

ORDINANCE NO. 030-23

**AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO MAKE APPROPRIATION TRANSFERS (TRANSFER OF APPROPRIATION 2) FROM ONE APPROPRIATION LINE ITEM TO ANOTHER APPROPRIATION LINE ITEM PURSUANT TO ORC. SECTION 5705.40 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AS LISTED IN EXHIBIT A; AND DECLARING AN EMERGENCY**

WHEREAS, the City appropriates funds by fund, department, and category of personal services and other; and,

WHEREAS, transfer from one appropriation item to another is necessary to provide appropriations for current expenses of the City; **Now Therefore,**

**BE IT ORDAINED 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 No. 030-23, the Finance Director is hereby authorized and directed to transfer from one appropriation item to another, in the Fiscal Year ending December 31, 2023, as listed in Exhibit A, attached hereto and made a part hereof.

Section 2. 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 City's Revised Code of General Ordinances.

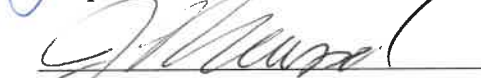
Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 4. 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.

Passed: July 3, 2023

  
Joseph D. Bialorucki, Council President

Approved: July 3, 2023

  
Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

Roxanne Dietrich  
Roxanne Dietrich, acting Clerk of Council

*I, Roxanne Dietrich, acting Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 030-23 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 10th day of July, 2023; & 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, acting Clerk of Council

~

**FISCAL YEAR ENDING 2023- TRANSFER OF APPROPRIATION (No. 2 )**

**Ordinance Number:** 030-23


	<u>Amount Requested</u>	<u>Amount Received</u>
<b>FROM :</b> 100.1370.53810 Legal Advertising	(3,000.00)	
<b>TO :</b> 100.1370.54100 Supplies-Office <i>Reason: New computer, old port is bad</i>		3,000.00
<b>FROM :</b> 100.1700.52000 Travel/Training	(3,000.00)	
<b>TO :</b> 100.1700.54300 Supplies-Vehical Parts <i>Reason: Insufficient Funds - Outfitting Vehicle</i>		3,000.00
<b>FROM :</b> 100.1800.53345 Serv. Fees-Court Appt. Attorney	(1,000.00)	
<b>TO :</b> 100.1800.53300 Serv . Fees-Professional <i>Reason: Funds needed for court interpreter</i>		1,000.00
<b>FROM :</b> 100.1900.5901 Undefined Contingencies	(1,200.00)	
<b>TO :</b> 100.1900.53111 Utilities-Natural Gas <i>Reason: Additional Funds Needed</i>		1,200.00
<b>FROM :</b> 100.2200.53200 Serv. Cnt. - Communication	(3,680.00)	
<b>TO :</b> 100.2200.57050 MARCS Radio Equipment and Fees <i>Reason: Created a new line item to keep track of expenses</i>		3,680.00
<b>FROM :</b> 100.2200.53300 Professional Services	(1,000.00)	
<b>TO :</b> 100.2200.53111 Natural Gas <i>Reason: Loss of electric heaters during cold</i>		1,000.00
<b>FROM :</b> 100.2200.53300 Serv. Fees-Professional	(500.00)	
<b>TO :</b> 100.2200.54200 Supplies-Operating Materials <i>Reason: Due to price doubling on portable toilet at training grounds</i>		500.00
<b>FROM :</b> 100.2200.53300 Serv. Fees-Professional	(3,155.00)	
100.2200.53610 Cnt. Maint.-Buildings and Structures	(3,156.00)	
<b>TO :</b> 100.2200.53520 Cnt. Maint-Equipment <i>Reason: Budget did not have cylinders tested. Needs done every 5 years</i>		6,311.00
<b>FROM :</b> 220.4300.54200 Supplies-Operating Material	(800.00)	
<b>TO :</b> 220.4300.59000 Refunds-Misc. <i>Reason: Pool security deposits</i>		800.00
<b>FROM :</b> 510.6200.56900 Undefined Contingencies	(6,000.00)	
<b>TO :</b> 510.6200.54500 Supplies-Other Equipment <i>Reason: indusoft license upgrade for main plant scada &amp; replacement level controller for washwater basin</i>		6,000.00
<b>FROM :</b> 560.6400.54200 Supplies-Operating Material	(137.00)	
<b>TO :</b> 560.6400.52000 Travel, Training and Education <i>Reason: Milage for CDL class</i>		137.00
<b>Total Transfer of Appropriation</b>	----- (26,628.00)	----- 26,628.00

Sally Heaston, being first duly sworn, says that she is the Publisher 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, publishing on the 10th day of July, 2023.



Sally Heaston

Subscribed and sworn to before me this 11th day of July, 2023.

 Notary Public

Caroline Ellen Betts

Caroline Ellen Betts  
Notary Public, State of Ohio  
My Commission Expires:  
June 25, 2028

PUBLISHERS FEE: \$198.75  
NOTARY FEE: \$4.00

**Summary of Ordinance No.(s) 024-23, 029-23, 030-23 and  
Resolution No.(s) 026-23, 031-23**

**(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. 024-23**

An Ordinance amending the City of Napoleon rules, terms and conditions governing the sale of electrical service, specifically Rule 26 Appendix A; and declaring an Emergency  
In this legislation, the City of Napoleon amended City Electric Rule 26, Appendix A.

**Ordinance No. 029-23**

An Ordinance supplementing the annual appropriation measure (Supplement No. 2) for the year 2023; and declaring an Emergency  
In this legislation, the City of Napoleon supplemented the annual appropriation measure for the year 2023.

**Ordinance No. 030-23**

An Ordinance authorizing the Finance Director to make appropriation transfers (Transfer of Appropriation No. 2) from one appropriation line item to another appropriation line item pursuant to ORC, Section 5705.40 for the fiscal year ending December 31, 2023 as listed in Exhibit A; and declaring an Emergency  
In this legislation, the City of Napoleon authorized the Finance Director to make appropriation transfers for the fiscal year ending December 31, 2023.

**Resolution No. 026-23**

A Resolution approving the continued operation of the Napoleon Outdoor Refreshment Area (NORA); and declaring an Emergency  
In this legislation, the City of Napoleon approved the continuation of the NORA.

**Resolution No. 031-23**

A Resolution adopting the 2024 Tax Budget for the City of Napo-