

ORDINANCE NO. 002-17

**AN ORDINANCE AMENDING ORDINANCE NO. 053-16,
APPOINTING CHAD E. LULFS AS THE ACTING CITY
MANAGER OF NAPOLEON, OHIO; AND, DECLARING AN
EMERGENCY**

WHEREAS, in the Ordinance No. 053-16 the dates were not certain as to the exact start date for the new City Manager, Joel L. Mazur;

WHEREAS, due to now having a firm start date, the City Council also desires to not terminate the acting City Manager's rights and responsibilities until just prior to the new City Manager's hire date;

WHEREAS, this Council previously appointed Joel L. Mazur, to the full time regular employment position of Napoleon City Manager, effective at 12:00am January 9th, 2017.

WHEREAS, effective on December 6th, 2016, Chad E. Lulfs was appointed as Acting City Manager, to be compensated an additional ten percent (10%) of his current wages per hour, thus totaling an additional \$418.72 gross wages, biweekly, less taxes and other mandatory deductions, (prorated as necessary according to City pay periods).

WHEREAS, benefits for the Acting City Manager shall continue to accrue and be in accordance with Chapter 197 of the Codified Ordinances (Personnel Code) and the applicable provisions of the City's Employment Policy Manual for full time regular employees, both as may be amended from time to time; **Now Therefore:**

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

Section 1. That, Ordinance No. 002-17 hereby extends Ordinance No. 053-16, wherein Chad E. Lulfs was appointed as acting City Manager beginning on December 6, 2016 at 12:01am, and effective until January 3, 2017 at 11:59pm, to be effective until 11:59pm January 8th, 2017.

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 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.

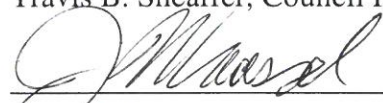
Section 4. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for effective legal services to be rendered to the City, including those legal services 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.

Passed: January 3, 2017

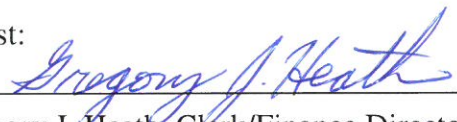

Travis B. Sheaffer, Council President

Approved: January 3, 2017


Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:


Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 002-17 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk/Finance Director