

ORDINANCE NO. 045-19

**AN ORDINANCE APPOINTING CHRISTINE R. PEDDICORD AS
ACTING FINANCE DIRECTOR FOR THE CITY OF NAPOLEON,
OHIO BEGINNING JULY 1, 2019; AND DECLARING AN
EMERGENCY**

WHEREAS, the current Finance Director for the City of Napoleon, Kent Seemann, has resigned effective at midnight on June 30, 2019 with his last day as Finance Director being June 30, 2019; and,

WHEREAS, the City of Napoleon is currently in the process of hiring a full-time Finance Director to replace Mr. Seemann, but has not yet completed the hiring process;

WHEREAS, Section 4.07 of the Charter of the City of Napoleon requires a Department of Finance to be in place for the City of Napoleon;

WHEREAS, the powers granted to City Council as found in Section 2.14 paragraph 13 of the City's Charter permit Council to appoint an "Acting Finance Director;" **Now Therefore**,

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

Section 1. That, Christine R. Peddicord, is hereby appointed "Acting Finance Director" beginning on July 1, 2019 at 12:01am, and effective until such time as a permanent Finance Director for the City of Napoleon, Ohio has been recommended to and approved by Council.

Section 2. That, the Acting Finance Director as referenced in Section 1 of the Ordinance shall have those powers and perform those duties currently held and performed by the Finance Director, including those duties as listed in Section 4.07 of the Charter of the City of Napoleon, Ohio.

Section 3. That, the Acting Finance Director as referenced in Section 1 of this Ordinance shall be considered a "Temporary Appointment;" therefore, notwithstanding any other provision found in Ordinance, Resolution, the Personnel Code, Employee Policy Manual, or Rule to the contrary, the position shall not be entitled to any fringe benefit unless the same is mandated by a Federal or State Law that may not be superseded by this Ordinance.

Section 4. That, the Acting Finance Director shall be compensated an additional ten percent (10%) of her current wages per hour, less taxes and other mandatory deductions.

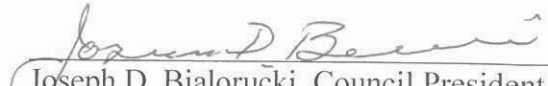
Section 5. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal 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 the appointment of an Acting Finance Director, such position required for 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: July 1, 2019


Joseph D. Bialorucki, Council President

Approved: July 1, 2019


Jason P. Maassel, Mayor

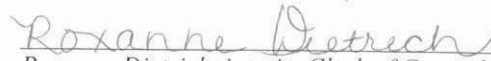
VOTE ON PASSAGE 5 Yea 0 Nay 0 Abstain

Attest:



Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 045-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 8th day of July, 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, interim Clerk of Council

STATE OF OHIO
COUNTY OF HENRY

Sally Heaston, being first duly sworn, states that she is the General Manager 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 8th day of July, 2019.

Sally Heaston

Sally Heaston

Subscribed and sworn to before me this
14th day of July, 2019

Beverly Griteman

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

Printer's Fee: \$259.60
Notary Fee: \$2.00

Summary of Ordinance No. 044-19, 045-19, 046-19
and Resolution No. 038-19

(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. 044-19

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

In this legislation, the City approved the issuance and sale of notes in the aggregate principal amount of \$500,000 in anticipation of the issuance of bonds, for the purpose of paying the costs of the construction of a municipal swimming pool with related facilities and appurtenances, including the demolition of existing facilities, together with all necessary and related appurtenances thereto. The Ordinance provides that the notes shall mature not more than one year following their date of issuance, provided that the City may establish a maturity date prior to one year from their date of issuance, and bear interest at a rate or rates to be determined pursuant to a private sale conducted by the City. The Ordinance also provides that the notes shall be payable at the office of the Finance Director subsequent to the sale of the notes.

The Ordinance further provides that a tax shall be levied on all taxable property in the City to provide for the payment of the notes and the bonds in anticipation of which the notes are issued and the tax shall be levied within the ten-mill limitation imposed by law. Also, in each year to the extent the income from the municipal income tax is available for the payment of the principal of and interest on the notes or the bonds and is appropriated for that purpose, the amount of the tax shall be reduced by the amount of the income so available and appropriated.

Ordinance No. 045-19

AN ORDINANCE APPOINTING CHRISTINE R. PEDDICORD AS ACTING FINANCE DIRECTOR FOR THE CITY OF NAPOLEON, OHIO BEGINNING JULY 1, 2019; AND DECLARING AN EMERGENCY

In this legislation, the City appointed Christine Peddicord as acting Finance Director beginning July 1, 2019.

Ordinance No. 046-19

AN ORDINANCE APPOINTING KELLY O'BOYLE AS THE CITY FINANCE DIRECTOR FOR THE CITY OF NAPOLEON, OHIO; AND, DECLARING AN EMERGENCY

In this legislation, the City appointed Kelly O'Boyle as the City Finance Director beginning on or about July 25, 2019.

Resolution 038-19

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

In this legislation, the City adopted the 2020 City Tax Budget as required by the ORC, and directed the Finance Director to file the same with the County Auditor.

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