

ORDINANCE NO. 015-19

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

WHEREAS, Council desires to authorize a pay increase to the City Manager;
and,

WHEREAS, Council desires to make said changes effective with the pay period
commencing on or about December 17, 2018; and,

WHEREAS, to achieve the above stated goals Council now desires to repeal
Ordinance No. 093-17, 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
commences on or about December 17, 2018, the biweekly salary of the City Manager of
this City shall be four thousand one hundred fifty-nine dollars and sixty-three cents
(\$4,159.63) and continue as such each year thereafter, so long as employed, unless
modified by Council.

Section 2. 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 3. That, all retroactive pay due to the City Manager 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 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 That, Ordinance No. 093-17 is repealed in its entirety effective
December 17, 2018.

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: 2/18/19

Daniel D. Baer

~~Joseph D. Dietrich~~, Council President Pro-tem

Approved: Feb. 18, 2019

Jason P. Maassel

Jason P. Maassel, Mayor

VOTE ON PASSAGE 6 Yea 0 Nay 0 Abstain

Attest:

Roxanne Dietrich

Roxanne Dietrich, interim Clerk of Council

I, Roxanne M. Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 015-19 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 M. 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