

ORDINANCE NO. 054-20

**AN ORDINANCE AMENDING CERTAIN SECTIONS OF
CHAPTER 955 OF THE CODIFIED CODE OF ORDINANCES OF
THE CITY OF NAPOLEON, OHIO, SPECIFICALLY SECTION
955.16, REGARDING CURRENT MUNICIPAL SWIMMING POOL
ADMISSION RATES, ALSO ADDING SECTION 955.16(G)
REGARDING CORPORATE MEMBERSHIP POOL ADMISSION
RATES**

WHEREAS, the Parks and Recreation Board met on September 30, 2020 and, in order to continue to provide the opportunity for area residents to use City owned recreational facilities, determined it appropriate to amend certain municipal swimming pool admission rates for the year 2021; and,

WHEREAS, the City of Napoleon's Parks and Recreation Committee met on October 19, 2020 and concurred with the Parks and Recreation Board's determination that municipal swimming pool admission rates for 2021 should be amended; and,

WHEREAS, this Council has considered all recommendations, and now deems appropriate that municipal swimming pool admission rates as listed below shall be amended commencing in the year 2021; **Now Therefore**,

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

Section 1. That, Section 955.16 of the Codified Code of Ordinances of the City of Napoleon, Ohio shall remain as currently written with the amendment of the following language, amending and enacting Section 955.16:

"955.16 SWIMMING POOL ADMISSION.

For the purposes of Section 955.16 of the City of Napoleon Codified Ordinances only, Resident shall be defined as an individual or family residing in the City of Napoleon Corporation limits, not the definition listed in Section 955.02, stating "Resident" means a person living in the corporate limits of the City or a payer of City income tax. (For the purpose of this definition, a payer of City income tax will mean one who currently pays the full established rate of City income tax or paid the full established rate of City income tax within the preceding twelve-month period (unless the payer was exempted due to an alternate City tax policy of the City); one living within the corporate limits will mean one who has the City as his or her place of domicile; further, when a child is a participant, the consideration of being a resident or non-resident shall be determined by the status of the parent or legal guardian of the participant that pays any applicable participation or activity fee.

(a) The annual swim admission card for the Municipal Swimming Pool shall be as follows:

(1) Family (up to five (5) members) annual swim admission card fee:

Resident:	\$100.00
Nonresident:	\$125.00 -\$200.00

(2) Additional family members annual swim admission card fee:

Resident: \$10.00
Nonresident: \$30.00

- (3) Adult individual annual swim admission card fee:

Resident: \$70.00 -\$60.00
Non-resident: \$80.00 -\$100.00

- (4) Child individual annual swim admission card:

Resident: \$60.00 -\$50.00
Non-resident: \$70.00 -\$85.00

- (5) Senior citizen annual swim admission card fee:

Resident: \$50.00
Non-resident: \$60.00 -\$75.00

- (6) Child Care Provider annual swim admission card fee:

Resident: \$50.00
Non-resident: \$60.00

- (b) The daily swim admission fee for the Municipal Swimming Pool shall be as follows:

- (1) Daily admission fee for children:

Resident - \$2.50 each \$3.00
Non-resident - \$5.00

Children aged three years old and younger:

Resident - free
Non-resident - free

Ten (10) visit pass for children:

Resident - \$27.00
Non-resident - \$45.00

- (2) Daily admission fee for adults:

Resident - \$3.00 -\$4.00
Non-Resident - \$6.00

Ten (10) visit pass for adults:

Resident - \$36.00
Non-resident - \$54.00

Daily admission fee for senior citizens (aged 65 and older):

Resident - \$3.00
Non-resident - \$5.00

Ten (10) visit pass for senior citizens:

Residents - \$27.00
Non-residents - \$45.00

(c) The Director of Parks, Recreation and Cemeteries is authorized to establish up to six special pool events per season on which a reduced daily recreation admission fee could be offered on a per person or per family basis.

(d) Annual swim admission cards are seasonal and are valid in the summer season of each year during hours as determined by the Parks and Recreation Department.

(e) Pool facility exclusive use rental under terms and conditions and times as authorized by the Parks and Recreation Director (subject to specific approval and terms as set by the Parks and Recreation Director; additionally, Parks and Recreation Director reserves the right to deny rental for any reason):

(1) Saturday or Sunday evening from 6-9 p.m. ~~\$150.00~~

Resident - \$250.00
Non-resident - \$400.00

(2) All day Friday, Saturday, and Sunday: ~~\$500.00~~

Resident - \$750.00
Non-resident – not available

(f) Nothing in this section shall be construed as to limit City Council's authority to adjust daily, weekly, monthly or annual rates.

~~(Ord. 002-13. Passed 2-4-13.)~~

(g) In order to provide an opportunity for area employers to offer healthy recreational activities for their employees and families, a Corporate Membership rate shall be created per the following:

i. The Corporate Membership will be available for eligible employees, and up to four (4) additional immediate family members. (Immediate family members for this section are defined as spouse and children living in the same household.)

ii. The Corporate Membership will be available to companies located within the Napoleon Corporation limits, and only to employees that work at locations within the Napoleon Corporation limits.

iii. The Corporate Membership will be available for eligible employees of a company that has purchased a Corporate Membership; the company shall provide a list of eligible employees prior to the start of the pool season. The Corporate Membership must be paid in full before the usage is permitted.

iv. Employees must display a valid membership badge issued by the City of Napoleon to verify eligibility and admission.

v. Family members of employees are not included as part of the corporate membership privileges, unless eligible as defined in section (g)(i) of the Ordinance.

vi. Corporate memberships are valid from Memorial Day (or on the first day of pool opening) through Labor Day (or pool closing) of each season.

vii. The following table establishes the fees for a Corporate Membership to the employer, based on number of employees:

Number of Employees	Annual Fee
25 and under	\$2,000.00
26 - 50	\$3,500.00
51 - 100	\$5,000.00
101 - 150	\$7,500.00
Over 150	\$10,000.00"

Section 2. That, this Ordinance No. 054-20 amends Ordinance No. 002-13 so as to incorporate and adopt all identified changes noted herein. The remaining, unchanged portions of Ordinance No. 002-13 shall remain in full force and effect as existed and now include the above amended and enacted language regarding Section 955.16.

Section 3. 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 4. 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 5. That, upon passage, this Ordinance shall take effect at the earliest time permitted by law.

Passed: December 7, 2020


Joseph D. Bialorucki, Council President

Approved: December 7, 2020


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 of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 054-20 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 12 day of December, 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 12 day of December, 2020.



Sally Heaston

Subscribed and sworn to before me this

12 day of December, 2020



Kristi Clark
Notary Public,
State of Ohio
My Commission
Expires October 25, 2025

Printer's Fee: \$262.50
Notary Fee: \$ 3.00

**Summary of Ordinance No.(s) 054-20, 056-20, 073-20
and Resolution No. 055-20**

(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. 054-20

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 955 OF THE CODIFIED CODE OF ORDINANCES OF THE CITY OF NAPOLEON, OHIO, SPECIFICALLY SECTION 955.16, REGARDING CURRENT MUNICIPAL SWIMMING POOL ADMISSION RATES, ALSO ADDING SECTION 955.16(G) REGARDING CORPORATE MEMBERSHIP POOL ADMISSION RATES

In this legislation, the City of Napoleon amended Section 955.16 of the City Codified Ordinances regarding municipal swimming pool admission rates.

Ordinance No. 056-20

AN ORDINANCE DECLARING THE IMPROVEMENT OF CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE; DECLARING SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESIGNATING SPECIFIC PUBLIC INFRASTRUCTURE IMPROVEMENTS MADE, TO BE MADE, OR IN THE PROCESS OF BEING MADE, THAT DIRECTLY BENEFIT, OR THAT ONCE MADE WILL DIRECTLY BENEFIT, THE PARCELS FOR WHICH IMPROVEMENT IS DECLARED TO BE A PUBLIC PURPOSE; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; PROVIDING RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTION 5709.42, 5709.43, 5709.832 AND 5709.85; AND APPROVING COMPENSATION AGREEMENTS WITH THE BOARDS OF EDUCATION OF THE NAPOLEON AREA CITY SCHOOL DISTRICT AND THE LIBERTY CENTER LOCAL SCHOOL DISTRICT; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized the improvement of certain parcels of real property, requiring annual service payments in lieu of taxes, and approved compensation agreements with the Boards of Education of the Napoleon Area City School District and the Liberty Center Local School District.

Ordinance No. 073-20

AN ORDINANCE SUPPLEMENTING THE ANNUAL APPROPRIATION MEASURE (SUPPLEMENT NO. 7) FOR THE YEAR 2020; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon supplemented the annual