

**RESOLUTION NO. 009-21**

**A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000) AND AUTHORIZING ENTERING INTO A PROFESSIONAL SERVICE CONTRACT WITH AEROTEK, INC. FOR THE PURPOSE OF PROVIDING SUPPLEMENTAL SERVICES TO THE CITY OF NAPOLEON, OHIO ENGINEERING DEPARTMENT; AND DECLARING AN EMERGENCY**

**WHEREAS**, this Council possesses the power to fix the number of employees in the various departments of the City, and to fix the nature and amount of their compensation and benefits, per the Charter of the City of Napoleon, Ohio Section 2.14 (7); and,

**WHEREAS**, the City of Napoleon, Ohio Engineering Department is currently operating with multiple unfilled positions of Staff Engineer; and,

**WHEREAS**, the City of Napoleon, Ohio has attempted to fill one (1) of the said positions using the current City advertising process without success; and,

**WHEREAS**, the City of Napoleon, Ohio now desires to enter into a contract with Aerotek, Inc. to obtain supplemental services for the purpose of filling one (1) of these necessary positions of Staff Engineer in the City of Napoleon, Ohio Engineering Department which currently remains unfilled; and,

**WHEREAS**, the compensation of Aerotek, Inc. set forth in the agreement is determined to be fair and reasonable to the City and the Company; and,

**WHEREAS**, this matter is being brought before Council due to the cost of this matter exceeding the twenty-five thousand dollar (\$25,000) bidding threshold; and,

**WHEREAS**, Aerotek, Inc. desires, and is capable and licensed, to provide the required supplemental services to the City of Napoleon, Ohio; **Now Therefore**,

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

Section 1. That, the expenditure of funds in excess of twenty-five thousand dollars (\$25,000) is hereby authorized for professional supplemental services offered by Aerotek, Inc. for the purpose of filling one (1) of the positions of Staff Engineer in the City of Napoleon, Ohio Engineering Department.

Section 2. That, the City Manager is authorized to execute a service contract with Aerotek, Inc. as substantially in the form as currently on file in the office of the City Finance Director which is between the City and Aerotek, Inc.

Section 3. 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 Napoleon Ohio.

Section 4. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further,

if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 5. That, this Resolution 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 timely execution of the agreement, required for the preservation of 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. Further, the Emergency Clause is necessary to begin the hiring process in a timely manner, and for further reasons as stated in the Preamble hereof.

Passed: April 5, 2021

Joseph D. Bialorucki  
Joseph D. Bialorucki, Council President

Approved: April 5, 2021

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 Resolution No. 009 -21 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 10th day of April, 2021; & 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 10 day of April, 2021.

Sally Heaston  
Sally Heaston

Subscribed and sworn to before me this

13 day of April, 2021

Kristi Clark  
Kristi Clark

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

Printer's Fee: \$431<sup>25</sup>  
Notary Fee: \$ 3<sup>00</sup>

**Summary of Ordinance No.(s) 004-21, 014-21, 015-21 and  
Resolution No.(s) 009-21, 010-21, 011-21, 012-21, 016-21**

(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. 004-21**

**AN ORDINANCE APPROVING THE RENEWAL OF A CERTAIN AGRICULTURAL DISTRICT LOCATED IN THE CITY OF NAPOLEON, OHIO AT THE LOCATION OF COUNTY ROAD P AS APPLIED FOR BY LINDA OTERMAT; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon approved the renewal of an Agricultural District as applied for by Linda Otermat.

**Ordinance No. 014-21**

**AN ORDINANCE SUPPLEMENTING THE ANNUAL APPROPRIATION MEASURE (SUPPLEMENT NO. 2) FOR THE YEAR 2021; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon supplemented the annual appropriation measure.

**Ordinance No. 015-21**

**AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO MAKE APPROPRIATION TRANSFERS (TRANSFER OF APPROPRIATIONS 1) FROM ONE APPROPRIATION LINE ITEM TO ANOTHER APPROPRIATION LINE ITEM PURSUANT TO O.R.C. SECTION 5705.40 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021 AS LISTED IN EXHIBIT "A;" AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon authorized the Finance Director

**Resolution No. 009-21**

**A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000) AND AUTHORIZING ENTERING INTO A PROFESSIONAL SERVICE CONTRACT WITH AEROTEK, INC. FOR THE PURPOSE OF PROVIDING SUPPLEMENTAL SERVICES TO THE CITY OF NAPOLEON, OHIO ENGINEERING DEPARTMENT; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon authorized the expenditure of funds over \$25,000 for the purpose of entering into a professional services contract with Aerotek, Inc. for supplemental services.

**Resolution No. 010-21**

**A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FOR THE PURPOSE OF IMPLEMENTATION OF A GIS SYSTEM, AND AWARD SAID IMPLEMENTATION TO STANTEC CONSULTING SERVICES, INC.; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon authorized the expenditure of funds over \$25,000 to Stantec Consulting Services, Inc. for the purpose of implementing a GIS system.

**Resolution No. 011-21**

**A RESOLUTION AMENDING RESOLUTION NO. 063-20, THE CITY'S YEARLY REOCCURRING COSTS LEGISLATION; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon amended Resolution No. 063-20.

**Resolution No. 012-21**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE PURCHASE OF SODIUM CHLORIDE IN COOPERATION WITH ODOT; AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon authorized the City Manager to purchase sodium chloride from ODOT.

**Resolution No. 016-21**

**A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER CERTAIN FUND BALANCES (TRANSFER NO. 1) FROM RESPECTIVE FUNDS TO OTHER FUNDS PER SECTION 5705.14 ORC ON AN AS NEEDED BASIS IN FISCAL YEAR 2021, LISTED IN EXHIBIT "A;" AND DECLARING AN EMERGENCY**

In this legislation, the City of Napoleon authorized the Finance Director to transfer fund balances on an as needed basis in fiscal year 2021.

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