
7	Transfers In	0	24,906	0	0	0	0	0	0	0
8	Total Operating Revenues	\$ 3,249,488	\$ 3,438,938	\$ 3,591,850	\$ 3,751,419	\$ 3,591,394	\$ 3,647,713	\$ 3,655,581	\$ 3,311,253	\$ 3,148,476
OPERATING EXPENSES:										
9	Personal Services and Benefits	\$ 666,860	\$ 761,218	\$ 817,700	\$ 807,203	\$ 867,641	\$ 887,163	\$ 907,124	\$ 927,534	\$ 948,404
10	Health Insurance	124,768	148,243	159,104	193,434	209,550	216,863	224,432	232,264	240,371
11	Material and Supplies	367,690	392,746	429,491	421,790	430,000	442,900	456,187	404,873	416,969
12	Contractual Services	162,452	187,055	150,440	267,326	200,000	206,000	212,180	218,545	225,102
13	Contractual Services - HCWSD	76,811	80,274	80,394	83,986	85,000	87,550	90,177	92,882	95,668
14	Utilities	173,844	179,680	253,136	297,328	300,000	309,000	318,270	327,818	337,653
15	Other Operating Expenses	11,133	8,035	1,133	475	33,700	34,711	35,752	36,825	37,930
16	Reimburse-Shared Expenses	396,189	454,320	417,744	438,610	460,000	473,800	488,014	502,654	517,734
17	Total Operating Expenditures	\$ 1,979,747	\$ 2,211,571	\$ 2,309,143	\$ 2,510,153	\$ 2,585,891	\$ 2,657,987	\$ 2,732,136	\$ 2,743,396	\$ 2,819,830
18	NET INCOME AVAILABLE FOR DEBT SERVICE	\$ 1,269,741	\$ 1,227,367	\$ 1,282,707	\$ 1,241,267	\$ 1,005,503	\$ 989,726	\$ 923,446	\$ 567,857	\$ 328,647
DEBT SERVICE:										
19	GO Debt Service - BONDS(512)	\$ 210,569	\$ 212,819	\$ 209,594	\$ 211,119	\$ 77,170	\$ 79,094	\$ 75,764	\$ 77,432	\$ 78,844
20	GO Debt Service - NOTES/BONDS	12,038	29,899	53,937	46,850	48,099	100,000	100,000	100,000	100,000
21	Debt Service - REVENUE BONDS(510)	304,096	289,186	302,808	296,075	320,921	317,245	318,364	319,070	319,108
22	OWDA Loans (Net of Assessments)(513)	19,394	19,319	22,260	22,351	0	0	0	0	0
23	OWDA Loan - Contract to Malinta	20,240	0	0	0	0	0	0	0	0
24	Debt Service - WTP Rebuild(519)	0	0	0	0	452,898	452,898	452,898	452,898	452,898
25	Total Debt Service	\$ 566,337	\$ 551,223	\$ 588,599	\$ 576,395	\$ 899,088	\$ 949,237	\$ 947,026	\$ 949,400	\$ 950,850
26	DEBT SERVICE RATIO	2.24	2.23	2.18	2.15	1.12	1.04	0.98	0.60	0.35
CAPITAL & NET TRANSFERS										
27	Capital Imp. & Transfers	\$ 475,715	\$ 1,013,810	\$ 1,020,943	\$ 104,747	\$ 620,090	\$ 275,000	\$ 283,250	\$ 291,748	\$ 300,500
28	Net of Adjustment of Transfers & Exp.	(262,241)	(262,037)	299,029	(105,830)	0	0	0	0	0
29	Total Transfers-Debt & Capital	\$ 213,474	\$ 751,773	\$ 1,319,972	\$ (1,083)	\$ 620,090	\$ 275,000	\$ 283,250	\$ 291,748	\$ 300,500
FUND BALANCES										
30	Balance at Start-of-Year	\$ 1,440,473	\$ 1,930,403	\$ 1,854,774	\$ 1,228,910	\$ 1,894,865	\$ 1,381,190	\$ 1,146,679	\$ 839,849	\$ 166,558
31	Net Operating Income	1,269,741	1,227,367	1,282,707	1,241,267	1,005,503	989,726	923,446	567,857	328,647
32	Non-Operating Income	0	0	0	0	0	0	0	0	0
33	Non-Operating Expenses	779,811	1,302,996	1,908,571	575,312	1,519,178	1,224,237	1,230,276	1,241,148	1,251,350
34	Balance at End-of-Year	\$ 1,930,403	\$ 1,854,774	\$ 1,228,910	\$ 1,894,865	\$ 1,381,190	\$ 1,146,679	\$ 839,849	\$ 166,558	\$ (756,145)

napolwatrates20.xls
12/14/20

City of Napoleon, Ohio
Water Department

REVENUE ADJUSTMENT REQUIRED

Line No.	Description	2020	2021	2022	2023	2024
1	NET REVENUE REQUIRED	\$ 3,977,744	\$ 3,754,899	\$ 3,835,087	\$ 3,857,219	\$ 3,943,855
2	SALES REVENUES	<u>3,464,069</u>	<u>3,520,388</u>	<u>3,528,256</u>	<u>3,183,928</u>	<u>3,021,151</u>
	OVERALL REVENUE ADJUSTMENT REQUIRED					
3	AMOUNT	\$ 513,675	\$ 234,511	\$ 306,830	\$ 673,290	\$ 922,703
4	%	14.83%	6.66%	8.70%	21.15%	30.54%

City of Napoleon, Ohio
Water Department
BILLING STATISTICS AND PROJECTED REVENUES
(Based on Existing Rates)

Line No.	Description	Historical				Projected				
		2016	2017	2018	2019	2020	2021	2022	2023	2024
RESIDENTIAL										
1	No. of Bills	38,763	38,708	38,873	39,009	39,012	39,207	39,403	39,600	39,798
2	Consumption (ccf.)	159,331	158,119	155,108	153,162	152,072	152,833	153,597	154,365	155,137
3	Average Consumption (ccf/bill)	4.1	4.1	4.0	3.9	3.9	3.9	3.9	3.9	3.9
4	Amount Billed - \$	\$ 1,268,893	\$ 1,362,447	\$ 1,457,475	\$ 1,579,073	\$ 1,565,840	\$ 1,573,669	\$ 1,581,537	\$ 1,589,445	\$ 1,597,392
5	- \$/100 cu. ft.	7.96	8.62	9.40	10.31	10.30	10.30	10.30	10.30	10.30
COMMERCIAL										
6	No. of Bills	4,972	4,993	4,927	5,052	5,052	5,052	5,052	5,052	5,052
7	Consumption (ccf.)	129,514	114,757	102,832	105,044	103,908	103,908	103,908	103,908	103,908
8	Average Consumption (ccf/bill)	26.0	23.0	20.9	20.8	20.6	20.6	20.6	20.6	20.6
9	Amount Billed - \$	\$ 793,919	\$ 800,988	\$ 785,416	\$ 875,926	\$ 863,943	\$ 863,943	\$ 863,943	\$ 863,943	\$ 863,943
10	- \$/100 cu. ft.	6.13	6.98	7.64	8.34	8.31	8.31	8.31	8.31	8.31
INDUSTRIAL										
11	No. of Bills	263	242	240	239	240	252	252	252	252
12	Consumption (ccf.)	55,115	68,160	55,090	38,201	38,400	40,320	40,320	40,320	40,320
13	Average Consumption (ccf/bill)	209.6	281.7	229.5	159.8	160.0	160.0	160.0	160.0	160.0
14	Amount Billed - \$	\$ 257,422	\$ 349,792	\$ 306,445	\$ 251,220	\$ 252,672	\$ 265,306	\$ 265,306	\$ 265,306	\$ 265,306
15	- \$/100 cu. ft.	4.67	5.13	5.56	6.58	6.58	6.58	6.58	6.58	6.58
WHOLESALE										
16	No. of Bills	48	48	48	48	48	48	48	42	36
17	Consumption (ccf.)	152,287	120,494	114,242	109,143	109,440	109,440	109,440	65,040	42,240
18	Average Consumption (ccf/bill)	3,172.6	2,510.3	2,380.0	2,273.8	2,280.0	2,280.0	2,280.0	1,548.6	1,173.3
19	Amount Billed - \$	\$ 757,367	\$ 676,577	\$ 723,035	\$ 779,462	\$ 781,614	\$ 817,470	\$ 817,470	\$ 465,234	\$ 294,510
20	- \$/100 cu. ft.	4.97	5.62	6.33	7.14	7.14	7.47	7.47	7.15	6.97
TOTALS										
21	No. of Bills	44,046	43,991	44,088	44,348	44,352	44,559	44,755	44,946	45,138
22	Consumption (ccf.)	496,247	461,530	427,272	405,550	403,820	406,501	407,265	363,633	341,605
23	Amount Billed									
23	Total-\$	\$ 3,077,602	\$ 3,189,804	\$ 3,272,371	\$ 3,485,682	\$ 3,464,069	\$ 3,520,388	\$ 3,528,256	\$ 3,183,928	\$ 3,021,151
24	- \$/100 cu. ft.	6.20	6.91	7.66	8.59	8.58	8.66	8.66	8.76	8.84

2017, 2018 and 2019 WATER RATE SCHEDULES - With Approved Water Rate Increases

<u>WATER RATE INCREASES</u> <u>BASE YEAR, 2017, 2018 & 2019</u>	<u>2011</u> <u>BEGIN</u> <u>RATE</u>	<u>2012</u> <u>App./Prop.</u> <u>Increase</u>	<u>2012</u> <u>REVISED</u> <u>RATE</u>	<u>2013</u> <u>App./Prop.</u> <u>Increase</u>	<u>2013</u> <u>REVISED</u> <u>RATE</u>	<u>2014</u> <u>App./Prop.</u> <u>Increase</u>	<u>2014</u> <u>REVISED</u> <u>RATE</u>	<u>2015</u> <u>App./Prop.</u> <u>Increase</u>	<u>2015</u> <u>REVISED</u> <u>RATE</u>	<u>2016</u> <u>App./Prop.</u> <u>Increase</u>	<u>2016</u> <u>REVISED</u> <u>RATE</u>
<u>WATER RATES - Current Rates Approved</u>		Date Effective->	1-Jan-12	Date Effective->	1-Jan-13	Date Effective->	1-Jan-14	Date Effective->	1-Jan-15	Date Effective->	1-Jan-16
<u>Amended by Ord. No. 088-17, Passed 12-1</u>		Date Billable->	1-Feb-12	Date Billable->	1-Feb-13	Date Billable->	1-Feb-14	Date Billable->	1-Feb-15	Date Billable->	1-Feb-16
<u>INSIDE CITY RATES:</u>											
<u>Commodity Charge:</u>											
1 - 10 Units (1 CCF = 1 Unit)	\$3.91 CCF	13.5500%	\$4.44	6.5300%	\$4.75	3.0600%	\$4.90	2.9700%	\$5.05	2.8800%	\$5.20
11 - 250 Units (1 CCF = 1 Unit)	\$3.91 CCF	9.4600%	\$4.28	4.8900%	\$4.50	3.2300%	\$4.65	3.1200%	\$4.80	3.0300%	\$4.95
Over 250 Units (1 CCF = 1 Unit)	\$2.24 CCF	29.4600%	\$2.90	12.1200%	\$3.30	4.3500%	\$3.45	4.1700%	\$3.60	4.0000%	\$3.75
(1 CCF = 748.05 Gallons)											
<u>Capacity Charge:</u>											
(Meter Size in Inches " - Per Service)		Date Effective->	1-Jan-12	Date Effective->	1-Jan-13	Date Effective->	1-Jan-14	Date Effective->	1-Jan-15	Date Effective->	1-Jan-16
		Date Billable->	1-Feb-12	Date Billable->	1-Feb-13	Date Billable->	1-Feb-14	Date Billable->	1-Feb-15	Date Billable->	1-Feb-16
1.00" and Less	\$11.07 /Mtr	0.00%	\$11.07	\$0.00	\$11.07	\$0.00	\$11.07	\$0.00	\$11.07	\$0.00	\$11.07
1.25"	\$39.72 /Mtr	0.00%	\$39.72	\$0.00	\$39.72	\$0.00	\$39.72	\$0.00	\$39.72	\$0.00	\$39.72
1.50"	\$62.93 /Mtr	0.00%	\$62.93	\$0.00	\$62.93	\$0.00	\$62.93	\$0.00	\$62.93	\$0.00	\$62.93
2.00"	\$128.01 /Mtr	0.00%	\$128.01	\$0.00	\$128.01	\$0.00	\$128.01	\$0.00	\$128.01	\$0.00	\$128.01
3.00" (and up)	\$353.14 /Mtr	0.00%	\$353.14	\$0.00	\$353.14	\$0.00	\$353.14	\$0.00	\$353.14	\$0.00	\$353.14
4.00"	\$353.14 /Mtr	New Levels	\$500.00	\$100.00	\$600.00	\$0.00	\$600.00	\$0.00	\$600.00	\$0.00	\$600.00
6.00"	\$353.14 /Mtr	New Levels	\$800.00	\$200.00	\$1,000.00	\$0.00	\$1,000.00	\$0.00	\$1,000.00	\$0.00	\$1,000.00
8.00"	\$1,500.00 /Mtr	New Levels	\$1,200.00	\$300.00	\$1,500.00	\$0.00	\$1,500.00	\$0.00	\$1,500.00	\$0.00	\$1,500.00
10.00" AND UP	\$2,000.00 /Mtr	New Levels	\$1,500.00	\$500.00	\$2,000.00	\$0.00	\$2,000.00	\$0.00	\$2,000.00	\$0.00	\$2,000.00

-> Proposed SEWER RATES - Pending Council Approval, Ord.No. 028-14

<u>INSIDE CITY RATES:</u>		Date Effective->	1-Jan-12	Date Effective->	1-Jan-13	Date Effective->	18-Jun-14	Date Effective->	1-Jan-15	Date Effective->	1-Jan-16
<u>Commodity Charge:</u>		Date Billable->	1-Feb-12	Date Billable->	1-Feb-13	Date Billable->	1-Jul-14	Date Billable->	1-Feb-15	Date Billable->	1-Feb-16
Usage-All Classes(1 CCF=1 Unit)	\$4.23 CCF	5.00%	\$4.44	0.00%	\$4.44	6.00%	\$4.71	8.00%	\$5.09	10.00%	\$5.60
<u>Capacity (Base) Charge:</u>											
Per Service (All Classes)	\$26.61 /Srv	5.00%	\$27.94	0.00%	\$27.94	6.00%	\$29.62	8.00%	\$31.99	10.00%	\$35.19
=====											
<u>OUTSIDE CITY RATES:</u>											
<u>Commodity Charge:</u>											
All Usage (All Classes)	\$8.98 CCF	5.00%	\$9.43	0.00%	\$9.43	6.00%	\$10.00	8.00%	\$10.80	10.00%	\$11.88
<u>Capacity (Base) Charge:</u>											
Per Service (All Classes)	\$53.39 /Srv	5.00%	\$56.06	0.00%	\$56.06	6.00%	\$59.42	8.00%	\$64.17	10.00%	\$70.59

2016 Base RATE	2017 Approved Increase	2017 REVISED RATE	2018 Approved Increase	2018 REVISED RATE	2019 Approved Increase	2019 REVISED RATE	2016 Thru 2019% Increase
	% Net Inc. to Prior Year		% Net Inc. to Prior Year		% Net Inc. to Prior Year		% Net Inc.
	Date Effective->	1-Jan-17	Date Effective->	1-Jan-18	Date Effective->	1-Jan-19	2016->2019
	Date Billable->	1-Feb-17	Date Billable->	1-Feb-18	Date Billable->	1-Feb-19	
\$5.20 CCF	12.6900%	\$5.86	12.2900%	\$6.58	12.1600%	\$7.38	41.9200%
\$4.95 CCF	12.7300%	\$5.58	12.3700%	\$6.27	11.9600%	\$7.02	41.8200%
\$3.75 CCF	12.5300%	\$4.22	12.5600%	\$4.75	12.0000%	\$5.32	41.8700%
	Date Effective->	1-Jan-17	Date Effective->	1-Jan-18	Date Effective->	1-Jan-19	
	Date Billable->	1-Feb-17	Date Billable->	1-Feb-18	Date Billable->	1-Feb-19	
\$11.07 /Mtr	0.0000%	\$11.07	0.0000%	\$11.07	0.0000%	\$11.07	0.0000%
\$39.72 /Mtr	0.0000%	\$39.72	0.0000%	\$39.72	0.0000%	\$39.72	0.0000%
\$62.93 /Mtr	0.0000%	\$62.93	0.0000%	\$62.93	0.0000%	\$62.93	0.0000%
\$128.01 /Mtr	0.0000%	\$128.01	0.0000%	\$128.01	0.0000%	\$128.01	0.0000%
\$353.14 /Mtr	0.0000%	\$353.14	0.0000%	\$353.14	0.0000%	\$353.14	0.0000%
\$600.00 /Mtr	0.0000%	\$600.00	0.0000%	\$600.00	0.0000%	\$600.00	0.0000%
\$1,000.00 /Mtr	0.0000%	\$1,000.00	0.0000%	\$1,000.00	0.0000%	\$1,000.00	0.0000%
\$1,500.00 /Mtr	0.0000%	\$1,500.00	0.0000%	\$1,500.00	0.0000%	\$1,500.00	0.0000%
\$2,000.00 /Mtr	0.0000%	\$2,000.00	0.0000%	\$2,000.00	0.0000%	\$2,000.00	0.0000%

Date Effective->	1-Jan-17	Date Effective->	1-Jan-18	Date Effective->	1-Jan-19
Date Billable->	1-Feb-17	Date Billable->	1-Feb-18	Date Billable->	1-Feb-19
0.0000%	\$5.60	0.00%	\$5.60	9.6400%	6.14

0.00%	\$35.19	0.00%	\$35.19	0.0000%	35.19
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0.00%	\$11.88	0.00%	\$11.88	3.3700%	12.28
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0.00%	\$70.59	0.00%	\$70.59	0.0000%	70.59
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925.08 PLACEMENT OF CONTAINERS.

Bags, tagged bags or containers holding bags or tagged bags shall be placed at the curb located in front of a customer's residence for residential establishments, and along the alley located off the customer's premises or other specified location for commercial establishments utilizing residential service who desire to be on the City's bag refuse service. Sanitation department personnel cannot enter residential or other buildings for the purpose of refuse pickup. Containers if used as bag holders will be returned to the place of pickup, with lids replaced. In the event of a situation not covered by the above, placement of containers may be determined by mutual agreement of the Operations Superintendent and the resident, subject to the approval of the City Manager. (Ord. 92-00. Passed 8-21-00.)

from the City of Wauseon, Ohio

953.03 RECEPTACLES.

Each and every owner, tenant, housekeeper or other person or persons, occupying any dwelling house or apartment house and other buildings or a portion thereof, in the City, and producing garbage, rubbish and refuse for collection shall provide, and renew when necessary, a sufficient number of watertight cans with covers and strong handles or comparable watertight plastic bags, securely tied at the top. Each can or bag shall have a capacity of not less than ten gallons nor more than twenty gallons and shall not exceed seventy-five pounds in weight. No cans or bags shall be placed on the curb or place of pick up more than twenty-four hours prior to the scheduled pick up by the hauler. All garbage cans and bags shall be maintained by the user in good and sanitary condition, shall be delivered to the curb of the street or other authorized place of collection for pick up, and shall be removed therefrom within twenty-four hours after pick up. (Ord. 1995-10. Passed 5-1-95.)



City of Napoleon, Ohio

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: City Council & Joel Mazur, City Manager

From: Jeff Weis, Superintendent of Water Treatment

Dave Pike, Superintendent of Waste Water

Date: 12/16/2020

Subject: 2021 Chemical Bids

On December 16, 2020 bids were opened for the Chemicals that will be used at the Water and Wastewater Treatment Plants for the 2021 Operational year. There were 6 bids submitted. After reviewing the bids and specifications, we would like to recommend that the 2021 Chemicals bids be awarded to the following companies as the lowest and best:

<u>Chemical</u>	<u>Bid</u>	<u>Current Cost</u>	<u>Difference</u>
Aluminum Chlorohydrate	USALCO @ \$2.6838/gal	\$2.6283/gal	+\$0.0555/gal
Caustic Soda	BONDED @ \$1.47/gal	\$1.58/gal	-\$0.11/gal
Hydrofluorosilicic Acid	BONDED @ \$3.30/gal	\$3.00/gal	+\$0.30/gal
Orthophosphate	BONDED @ \$7.40/gal	\$8.322/gal	-\$0.922/gal
Powdered Activated Carbon	BONDED @ \$0.88/lb	\$0.85/lb	+\$0.03/lb
Sodium Bisulfite	BONDED @ \$2.49/gal	\$2.69/gal	-\$0.20/gal
Sodium Hypochlorite	Sal Chem @ \$0.93/gal	\$0.773/gal	+\$0.157/gal
Sodium Permanganate	BONDED @ \$10.15/gal	\$12.30/gal	-\$2.15/gal
Liquid Aluminum Sulfate	Chemtrade @ \$1.0638/gal	\$1.0908/gal	-\$0.027/gal



City of Napoleon, Ohio

Department of Public Works

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Chad E. Lulfs, P.E., P.S., Director of Public Works

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: Joel L. Mazur, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: City Council & Mayor
Kelly O'Boyle, City Finance Director
Jeff Rathge, Operations Superintendent
Roxanne Dietrich, Clerk of Council
Date: December 16, 2020
Subject: Euclid Avenue Sanitary Sewer Improvements ~
Recommendation of Award

On Wednesday, December 16, 2020, bids were opened and read aloud for the above referenced project. Seven bids were submitted and read as follows:

Bryan Excavating, L.L.C.	\$168,833.00
Vernon Nagel, Inc.	\$173,037.00
Kyle J. Sherman Excavating, L.L.C.	\$182,240.00
Hillabrand & Sons Construction	\$196,430.82
Fenson Contracting, L.L.C.	\$207,795.00
Jim Palmer Excavating, Inc.	\$223,164.27
B. Hill'z Excavating, Inc.	\$227,509.00

The Engineer's Estimate for this project is \$210,000.00. This project consists of replacing the existing 15" & 12" clay sanitary sewer on Euclid Avenue from Appian Avenue to Spruce Street with a new 15" & 12" PVC sanitary sewer. The completion date for this project is May 29, 2021.

Having reviewed the submitted bids, it is my recommendation that Council award Bryan Excavating, L.L.C. the contract for the Euclid Avenue Sanitary Sewer Improvements in the amount of \$168,833.00. If you have any questions or require additional information, please contact me at your convenience.

CEL



City of Napoleon, Ohio

Department of Public Works

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Chad E. Lulfs, P.E., P.S., Director of Public Works

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: *Joel L. Mazur, City Manager*
From: *Chad E. Lulfs, P.E., P.S., Director of Public Works*
cc: *City Council & Mayor*
Kelly O'Boyle, City Finance Director
Dave Pike, WWTP Superintendent
Date: *December 16, 2020*
Subject: *VanHyning Pump Station Replacement ~ Bid Opening*

On Wednesday, December 16, 2020, bids were scheduled to be opened and read aloud for the above referenced project. No bids were received. Staff is considering its options for this project and will provide a recommendation on how to proceed with the project in the near future. This project is a Long Term Control Plan project and is required to be completed by December 2023.

CEL



City of Napoleon, Ohio

Department of Public Works

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Chad E. Lulfs, P.E., P.S., Director of Public Works

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: Joel L. Mazur, City Manager
From: Chad E. Lulfs, P.E., P.S., Director of Public Works
cc: Mayor & City Council
Kelly O'Boyle, Finance Director
Dave Pike, WWTP Superintendent
Roxanne Dietrich, Clerk of Council
Date: December 15, 2020
Subject: 2021 WWTP Improvements ~ Design Contract Change Order

Jones & Henry Engineers, Ltd. (J&H) is under contract for the design of the 2021 WWTP Improvements. During the design, several items were modified in an effort to maintain the existing plant, create construction cost savings, and streamline the construction of the proposed improvements. Because of these modifications, J&H has incurred additional design costs in the amount of \$82,000.00. Below is a summary of the additional work performed:

Created Separate proposal documents for screens & grit system:	\$21,000.00
Developed separate bid documents for volute press pre-purchase:	\$25,000.00
Design of new generator:	\$30,000.00
Additional design items for cost savings:	\$6,000.00
Total Cost:	\$82,000.00

I request that Council please approve the change order to increase to design contract to Jones & Henry Engineers, Ltd. in the amount of \$82,000.00. If you have any questions or require additional information, please contact me at your convenience.

CEL

CHANGE ORDER

No. 2

PROJECT

2021 WWTP Improvements Project

DATE OF ISSUANCE

December 15, 2020

OWNER

City of Napoleon
255 W. Riverview Ave., P.O. Box 151
Napoleon, OH 43545

CONTRACTOR

Jones & Henry Engineers. Ltd.
3103 Executive Parkway, Suite 300
Toledo, Ohio 43606-1373

ENGINEER

Chad E. Lulfs, P.E., P.S.
City Engineer

CONTRACT FOR: Professional Design Services for the WWTP Phase I Improvements Project
City Contract No. 2019-22

You are hereby directed to proceed promptly with the following change(s):

DESCRIPTION: Additional Design Costs

ATTACHMENTS - (List Documents Supporting Change)

If a claim is made that the above change(s) have affected Contract Price or Contract Time, any claim for a Change Order based thereon will involve one of the following methods of determining the effect of the change(s).

Method of Determining Change In

CONTRACT PRICE

☐ Time and Materials
☐ Unit Prices
☒ Not to Exceed
☐ Other

Estimated Increase/~~Decrease~~ in

CONTRACT PRICE \$82,000.00

If the Change involves an Increase, the estimated amount is not to be exceeded without further authorization.

Method of Determining Change In

CONTRACT TIME

☐ Contractor's Records
☐ Engineer's Records
☐ Other

Estimated Increase/Decrease in

CONTRACT TIME _____ days

If the Change involves an Increase, the estimated time is not to be exceeded without further authorization.

Recommended

CITY of NAPOLEON

Accepted

JONES & HENRY ENGINEERS, LTD.
Contractor

Chad E. Lulfs, P.E., P.S.; City Engineer

by: _____

Approved

Joel Mazur, City Manager

Original Contract Prior to this Change Order	\$1,140,083.00
Increase / Decrease Resulting from this Change Order	\$82,000.00
Current Contract Price, Including this Change Order	\$1,222,083.00



American Pavements, Inc.

7475 MONTGOMERY DR. PLAIN CITY, OHIO 430

2 DEC 2020

City of Napoleon
255 Riverview
Napoleon, Ohio 43545
Attn: Jeff Rathge (419) 599-1891

RE: 2021 Crack Seal, Type II

Mr. Rathge,

I am pleased to submit a quotation for your consideration and signature for the application of Crack Seal, Type II to the following streets:

Crack Seal Type II

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COST</u>
Bauman Place	Lakeview Drive	CUL de sac	\$2,500.00
W Washington street	Scott street	Glenwood ave	\$9,000.00
Park street	Glenwood	Sheffield/ Pvmnt change	\$4,000.00
Jahns Road	Riverview	Rail Road tracks/city limit sign	\$5,500.00
Commerce	Riverview	Curve @ Interchange	\$6,500.00

Crack Seal Type IV

Industrial Drive	Pvmnt change @ RR	Independence Drive	\$3,500.00
Industrial drive	Independence Drive	Bridge deck for st Rt 6	\$4,500.00
Service parking lot entrance	Industrial drive	Pvmnt change	\$2,500.00
Service garage entrance	Industrial drive	Stop @ old concrete	\$2,500.00

STANDARD NOTES

- One mobilization is included. Any additional mobilization will be \$1,750.00 per each.
- Work to be completed in the 2021 Season.
- Pricing shall be firm for 30 days from proposal date and is based on the work being scheduled with other work in the area.
- Typical cleaning is included. Any excessive dirt, mud cleaned by others.
- Neither bond nor prevailing wages are included in this proposal
- Payment due net 30 days of completion of work.
- No item of work shall be omitted for pricing to be held firm without prior written approval.
- The completion date for this project is No Later Than August 1, 2021.

If you need anything that I can be of assistance with, please don't hesitate to call me.

Sincerely,



Dan Hicks
Project Manager

Please sign and date as acceptance of this proposal and return to myself or Ted Ciminillo.

Signature: _____

Date: _____



CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • PO 151 • Napoleon, Ohio 43545-0151

KELLY O'BOYLE, FINANCE DIRECTOR

phone (419) 599-1235

fax (419)-599-8393

Web Page: www.napoleonohio.com

Email: koboyle@napoleonohio.com

DATE: December 16, 2020

TO: Members of City Council
Jason P. Maassel, Mayor;
Joel L. Mazur, City Manager
Billy D. Harmon, City Law Director

FROM: Kelly O'Boyle, Finance Director *KOB*

CC: Lori Rausch, Utility Billing Administrator
Shannon Fielder, Income Tax Administrator
Kim Franz, Senior Account Clerk

SUBJECT: Write-off of Uncollectable Accounts

Attached please find the proposed 2020 Write-offs of Uncollectable Accounts from current and prior periods as prepared by my staff.

Income Tax (Exhibit A):

Total Write-offs for 2020 = \$3,466.68 (deceased)

Utilities and Miscellaneous Billings (Exhibit B):

Write-offs through Weltman:

2016 = \$8,122.07

2019 = \$1,852.45

2020 = \$881.23

Subtotal Weltman = \$10,855.75

Write-offs through City:

2020 Deceased = \$1,684.10

2020 Bankruptcy = \$11,680.98

2019 = \$1,144.71

2020 = \$1,117.25

Misc. Billings 2015 = \$8,703.78

Subtotal City = \$24,330.82

Total Utilities and Miscellaneous Billings Write-offs for Weltman and City = \$35,186.57

EMS (Exhibit C):

Write-offs through Weltman:

2016 = \$1,769.91

2017 = \$8,799.27

2018 = \$1,918.41
2019 = \$1,393.15
2020 = \$1,956.99
Subtotal Weltman = \$15,837.73

Write-offs through City:

2020 Deceased = \$6,117.04
2020 Bankruptcy = \$3,218.71
2020 Legal = \$140.14
Subtotal City = \$9,475.89

Total EMS Write-offs for Weltman and City = \$25,313.62

Grand Total of All Write-offs in 2020 = \$63,966.87

I respectfully request a motion to approve the write-offs as listed. Thank you for your consideration, please let me know if you have any questions.

Attachments

Income Tax Write off for 2020

TOTAL: \$3466.68

EXHIBIT B**City of Napoleon Proposed 2020 Utility Write-offs**

**Active Accounts Placed Before 01/01/2017 Not in Legal and No Current Payment Arrangement as of
12/01/2020 or Returned by Weltman, Weinberg & Reis**

Name	List Date	Curr Bal
HITCHCOCK, NICHOLAS	3/31/2016	\$ 1,758.14
JOYNER, DOMINIC L.	3/31/2016	\$ 1,391.73
REINBOLT JR, FREDERICK	3/31/2016	\$ 1,723.31
SWANSON, STEPHEN	3/31/2016	\$ 756.28
HARDIN, SARAH B	4/27/2016	\$ 757.68
MOORE, PATRICIA	9/26/2016	\$ 928.52
DREWES, AARON	3/31/2016	\$ 806.41
Total 2016		\$ 8,122.07

MOLL, TIMOTHY J.	3/21/2019	\$ 666.98
WOLPERT, LISA J.	4/30/2019	\$ 518.36
GRIFFITH, JEANETTE L.	4/30/2019	\$ 132.89
STOUT, ANTHONY D.	3/26/2019	\$ 534.22
Total 2019		\$ 1,852.45

Name	List Date	Balance
WEBER, ANGELA C.	1/2/2020	\$ 881.23
Total 2020		\$ 881.23

Total Weltman Write-offs **\$ 10,855.75**

DORRINGTON, HAROLD J.	9/17/2020	\$ 145.26
ROWLAND, DENNIS	9/23/2020	\$ 447.49
GRIESINGER, RONALD	3/17/2020	\$ 790.38
WOODCOCK, ROBERT D	5/29/2019	\$ 300.97
Total Deceased 2020		\$ 1,684.10

UNIVERSAL COOPERATIVES	7/1/2014	\$ 8,270.53
CERVANTES, MARCO	11/27/2018	\$ 223.21
GARRICK, NORA J.	10/30/2018	\$ 510.36
JACKSONS DELUXE CLEANERS LTD.	4/24/2019	\$ 266.28
SLAGLE, TRACY L.	3/21/2018	\$ 561.95
TIERNEY, MICHAEL A.	10/30/2018	\$ 393.00
WISSINK, SELENA T.	3/21/2019	\$ 577.03
WORKMAN, MICKEY L	11/27/2018	\$ 878.62
Total Bankruptcy 2020		\$ 11,680.98

WARD JR., MICHAEL O.	7/9/2019	\$ 5.28
SZEREMETA, BRADLEY M.	7/12/2019	\$ 33.15
SWANINGER, MICHALA R.	7/16/2019	\$ 23.81
DICKERSON, CODY A.	7/17/2019	\$ 83.70

EXHIBIT B

CAIN, MARK R.	7/29/2019	\$	1.05
FULLER, WALTER L.	8/6/2019	\$	58.76
JACKSON, TAYLOR C.	8/20/2019	\$	88.65
MORGAN, MATTHEW I.	9/3/2019	\$	86.53
PERDUE, JEREMIAH D.	9/3/2019	\$	31.04
MICHAEL, ELIZABETH RENEE	10/7/2019	\$	80.68
BEALS, RONALD L.	10/9/2019	\$	24.33
BOSE, SHELBY D.	10/16/2019	\$	9.58
CANADIAN NATIONAL	11/1/2019	\$	66.98
SCARBROUGH, TARA N.	11/7/2019	\$	68.45
SHERMAN, OLIVIA	11/12/2019	\$	86.63
PEREZ, RUSSELL JAMES	11/19/2019	\$	47.72
STEFFEY, JOSHUA S	12/2/2019	\$	29.98
HILL, VERNE	12/6/2019	\$	94.53
MIELKE, HILDAGARD	12/6/2019	\$	95.17
YODER, ERIN E.	12/6/2019	\$	38.30
PAUFF, JOSHUA J.	12/19/2019	\$	11.71
ORDWAY, WALLACE J.	12/30/2019	\$	78.68
Total 2019		\$	1,144.71
FLORES-MCCLOUD, AUSTIN R	2/10/2020	\$	15.67
COHRS, ELIZABETH	2/14/2020	\$	0.56
SPILLMAN, WILLIAM J.	2/14/2020	\$	43.10
DREWES, ALICIA N	3/2/2020	\$	50.31
BRENNEMAN, MICHAEL D	3/3/2020	\$	0.10
MCKENZIE, CALEB A	3/6/2020	\$	55.82
IMHOOF, LAURA L.	3/9/2020	\$	3.04
RITZ, MARANDA N.	4/1/2020	\$	3.30
FOUTY, TARA	4/2/2020	\$	21.66
SNYDER, TAMARA	4/23/2020	\$	34.68
T3 PROPERTIES	5/19/2020	\$	76.04
SPATH, JOEY D.	5/29/2020	\$	85.74
T3 PROPERTIES	6/5/2020	\$	81.86
THACKER, JIMMY	6/12/2020	\$	97.20
SCHREIBER, CHARLOTTE	6/22/2020	\$	89.88
SMITH, GARY O JR	6/22/2020	\$	86.62
TORRES, JUAN J	6/24/2020	\$	16.51
SMITH, AMANDA N	7/13/2020	\$	65.07
BENSON, REBECCA L.	8/10/2020	\$	55.09
WOLFRUM, RACHAEL M.	8/10/2020	\$	90.55
BURTON, JASON	9/1/2020	\$	28.54
GILL, NATALIE R	9/1/2020	\$	48.00
ROEHL, MEGAN R.	9/11/2020	\$	59.86
HANSON, GERALD	9/15/2020	\$	49.08
ORTIZ, ALICIA M.	9/15/2020	\$	42.40
SCINTA JR, SAMUEL J	9/15/2020	\$	26.21
Total 2020		\$	1,117.25
ALLYSSA J MARTINEZ	10/26/2016	\$	56.30

EXHIBIT B

ERIC MOEHRMAN II	1/8/2016	\$	150.00
LINDSAY SCHIEBER	12/28/2016	\$	679.63
SWIFT LEASING	1/19/2016	\$	7,680.04
ANDREW P YOUNG	12/28/2016	\$	137.81
Misc Billings 2015		\$	8,703.78
 Grand Total Write-offs for Misc & Utility		\$	35,186.57

City of Napoleon Proposed 2020 EMS Write-offs

Active Accounts Placed Before 01/01/2017 Not in Legal and No Current Payment Arrangement as of
12/01/2020 or Returned by Weltman, Weinberg & Reis

Name	List Date	Curr Bal
BARINGER, DONNA	6/20/2019	185.32
BARINGER, DONNA	5/19/2019	590.75
BRENNEMAN, MICHAEL	12/30/2019	108.09
DORRINGTON, HAROLD	10/25/2018	295.00
DORRINGTON, HAROLD	1/24/2020	295.00
ESTATE OF PALUK BRYAN, PALUK	7/31/2019	1188.08
FACKLER, MARY	6/9/2019	295.00
HOCKMAN, DAVID	7/26/2019	210.00
KIDWELL, TERRY	3/8/2019	295.00
SCHNITKEY, KENNETH	5/28/2018	126.63
SLOAN, SHIRLEY	6/23/2019	268.06
SPITLER, BINA	9/25/2019	145.11
SWEET, PERRY	3/29/2017	250.00
SWEET, PERRY	3/27/2018	295.00
SWEET, PERRY	1/12/2019	260.00
SWEET, PERRY	1/19/2019	260.00
SWEET, PERRY	3/20/2019	520.00
VONDEYLEN, CONNIE	4/8/2019	530.00
TOTAL DECEASED 2020		\$6,117.04
SOLIS, ANITA	10/11/2017	583.81
ARKETA, AUDREY	10/8/2018	300.59
HILL, MARK	5/7/2019	875.25
HILL, MARK	5/7/2019	889.12
FLOYD, ERIC	12/3/2019	569.94
TOTAL BANKRUPTCY 2020		\$3,218.71
HERNANDEZ, REBECCA	8/28/2013	10.00
TREVINO, VIRGINIA	7/18/2014	7.10
STITES, ALICE	4/8/2016	22.05
SNYDER, JEREMY	1/19/2018	100.99
TOTAL LEGAL 2020		\$140.14
GOLDSMITH, GREGORY	8/16/2016	869.70
BORCK, GLENDA	10/7/2016	900.21
TOTAL 2016		\$1,769.91

EXHIBIT C

DEBARBA, SHELBY J.	11/28/2016	898.82
WIEMKEN, MATHEW	11/28/2016	592.13
PARKER, JOSEPH	3/31/2017	1477.20
DUNN, NATHAN	9/16/2016	855.83
MONROE, DAVID A	9/16/2016	872.47
SCHWIEBERT, LORIE	9/16/2016	1792.10
CHAPMAN, COREY	11/28/2016	876.63
ESPARZA, ERNEST	11/28/2016	861.38
BENSCH, JOSEPH R	9/16/2016	572.71
TOTAL 2017		<u>\$8,799.27</u>
ANKNEY, JOSEPH	8/10/2017	478.47
COCHRAN, MICHAEL	11/18/2016	550.82
SCHIEBER, LINDSAY	11/2/2016	889.12
TOTAL 2018		<u>\$1,918.41</u>
CARPER, JOHN	11/2/2018	205.07
MENDOZA, ROMERO	8/6/2019	1188.08
TOTAL 2019		<u>\$1,393.15</u>
MORENO, YSIS	11/28/2016	846.12
YOUNG, RONNIE	7/31/2018	1110.87
TOTAL 2020		<u>\$1,956.99</u>
TOTAL WELTMAN WRITEOFFS		\$15,837.73
Grand Total Write-offs for EMS		\$25,313.62

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

42567090065		TRFO	JAY PETROLEUM INC
PERMIT NUMBER		TYPE	330 S PERRY ST
06	01	2019	NAPOLEON OHIO 43545
ISSUE DATE			
12	09	2020	
FILING DATE			
C1	C2	D6	
PERMIT CLASSES			
35	088	A	F24468
TAX DISTRICT		RECEIPT NO.	

FROM 12/11/2020

66036540030			OTTAWA OIL CO INC
PERMIT NUMBER		TYPE	330 S PERRY ST
06	01	2019	NAPOLEON OHIO 43545
ISSUE DATE			
12	09	2020	
FILING DATE			
C1	C2	D6	
PERMIT CLASSES			
35	088		
TAX DISTRICT		RECEIPT NO.	



MAILED 12/11/2020

RESPONSES MUST BE POSTMARKED NO LATER THAN. 01/11/2021

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **A TRFO 4256709-0065**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF NAPOLEON CITY COUNCIL
PO BOX 151
NAPOLEON OHIO 43545

Commerce Division of Liquor Control : Web Database Search

OWNERSHIP DISCLOSURE INFORMATION

This online service will allow you to obtain ownership disclosure information for issued and pending retail liquor permit entities within the State of Ohio.

Searching Instructions

Enter the known information and click the "Search" button. For best results, search only ONE criteria at a time. If you try to put too much information and it does not match exactly, the search will return a message "No records to display".

The information is sorted based on the Permit Number in ascending order.

To do another search, click the "Reset" button.

SEARCH CRITERIA**Permit Number**

4256709

Permit Name / DBA**Member / Officer Name****Search****Reset****Main Menu**

Member/Officer Name	Shares/Interest	Office Held
Permit Number: 4256709; Name: JAY PETROLEUM INC; DBA: Address: PO BOX 1285 PORTLAND 47371		
CHRISTOPHER BRAUN	0.00	VICE PRES.
RONALD FREEMAN	0.00	PRESIDENT
JODAY R AUKER	0.00	SECR-TREA.
KEVIN HUFFMAN	0.00	VICE PRES.

- [Ohio.Gov](#)
- [Ohio Department of Commerce](#)

[Commerce Home](#) | [Press Room](#) | [CPI Policy](#) | [Privacy Statement](#) | [Public Records Request Policy](#) | [Disclaimer](#) | [Employment](#) | [Contacts](#)

C. RICHARD LUZNY
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NAPOLEON, OH 43545

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12/8/20
DATE

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250⁰⁰

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included.
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The Henry County Bank
NAPOLEON, OHIO 43545

FOR

CHRISTMAS GIFT.

C. Luzny

MP

⑆041201321⑆

627 896 2613

Main Street Cardinal Stripe

Richard Luzny

419-966-8381

419-262-8000

Napoleon, OH 43545



Real Estate Agent
Ohio license #372013



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WORK FOR ALL
OF US THIS YEAR
PLEASE USE THIS
GIFT FOR A
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TEAM.

MERRY CHRISTMAS

MPD

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Christmas
Donations



City of Napoleon, Ohio

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: Mayor & City Council, City Manager, City Law
Director, Finance Director, Department
Supervisors, News media
From: Roxanne Dietrich, Clerk of Council
Date: December 18, 2020
Subject: *Parks & Recreation Committee – Cancellation*

The regularly scheduled meeting of the Parks and Recreation Committee for Monday, December 21, 2020 at 6:00 pm has been CANCELED due to lack of agenda items.



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: Tree Commission, Mayor and City Council, City Manager, City Law Director, Finance Director, Department Supervisors, News Media
From: Roxanne Dietrich, Clerk of Council
Date: December 18, 2020
Subject: Tree Commission – Cancellation

Due to lack of agenda items, the meeting of the City Tree Commission for Monday, December 21, 2020 at 6:00 pm has been CANCELED.



City of Napoleon, Ohio

255 West Riverview Avenue, P.O. Box 151

Napoleon, OH 43545

Telephone: (419) 592-4010 Fax: (419) 599-8393

www.napoleonohio.com

Memorandum

To: Civil Service Commission
cc: Mayor and City Council, City Law Director, City Manager, Finance Director, Department Supervisors, News Media
From: Roxanne Dietrich, Clerk of Council
Date: December 18, 2020
Subject: Civil Service Commission – Cancellation

Due to lack of agenda items, the **CIVIL SERVICE COMMISSION** meeting scheduled for Tuesday, December 22, 2020 at 4:30 pm has been *canceled*.