

**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 O.R.C. SECTION 5705.14 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**, in order to provide cash for approved expenditures in certain funds on an as needed basis, it is necessary to transfer funds from respective funds to other funds; and,

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

**WHEREAS**, the City Finance Director will provide a report of the transfer of fund balances to Council, as said transfer of funds 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 5705.14 of the Ohio Revised Code and this Ordinance, the Finance Director is hereby authorized and directed to transfer funds, up to \$25,000 between the quarterly budget adjustments, as listed above on an as needed basis commencing the Fiscal Year 2020 and continuing until such time as this Ordinance is amended or repealed by Council.

Section 2. That, subsequent annual appropriation measures shall hereby be amended as necessary as permitted by this Ordinance No. 094-19, until such time as this Ordinance is amended or repealed by Council.

Section 3. That, all above stated transfer of funds shall be approved and signed by both the City Finance Director and the City Manager.

Section 4. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution 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.

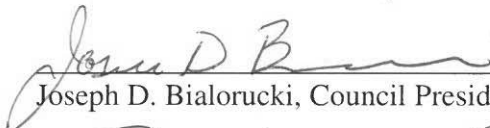
Section 5. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, only that portion shall be held invalid and the remainder shall remain valid.

Section 6. 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 7. That, this Ordinance shall remain in effect until such time as it is amended or repealed by Council.

Passed: January 6, 2020


  
Joseph D. Bialorucki, Council President

Approved: January


  
Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

  
Roxanne Dietrich, Clerk of Council

*I, Roxanne Dietrich, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 094-19 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, 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  
16th day of January, 2020

  
Beverly Griteman

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  
therefor.

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  
3383 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 3383 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 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