

ORDINANCE NO. 035-21

**AN ORDINANCE APPOINTING KEVIN GARRINGER AS THE
CITY FINANCE DIRECTOR FOR THE CITY OF NAPOLEON,
OHIO; AND, DECLARING AN EMERGENCY**

WHEREAS, the Personnel Committee has met and conducted interviews over the past several weeks; and,

WHEREAS, the Personnel Committee has presented the written recommendation that Kevin Garringer be selected as the new City Finance Director; and,

WHEREAS, the Napoleon City Council does hereby accept the recommendation of the Personnel Committee and does hereby appoint Kevin Garringer as the new Finance Director for the City of Napoleon; **Now Therefore:**

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

Section 1. That, this Council appoints Kevin Garringer to the full time regular employment position of Napoleon City Finance Director, effective on or about September 13, 2021 or as otherwise agreed upon by Council President and Kevin Garringer. If the start date is different than September 13, 2021, the different date shall be provided, in writing, to the Clerk of Council.

Section 2. That, effective on or about September 13, 2021, the annual salary for this position shall be ninety-three thousand dollars (\$93,000), prorated as necessary according to City pay periods. Kevin Garringer shall thereafter be subject to continued annual performance reviews by the Personnel Committee or City Council and, after each satisfactory review, said salary may be increased by an amount determined by Council.

Section 3. That, benefits for the City's Finance Director shall accrue and be in accordance with Chapter 197 of the Codified Ordinances (Personnel Code) and the applicable provisions of the City's Employment Policy Manual for full time regular employees, both as may be amended from time to time. The City Finance Director shall, upon appointment, receive one hundred twenty (120) hours of paid vacation that must be used on or before the one (1) year anniversary of the above stated hire date. If any of the vacation is not used prior to said date the unused vacation expires with no duty on the City to compensate the Finance Director for the unused vacation time ("use it or lose it"). The City Finance Director shall thereafter accrue vacation time as directed by the City Personnel Code, accruing one hundred sixty (160) annual hours at the appropriate rate. Further, City Finance Director shall, upon appointment receive approximately twelve (12) hours of personal time, available on the first day of employment.

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, 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 effective legal services to be rendered to the City, including those legal services related to 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 be in effect at the earliest possible time to allow for proper payment of wages to employees, proper payment being essential to the harmony of the necessary workforce, and for further reasons as stated in the Preamble hereof.

Passed: September 7, 2021

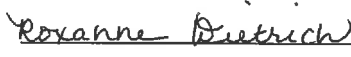

Joseph D. Bialorucki, Council President

Approved: September 7, 2021


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. 035-21 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 11th day of September, 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, 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 11 day of September, 2021.

Sally Heaston

Sally Heaston

Subscribed and sworn to before me this

16 day of September 2021

Kristi Clark

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



KRISTI L CLARK
Notary Public
State of Ohio
My Comm. Expires
October 23, 2025

Printer's Fee: \$225⁰⁰

Notary Fee: \$ 3⁰⁰

PUBLIC NOTICE

**Summary of Ordinance No.(s) 030-21, 035-21
and Resolution No.034-21**

(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 River-view 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. 030-21

**AN ORDINANCE AUTHORIZING THE CITY MAN-
AGER TO ENTER INTO A CONTRACT OR CON-
TRACTS, FOR THE SALE OF CITY OWNED
BULK ELECTRIC SYSTEM (BES) 69KV ASSETS
TO AMERICAN MUNICIPAL TRANSMISSION,
LLC, A SUBSIDIARY OF AMERICAN MUNICI-
PAL POWER, INC. (AMP); AND DECLARING AN
EMERGENCY**

In this legislation, the City of Napoleon authorized