

**ORDINANCE NO. 092-19**

**AN ORDINANCE ALLOWING SUPPLEMENTALS TO THE ANNUAL APPROPRIATION MEASURE UP TO \$25,000 BETWEEN THE QUARTERLY BUDGET ADJUSTMENTS BY THE CITY FINANCE DIRECTOR PURSUANT TO O.R.C. SECTION 5705.40, COMMENCING THE FISCAL YEAR 2020 ON AN AS NEEDED BASIS; 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**, supplementals may be required for expenditures on an as needed basis, up to \$25,000 between the quarterly budget adjustments, thus it becomes necessary to supplement the annual appropriation measure; and,

**WHEREAS**, a form will be filled out for the supplementals and signed by both the City Finance Director and City Manager; and,

**WHEREAS**, the City Finance Director will provide a report of the supplementals to Council, as said supplementals occur, at the next scheduled Council meeting; **Now Therefore**,

**BE IT RESOLVED 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 supplement the annual appropriation measure, up to \$25,000 between the quarterly budget adjustments, as listed above on an as needed basis commencing the Fiscal Year 2020.

Section 2. That, the annual appropriation measure passed in Ordinance No. 082-19 for the fiscal year 2020 shall be supplemented as necessary.

Section 3. That, subsequent annual appropriation measures shall hereby be supplemented as necessary as permitted by this Ordinance No. 092-19, until such time as this Ordinance is amended or repealed by Council.

Section 4. That, all above listed supplementals shall be approved and signed by both the City Finance Director and the City Manager.

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 the City 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, only that portion shall be held invalid and the remainder shall remain valid.

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

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.

Section 8. That, this Ordinance shall remain in effect until such time that it is amended or repealed by Council.

Passed: January 6, 2020

Joseph D. Bialorucki  
Joseph D. Bialorucki, Council President

Approved: January 6, 2020

Jason P. Maassel  
Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

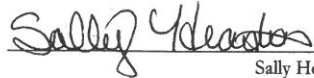
Roxanne Dietrich  
Roxanne Dietrich, Clerk of Council

*I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 092-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 13th day of January, 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  
Roxanne Dietrich, 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 13th day of January, 2020.

  
Sally Heaston

Subscribed and sworn to before me this  
16<sup>th</sup> day of January, 2020

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

Printer's Fee: \$376.65  
Notary Fee: \$2.50

Summary of Ordinance No.(s) 088-19, 089-19, 092-19,  
093-19, 094-19 and Resolution No.(s) 091-19, 103-19, 104-19

(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. 088-19

AN ORDINANCE ESTABLISHING A NEW POSITION CLASSIFICATION PAY PLAN FOR EMPLOYEES OF THE CITY OF NAPOLEON, OHIO FOR THE YEAR 2020, REPEALING ORDINANCE NO 075-18; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon established the new position classification pay plan for City employees for the year 2020.

Ordinance No. 089-19

A RESOLUTION APPOINTING MAYOR JASON MAASSEL AND COUNCILMAN DAN BAER TO REPRESENT THE CITY OF NAPOLEON, OHIO AS MEMBERS OF THE BOARD OF DIRECTORS OF THE COMMUNITY IMPROVEMENT CORPORATION OF HENRY COUNTY, OHIO; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon appointed Mayor Maassel and Councilman Baer to represent the City on the CIC Board of Directors.

Ordinance No. 092-19

AN ORDINANCE ALLOWING SUPPLEMENTALS TO THE ANNUAL APPROPRIATION MEASURE UP TO \$25,000 BETWEEN THE QUARTERLY BUDGET ADJUSTMENTS BY THE CITY FINANCE DIRECTOR PURSUANT TO ORC, SECTION 5705.40 COMMENCING THE FISCAL YEAR 2020 ON AN AS NEEDED BASIS; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon allowed supplementals to the annual appropriation measure up to \$25,000 between quarterly budget adjustments beginning in 2020 on an as needed basis.

Ordinance No. 093-19

AN ORDINANCE ALLOWING THE TRANSFER OF APPROPRIATIONS FROM THE PERSONAL LINE ITEMS TO THE OTHER LINE ITEMS, AND FROM THE OTHER LINE ITEMS TO THE PERSONAL LINE ITEMS IN ANY FUND UP TO \$25,000 BETWEEN THE QUARTERLY BUDGET ADJUSTMENTS, BY THE CITY FINANCE DIRECTOR PURSUANT TO ORC, SECTION 5705.40 COMMENCING THE FISCAL YEAR 2020 ON AN AS NEEDED BASIS; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon allowed certain transfer of appropriations up to \$25,000 between quarterly budget adjustments beginning in 2020 on an as needed basis.

Ordinance No. 094-19

AN ORDINANCE ALLOWING THE TRANSFER OF CERTAIN FUND BALANCES FROM RESPECTIVE FUNDS TO OTHER FUNDS PER SECTION 5705.14 ORC, UP TO \$25,000 BETWEEN THE QUARTERLY BUDGET ADJUSTMENTS, BY THE CITY FINANCE DIRECTOR PURSUANT TO ORC, SECTION 5705.14 COMMENCING THE FISCAL YEAR 2020 ON AN AS NEEDED BASIS; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon allowed certain transfer of fund balances up to \$25,000 between quarterly budget adjustments beginning in 2020 on an as needed basis.

Resolution 091-19

A RESOLUTION AMENDING RESOLUTION NO. 080-18, A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS IN EXCESS OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) IN AND FOR THE YEAR 2019 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 2019 AS IT RELATES TO CERTAIN TRANSACTIONS; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon amended Resolution No. 080-18.

Resolution 103-19

A RESOLUTION APPROVING THE PROVISIONS OF A CERTAIN COLLECTIVE BARGAINING AGREEMENT NO. 2019-29 BETWEEN THE CITY OF NAPOLEON AND LOCAL 3363 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS FOR THE TERM COMMENCING FROM JANUARY 1, 2020 THROUGH NOVEMBER 30, 2022; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon approved the provisions of collective bargaining agreement No. 2019-29 between the City and Local 3363 International Association of Firefighters for the term January 1, 2020 through November 30, 2022.

Resolution 104-19

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS IN EXCESS OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FOR PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) PERRY STREET RESURFACING PROJECT; AND DECLARING AN EMERGENCY  
In this legislation, the City of Napoleon authorized the expenditure of funds in excess of \$25,000 for participation in the ODOT Perry St. Resurfacing Project.

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