

**ORDINANCE NO. 014-19**

**AN ORDINANCE AUTHORIZING A PAY INCREASE FOR THE  
CITY OF NAPOLEON, OHIO LAW DIRECTOR; AND  
DECLARING AN EMERGENCY**

**WHEREAS**, Council desires to authorize a pay increase to the City Law Director; and,

**WHEREAS**, Council desires to make this pay increase effective in two (2) steps, with the first step to be paid retroactively, beginning with the pay period which started December 17, 2018, and the second step to begin with the pay period starting July 1, 2019; and,

**WHEREAS**, to achieve the above stated goals Council now desires to repeal Ordinance No. 092-17, 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 2019, that commenced on or about December 17, 2018, the biweekly salary of the City Law Director of this City shall be three thousand seven hundred seventy-nine dollars and thirty-one cents (\$3,779.31) and continue until June 30, 2019.

Section 2. That, effective with the pay period commencing on or about July 1, 2019, the biweekly salary of the City Law Director of this City shall be three thousand nine hundred thirty dollars and forty-nine cents (\$3,930.49) and continue as such each year thereafter, so long as employed, unless modified by Council.

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 retroactive pay due to the City Law Director beginning from the first pay period for the year 2019, commencing on or about December 17, 2018, to bring this pay increase to the current pay period, shall be paid equally in the two (2) most recent consecutive pay periods from the date of passage of this Ordinance.

Section 5. That, all compensation paid under this Ordinance is subject to appropriation of funds by the Council.

Section 6. That, the Finance Director may adjust compensation for all affected employees to meet the intent of this Ordinance.

Section 7. That, all pay scales reflected in the City of Napoleon Pay Plan shall be rounded, utilizing the five rule, to the nearest penny.

Section 8. That, this biweekly salary is figured before any approved Cost of Living Adjustments are added to the biweekly salary.

Section 9. 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 10. That, Ordinance No. 092-17 is repealed in its entirety effective December 17, 2018.

Section 11. 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 12. 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 13. 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:

2/18/19

Daniel L. Baer  
~~Joseph D. Biamonte~~, Council President Pro-tem

Approved:

Feb. 18. 2019

Jason P. Maassel  
Jason P. Maassel, Mayor

VOTE ON PASSAGE

6

Yea

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Nay

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Abstain

Attest:

Roxanne Dietrich

Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 014-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 23rd day of February, 2019; & 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  
Roxanne Dietrich, interim Clerk of Council



STATE OF OHIO  
COUNTY OF HENRY

Kimberly Imm, being first duly sworn, states that she is the Assistant Publisher of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 23rd day of February, 2019.

Kimberly Imm  
Kimberly Imm

Subscribed and sworn to before me this  
26th day of February, 2019

Beverly Griteman  
Beverly Griteman  
Notary Public,  
State of Ohio  
My Commission Expires  
February 13, 2021

Printer's Fee: \$295.00  
Notary Fee: \$2.00

Summary of Ordinance No.(s) 013-19, 014-19, 015-19 and  
Resolution No.(s) 002-19, 003-19, 004-19, 005-19, 006-19

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY  
CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES  
AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE  
PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s)  
and Resolution(s) are on file in the office of the City Finance  
Director and may be viewed or obtained during business  
hours of 7:30 AM to 4:00 PM, Monday through Friday, at the  
office of the Finance Director, the location being 255 West  
Riverview Avenue, Napoleon, Ohio. A copy of all or part  
of the above named Ordinances and Resolutions, or any  
item mentioned in this notice, may be obtained from the  
City Finance Director upon the payment of a reasonable fee  
therefore.

Ordinance No. 013-19

AN ORDINANCE AMENDING ORDINANCE NO.(S) 057-  
18 AND 075-18 REGARDING EMPLOYMENT STATUS OF  
THE NAPOLEON MUNICIPAL COURT CHIEF PROBATION  
OFFICER IN AND FOR THE YEAR 2019; AND DECLARING  
AN EMERGENCY

In this legislation, the City of Napoleon amended the previous  
legislation regarding the employment status of the Municipal  
Court Chief Probation Officer in and for the year 2019.

Ordinance No. 014-19

AN ORDINANCE AUTHORIZING A PAY INCREASE FOR  
THE CITY OF NAPOLEON, OHIO LAW DIRECTOR; AND  
DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized a pay increase  
for the City Law Director.

Ordinance No. 015-19

AN ORDINANCE AUTHORIZING A PAY INCREASE FOR  
THE CITY OF NAPOLEON, OHIO CITY MANAGER; AND  
DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized a pay increase  
for the City Manager.

Resolution 002-19

A RESOLUTION AUTHORIZING THE APPROVAL AND  
EXECUTION OF AN OPERATIONS AND MAINTENANCE  
SERVICES AGREEMENT BETWEEN THE CITY OF  
NAPOLEON, OHIO AND AMERICAN MUNICIPAL POWER,  
INC.

In this legislation, the City of Napoleon authorized an operations  
and maintenance services agreement with American Municipal  
Power, Inc.

Resolution 003-19

A RESOLUTION AUTHORIZING THE CITY MANAGER FOR  
THE CITY OF NAPOLEON, OHIO TO COMPLETE ALL ACTS  
NECESSARY FOR THE SALE OF CERTAIN PROPERTY  
OWNED BY THE CITY OF NAPOLEON, OHIO, TO THE  
NAPOLEON AREA CITY SCHOOLS, TO WIT: RECORDING  
EQUIPMENT PREVIOUSLY USED TO FULFILL THE NCTV  
CONTRACT BETWEEN THE CITY AND NAPOLEON AREA  
SCHOOLS; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized the City  
Manager to sell recording equipment previously used for NCTV  
obligations to Napoleon Area Schools.

Resolution 004-19

A RESOLUTION AUTHORIZING A COMMUNITY  
REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE  
CITY OF NAPOLEON, OHIO, AND JANMAR PROPERTIES,  
LLC WITHIN NAPOLEON CRA #6; AND DECLARING AN  
EMERGENCY

In this legislation, the City of Napoleon authorized a CRA  
agreement with JanMar Properties, LLC within Napoleon CRA  
#6.

Resolution 005-19

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

In this legislation, the City of Napoleon authorized a CRA  
agreement with MSG Investments, LTD. within Napoleon CRA  
#6.

Resolution 006-19

A RESOLUTION AUTHORIZING A COMMUNITY  
REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE  
CITY OF NAPOLEON, OHIO, AND RIDI REIO LLC WITHIN  
NAPOLEON CRA #7; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized a CRA  
agreement with Ridi Reio LLC within Napoleon CRA #7.

All of the above summaries are approved as to form and  
correctness by Billy D. Harmon, City Law Director