

August

2025

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4 6:15 pm Tech & Comm Committee-canceled 7:00 pm City Council	5	6	7	8	9
10	11 6:30 pm Electric Comm. 6:30 pm BOPA 7:00 pm Water and Sewer Comm. 7:30 Muni Prop. Comm.	12 4:30 pm BZA-canceled 5:00 pm Planning Commission-canceled	13	14	15	16
17	18 6:00 pm Tree Commn. 6:00 pm Parks & Rec Comm. 7:00 pm City Council	19	20	21	22	23
24	25 6:00 Finance & Budget Comm. 7:30 Safety & Human Resources Comm.	26 4:30 pm Civil Service	27 6:30 pm Parks & Rec Board	28	29	30
31						



City of Napoleon, Ohio

*255 West Riverview Avenue, P.O. Box 151
Napoleon, OH 43545
Telephone: (419) 592-4010 Fax: (419) 599-8393
www.napoleonohio.com*

Memorandum

To: Mayor and City Council, City Manager,
City Finance Director, Law Director,
Department Supervisors, News Media

From: Ann Harper, Clerk

Date: August 1, 2025

Subject: Technology and Communications Committee–
Cancellation

The regularly scheduled meeting of the Technology and Communications Committee for Monday, August 4, 2025, at 6:15 pm has been **CANCELED** due to lack of agenda items.



City of **NAPOLÉON**, Ohio

255 West Riverview Avenue • P.O. Box 151

Napoleon, Ohio 43545-0151

Phone: (419) 592-4010 • Fax: (419) 599-8393

Web Page: www.napoleonohio.com

Mayor
Joseph Bialorucki

Members of Council
J. Ross Durham—President
Brittany Schwab—President Pro-Tem
Kenneth Haase
Dr. David Cordes
Robert L. Weitzel
Tom Weaver
Jordan McBride

City Manager
Lori Siclair

Finance Director
Kevin L. Garringer

Law Director
Billy D. Harmon

Memorandum

To: Tony Cotter- Parks and Recreation Director
Members of Council
Joe Bialorucki, Mayor
Kevin Garringer, Finance Director
Billy Harmon, City Law Director
All Department/Divisions Heads

From: Lori Siclair, City Manager

Date: August 01, 2025

Subject: Acting City Manager- Assigned to Tony Cotter

Please be informed I will be out of the office from Thursday, August 07, 2025 through Monday, August 11, 2025. I plan to return to the office on Tuesday, August 12, 2025 at 7:30am.

During this period I appoint the following person as Acting City Manager:

Tony Cotter, Acting City Manager

This person is hereby delegated all such power and authority of the City Manager for the periods so listed as authorized by the City Charter and Code.

Please direct all requests through Mr. Cotter during this period. We will be in direct communication as needed.

Thank you.

Lori Siclair,
City Manager

City of Napoleon, Ohio

CITY COUNCIL

MEETING AGENDA

Monday, August 4, 2025, at 7:00 pm

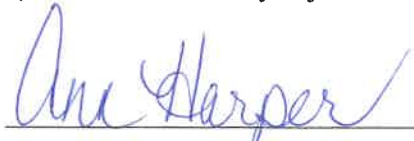
LOCATION: Council Chambers, 255 West Riverview Avenue, Napoleon, Ohio

- A. Call to Order**
- B. Attendance** (Noted by Clerk)
- C. Prayer and Pledge of Allegiance**
- D. Approval of Minutes** (in the absence of any objections or corrections, the minutes shall stand approved)
July 21, 2025, Regular Council Meeting Minutes
- E. Citizen Communication**
- F. Reports from Council Committees**
 - 1. The Finance and Budget Committee did not meet on July 28, 2025, due to a lack of agenda items.
 - 2. The Safety and Human Resources Committee did not meet on July 28, 2025, due to a lack of agenda items.
 - 3. The Ad Hoc Committee met on July 23, 2025, and;
 - a. Discussed Performance Evaluations and Council Wage updates.
- G. Reports from Other Committees, Commissions and Boards** (*Informational Only-Not Read*)
 - 1. The Civil Service Commission did not meet on July 22, 2025, due to a lack of agenda items.
 - 2. The Parks and Rec Board did not meet on July 30, 2025, due to a lack of agenda items.
- H. Introduction of New Ordinances and Resolutions**
 - 1. **Resolution No. 031-25**, A resolution authorizing and directing the Finance Director of the City of Napoleon to certify and file annual special assessments of the City of Napoleon, Ohio, with the County Auditor of Henry County for placement and collection on the 2025 Tax duplicates payable in the year 2026; and declaring an emergency.
- I. Second Reading of Ordinances and Resolutions**
 - 1. **Resolution No. 029-25**, A Resolution authorizing the City Manager to execute all documents necessary to apply for and accept Ohio Public Works Commission State Capital Improvement Program (SCIP) and Local Transportation Improvement Program (LTIP) funds for projects deemed necessary by the City Engineer in the year 2025; and declaring an Emergency
- J. Third Reading of Ordinances and Resolutions-None**
- K. Good of the City** (Any other business as may properly come before Council, including but not limited to):
 - 1. Discussion/Action: Enter into Annexation Agreement with Napoleon Township (Direct the Law Director to Draft Legislation).
 - 2. Discussion/Action: On the moving of budgeted funds from payroll line items to the travel training line item for the 2923/2025 CAA 2.0 (court) grant.

L. Executive Session (As may be needed).

M. Approve Payments of Bills (In the absence of any objections or corrections, the payment of bills shall stand approved.)

N. Adjournment



Ann Harper, Clerk of Council

A. ITEMS REFERRED OR PENDING IN COMMITTEES OF COUNCIL

1. Technology & Communication Committee (1st Monday)

(Next Regular Meeting: August 4, 2025 @ 6:15 pm)

2. Electric Committee (2nd Monday)

(Next Regular Meeting: Monday, August 11, 2025 @ 6:30 pm)

- a. Review of Power Supply Cost Adjustment Factor for August 2025
- b. Electric Department Report

3. Water, Sewer, Refuse, Recycling & Litter Committee (2nd Monday)

(Next Regular Meeting: Monday, August 11, 2025 @7:00 pm)

4. Municipal Properties, Buildings, Land Use & Economic Development Committee (2nd Monday)

(Next Regular Meeting: Monday, August 11, 2025 @7:30 pm)

5. Parks & Recreation Committee (3rd Monday)

(Next Regular Meeting: Monday, August 18, 2025 @6:00 pm)

6. Finance & Budget Committee (4th Monday)

(Next Regular Meeting: Monday, August 25, 2025 @6:30 pm)

7. Safety & Human Resources Committee (4th Monday)

(Next Regular Meeting: Monday, August 25, 2025 @7:30 pm)

8. Personnel Committee (as needed)

B. Items Referred or Pending in Other City Committees, Commissions & Boards

1. Board of Public Affairs (2nd Monday)

(Next Regular Meeting: Monday, August 11, 2025 @6:30 pm)

- a. Review of Power Supply Cost Adjustment Factor for August 2025
- b. Electric Department Report

2. Board of Zoning Appeals (2nd Tuesday)

(Next Regular Meeting: Tuesday, August 11, 2025 @4:30 pm)

3. Planning Commission (2nd Tuesday)

(Next Regular Meeting: Tuesday, August 11, 2025 @5:00 pm)

4. Tree Commission (3rd Monday)

(Next Regular Meeting: Monday, August 18, 2025 @6:00 pm)

5. Civil Service Commission (4th Tuesday)

(Next Regular Meeting: Tuesday, August 26, 2025 @4:30 pm)

6. Parks & Recreation Board (Last Wednesday)

(Next Regular Meeting: Wednesday, August 27, 2025 @6:30 pm)

7. Privacy Committee (2nd Tuesday in May & November)

(Next Regular Meeting: Tuesday, November 11, 2025 @10:30 am)

8. Records Commission (2nd Tuesday in June & December)

(Next Regular Meeting: Tuesday, December 09, 2025 @ 8:15am)

9. Housing Council (1st Monday after the TIRC meeting)

10. Health Care Cost Committee (as needed)

11. Preservation Commission (as needed)

12. Napoleon Infrastructure/Economic Development Fund Review Committee (NIEDF) (as needed)

13. Tax Incentive Review Council

14. Volunteer Firefighters' Dependents Fund Board (as needed)

15. Volunteer Peace Officers' Dependents Fund Board (as needed)

16. Lodge Tax Advisory & Control Board (as needed)

17. Board of Building Appeals (as needed)

18. ADA Compliance Board (as needed)

City of Napoleon, Ohio
City Council Meeting Minutes
Monday, July 21, 2025, at 7:00 pm

Present

Council Members	Ross Durham-Council President, Brittany Schwab-Council President Pro-Tem, Ken Haase, Robert L. Weitzel, Tom Weaver, Dr. Dave Cordes
Mayor	Joseph Bialorucki
City Manager	Lori Siclair
Finance Director	Kevin Garringer
Law Director	Mr. Maloney
Clerk of Council	Ann Harper
City Staff	Chad Lulfs – Director of Public Works, Greg Kuhlman – Electric Superintendent David Bowen – Fire Chief, Justin Ruffer – Asst. Police Chief, Members of the Fire Department
Others	News-Media, Charles and Andrea Bohls
Absent	Jordan McBride – Council Member, Billy Harmon – Law Director

Call to Order

Council President Durham called the City Council meeting to order at 7:00 pm with the Lord's Prayer followed by the Pledge of Allegiance (start of video 7:02 pm due to computer malfunction)

Approval of Minutes

In the absence of any objections or corrections, the minutes from the July 7, 2025 meeting were approved as presented.

Reports from Council Committees

Chairman Weitzel reported the Municipal Properties Committee met on July 14, 2025 at 6:00 pm and; recommended to council to direct the law director to draft legislation for the amended Yard Waste Site rules and discussed the State Championship sign.

The Electric Committee did not meet on July 14, 2025 due to lack of agenda items.

The Water and Sewer Committee did not meet on July 14, 2025 due to a lack of agenda items.

The Parks and Recreation Committee did not meet on July 21, 2025 due to a lack of agenda items.

Durham said I would like to make a slight change to the agenda. I would like to move up item K.4., the discussion or action on potential annexation agreement with Napoleon Township.

Motion: Weitzel Second: Weaver

To move up discussion or action, item K.4.

Roll call for the above motion

Yeas – Weaver, Cordes, Schwab, Durham, Haase, Weitzel

Nays – 0

Yeas – 6, Nays – 0. Motion passed

K.4. Discussion/Action: Potential Annexation Agreement with Napoleon Township

Siclair: I have a petition here for annexation of property into the city. This is the property in your packet. This is on Huddle Road at the corner of Huddle and West Maumee. We have the owners of the property here, Charles and Andrea Bohls. Durham: Welcome. Siclair: This is the first step in the process to bring it before you. This is your opportunity to talk with the property owners, ask questions about their desires. If you can tell from the plat here, I think I might have a little bit better picture of what we're looking at. You can see this would be the portion annexed to the city. This

would be the remaining portion left in the county. Would the two of you like to come up and explain your build on this portion? Durham: Welcome guys. Thanks for coming. Bohls: Yes, thank you. Durham: I guess what are your plans on the property if you don't mind? Bohls: Yes, we've been working with the builder to build a home there for our family and stuff. Durham: Homes in the city are always a plus. So, we appreciate that. Historically, annexation has been a good thing for the city. It obviously means you're going to be an electric customer, a water customer. I don't have a ton of questions, but I would open it up to council. Anyone else has any questions or thoughts? Weitzel: No, good luck. Bohls: Thank you. Garringer: Council President, if I could just ask a question. Can you explain why you're not annexing the entire area and only part of it? Bohls: After working with a lot of the personnel in the city because of where the sewer was, we didn't feel that we could run sewer utilities to the other side. That's why we decided to build our house on that area. And we don't really have any plans to build any other buildings with utilities out in that area. So that's why we kept that area for the city. If that makes sense. Garringer: I appreciate the explanation. Durham: Siclair, no action is needed from council this evening? Siclair: No action will be needed at this point. I think if we hear the desires of the property owners and we don't have an issue with the annexation itself, then we would come back on the fourth to draft the legislation with a resolution stating what our city's service to the property owner would be as well as if there were to be any sort of restrictions or buffers needed. For instance, if there was some desire to do something on the property that wouldn't necessarily fall in line with what the typical city rules are. Durham: Okay. Weitzel: Are all of the utilities generally present there right now? Siclair: Yes. Weitzel: So, no great modifications need to be made. Lulfs: No. Sewer is available and they are correct. That is the farthest that we can serve. The water's available on both streets and electric's everywhere. Weitzel: Yes, that's what I thought was right at the end of that. Good deal. Thank you. Durham: Thank you guys for being here. We really appreciate it and we will continue this conversation next meeting? Siclair: Yes. Bohls: Thank you. Durham: Thank you, guys. Have a great night.

Citizen Communications – none

Introduction of new Ordinances and Resolutions

Resolution No. 029-25 Ohio Public Works Commission Grants

Council President Durham read by title Resolution No. 029-25, a resolution authorizing the city manager to execute all documents necessary to apply for and accept Ohio public works commission, state capital improvement program, and local transportation improvement program funds for project schemes necessary by the city engineer in the year 2025 in declaring an emergency.

Motion: Haase

Second: Weitzel

To approve First Read of Resolution No. 029-25

Sicalir: This is typically what is referred to as the Issue 2 Funds. Our engineer traditionally will apply for this funding for sanitary sewer projects. Lulfs, if you have anything else to add. Lulfs: This is a project we started working on several years ago. This would replace the sewers as well as the water lines and some of the pavement on West Clinton from Haley to the dead end and then also Erie Street. Currently both are served by inch and a quarter water lines. We will loop a 6 inch through there, so we provide better fire protection at the dead end of both of those streets. The sanitary sewer was one of the long-term control plan projects. It was removed from the list when we had the list revised by the EPA, but that did not change the status of the sanitary sewers in that area. We've had several sanitary sewer services collapse out there. The Main is not in much better shape. We had originally planned on applying for this project last year. It was cut from our budget. We're going to apply for the funding this year, try to get some grant money to help offset some of those costs. We don't have a final budget number on the project. Traditionally, we've been successful in achieving around \$300,000.00 in grant money. That is probably the amount we will apply for, but when we do those applications, they're scored. So, we try to see where our

points are going to fall based on how much money we ask for, how much money the city puts in percentage wise. But those applications are generally due the second Friday of September. We're getting this on the agenda now to allow the city manager to sign that application so that if you choose, we can do three reads on this legislation and still meet the timeline that's required to get in September.

Roll call vote on the above motion

Yeas – Weaver, Cordes, Schwab, Durham, Haase, Weitzel

Nays – 0

Yeas – 6, Nays – 0. Motion passed

Resolution No. 030-25 Electric Department Purchase

Council President Durham read by title Resolution No. 030-25, a resolution authorizing the expenditure of funds in excess of \$50,000 for the purpose of purchasing a MVA 3-phase power transformer city of Napoleon Electric Department and to award set purchase to Delta Star Incorporated and declaring an emergency.

Motion: Haase

Second: Schwab

To approve First Read of Resolution No. 030-25

Siclair: Thank you, Council President. This is for the purchase of the transformer that will be used for the enterprise substation rebuild down the road. Probably four years. Kaufman, would you mind explaining a little bit more? Kaufman: The Delta Star Company that we're going with, again a four-year lead time and it was probably two weeks after we decided to go with that company. I was waiting for this call. Long story short, they said we've got until August 1st for them to hold that price. I don't know what they're going to throw on but it will be 4.5 to 5% onto the \$2.3 million or \$2.4 million. I don't think it's anything we want to wait around for. Durham: Agreed. We know we're going to have to have it right, Kuhlman. Kuhlman: I'm just trying to keep the city prepared for what's to come as far as in the industrial park itself and the industrial transformer maintains a lot of the city also. It's kind of a big daddy of the other substation transformers. A lot of the other transformers can handle the rural areas and on the edge of the town and industrial does all the work. I just see it happening between now that then and I just want to be prepared. Durham: Thank you, sir. Siclair: Is the start of the project based on receiving this or will we receive this and the project is scheduled for later? Kuhlman: We're going to move forward with the bids on engineering and power. We're going to wait for that process in order to go from there. The transformer is just kind of the main thing that's going to make the whole project go. They're going to build a whole new grid out there and AMP is also involved in that. I really want to get this where we've got the same companies, the same engineers and both between the city and AMP agree and to have the same contractor out there, so they're not fighting and arguing with each other who's supposed to do what. I just think it's in our best interest to really try and get that question answered for us. Durham: Thank you, sir. Bialorucki: Kuhlman, are the lead times getting longer? Kuhlman: The lead times longer because it's a bigger transformer. If they don't, they're going to build it. Durham: Right. Kuhlman: When they're talking millions, they don't have them setting out there like cars. They wait for you to order it. Bialorucki: Okay, because I thought a couple years ago it was going to take like two years and that was long because it was right after Covid and we're like 'okay everything's longer' and now this is four years. Kuhlman: But it's just because it's bigger. Bialorucki: Okay. Kuhlman: We're still waiting three or four months on some items even like residential stuff. But I can see once they start building this thing it takes that much time, and they give it four years. And a lot of things changed. Bialorucki: Right. Okay. Siclair: You'll remember this project started a few years back when we decided to sell it to the AMPT. Kuhlman: Maybe five. Siclair: Thankfully, well hopefully we'll get it done. Kuhlman: I don't know. I keep my fingers crossed if it's 2030. Bialorucki: Yeah. Really. Kuhlman: By that time, I keep my fingers crossed that nothing goes

wrong with the transformer out there now. It's even to get something temporary in there, like a truck site, low type bed. It's just something I just want to get prepared for, just get it upgraded so it's ready. Bialorucki: Do we have to pay all this up front? Kuhlman: I think that company had it and I can't, I'm not prepared to answer that. Bialorucki: That's okay. Kuhlman: I know it was like three payments and then after it was delivered, we give them the final payment. Bialorucki: That's a lot of money for a long lead time and then to have issues like 'oh it'll be six years now'. Schwab: Kuhlman, are we entering into an agreement with them to lock this price in or how does that work? Kuhlman: That's what I'm asking. I didn't realize that it was going to go through three readings. It was probably two weeks ago, I saw the guy that we dealt with and he's a salesman, so I don't know if he was giving me a line, but he said that I can only hold, I'm sorry about any sales. He just said we can only hold and if they come back and say 5%. I just have no idea what they're going to say. You know, we got them to drop \$100,000.00, after I just went face to face with half a million more. I can't do anything about it. Schwab: Thanks, I appreciate that. Durham: Any other questions? Weaver: Do we know the terms? Like what do we put down for a payment? Kuhlman: No, I don't have that. It was in a document that they sent back to us and the documents they sent to Billy's office. Weaver: Okay. Kuhlman: We have all that paperwork. Weaver: Okay. So the terms were accepted? Kuhlman: They're there. I just know that it was three payments. I just don't know the set amount. Weaver: Okay. Kuhlman: This company is actually doing all the setup and everything where the other ones that bid the job, the other three, there were so many other stipulations that were going along with it and this company was more up front. The parts that they used for it are in house and they were top shelf. With the other companies I wasn't getting that up front. The one company I think I mentioned to you about the access hole. They don't even have an access hole and these things can't be worked on if something goes wrong. It was wrong and they told me that you can't even get an access hole. That was enough right there. But anyways, it's things like that. This company, Delta Star was more up front with us, and it just seemed like that was a better company just to negotiate with face to face. And Delta Star is also one of the A1 companies. Durham: Thank you, sir. So, we're looking for a suspension on this. Siclair: Correct

Motion: Haase Second: Weitzel
To approve First Read of Resolution No. 030-25

Roll call on above motion
Yeas – Weaver, Cordes, Schwab, Durham, Haase, Weitzel
Nays-
Yeas-6, Nays-0. Motion Passed.

Roll call vote to pass Resolution No. 030-25 under suspension and emergency
Yeas - Weaver, Cordes, Schwab, Durham, Haase, Weitzel
Nays-
Yeas-6, Nays-0. Motion Passed.

Second read of Ordinances and Resolutions – None

Third read of Ordinances and Resolution

Resolution No. 022-25 Fire Department Purchase

Council President Durham read by title the Resolution No.022-25, a resolution authorizing the expenditure of funds in excess of fifty thousand dollars (\$50,000) for the purpose of purchasing a fire truck for the City of Napoleon Fire Department, and to award said purchase to The Sutphen Corporation; and declaring an emergency.

Motion: Haase Second: Weitzel
To approve Third read of Resolution No. 022-25

Garringer: Thank you, Council President. This is the third and final read that allows us to purchase said fire truck from the Suphten company. Because it's over \$50,000.00 this allows us to officially sign the contract. Once we sign the contract with them, then we have 30 days to pay them. Just sort of fill everyone in how we're doing that. We should receive the funds from the bond in the beginning of August as long as we get all of our signatures and we're crossing our T's and dotting our I's for which I don't anticipate any issues. Then at that point the city manager and myself could sign said contracts and anyone else that needs to sign it whether it's the law director or anyone needs to sign it too, then we will have the funds to go ahead and pay for that. Then the order is placed. I suggest that this gets passed. If not, then a lot of time was wasted and there'll be sad people in this room. Any questions though? I'd be certainly happy to entertain. Durham: Thank you, Garringer. Durham: Open up to council. Bialorucki: Do you guys still want it? Durham: Okay. Just double checking. Garringer: The question is, will they be coming back to the meetings next week? Bialorucki: Are you going to continue to come to all of our meetings? Durham: I'm hearing no further questions.

Roll call to vote to pass Resolution No. 022-25 on Third read
Yeas – Weaver, Cordes, Schwab, Durham, Haase, Weitzel
Nays-
Yeas-6, Nays-0. Motion Passed

Chief Bowen said I could say something quick, please. First off, I want to thank Garringer for all his hard work. I want to thank the fire department for all their hard work on putting this truck together. Safety and Human Resources committee for helping me through the process. Siclair, I know you came in at a bad time and we kind of stuck you under the gun but thank you for that. And Council President, for your questions and your guys' devotion to the fire department and the citizens of Napoleon, I greatly thank you. Durham: Thank you, Chief. It's our pleasure. Again, we appreciate all the work that each one of you put into this. So, it's been a long time coming, but I'm glad we were able to get over the hump.

Ordinance No. 023-25 Codified Replacement Pages

Council President Durham read by title Ordinance No. 023-25 -25, an ordinance approving current May 2024 through April 2025 replacement pages to the city of Napoleon codified ordinances.

Motion: Schwab Second: Weitzel
To approve Third read of Ordinance No. 023-25

Siclair: Just basically repeating what I've said the last two times. This is the semiannual review of our Codifieds and replacement pages with updates that were in your packet. Specifically. I can't speak to those. I don't know if you have any. Harmon took a look at it. Everything looks good. And this read in this vote we'll be finished with that for the time being. Durham: Thank you, ma'am.

Roll call vote to pass Ordinance No. 023-25 on Third read
Yeas - Weaver, Cordes, Schwab, Durham, Haase, Weitzel
Nays-
Yeas-6, Nays-0. Motion Passed

Good of the City (discussion/action)

To certify and file annual special assessments with the Henry County Auditor for replacement and collection on the 2025 tax duplicates payable in the year 2026.

Durham: Garringer, would you like that one? Garringer: Certainly. Thank you, Council President. What we're asking for is to have the law director to enact legislation that would allow us to access

properties that we've had to do the nuisance mowing. Mostly that's what it's for. Any type of nuisance that we had to do, to maintain property which an owner refused, we take care of it and then we bill that property. There's about four on the list. We average between three and four a year. This is right in line. This will go to three reads which will make it enough time to get to the County Auditor to be placed on the tax rules. Durham: Thank you, Garringer. Any further discussion? We're just looking for a motion to direct the law director to draft legislation. Garringer: Yes. And then you'll see the legislation at the next council meeting. Durham: Okay.

Motion: Weitzel Second: Haase
To direct the Law Director to draft legislation

Roll call on above motion
Yeas – Weaver, Cordes, Durham, Schwab, Haase, Weitzel
Nays-
Yeas-6, Nays-0. Motion Passed

The approval of the power supply cost adjustment factor for July 2025. As PSCA 3-month average factor \$0.01589 and JV2 \$0.033197

Siclair: This is our monthly approval of the three-month rolling average. This number here appears to be within range considering the increased usage for the 90-degree weather that we've had over the past couple weeks. Garringer, do you know anything more about explaining this or that we need?

Garringer: A couple of things that we're going to be aware of with these items is that we're going to see that compared to last year, they're going to probably continue to be a little bit higher. With the three-month average it certainly does help with our calls to take out peaks, but we're going to have some higher months in because we're going to have higher demand. Also, the usage that we're seeing. In addition to that, we see about 8 to 10% of this we purchase off the market. The market rates have increased quite a bit. That drives our cost to it also. There's nothing out of our norm, but I would see these trending to be a little bit higher compared to last year be the new norm. Durham: Thank you both. Questions from council?

Motion: Schwab Second: Weaver
To approve the Power Supply Cost Adjustment factor for July 2025 as PSCA 3-month averaged factor \$0.01589 and JV2 \$0.033197

Roll call on above motion
Yeas - Weaver, Cordes, Schwab, Durham, Haase, Weitzel
Nays-
Yeas-6, Nays-0. Motion Passed

Update on Yard Waste Site rules.

Siclair: We had a little information that came to light after the last meeting of Municipal Properties. Lulfs, I don't know if you want to talk. Lulfs: Yes, sure. Over the course of the last few years, we've had more incidents on our site with activities we would prefer not to permit. We put together some revisions to the rules, presented them to the committee and the committee was gracious enough to approve those rules to have legislation brought forth to amend. In the course of preparing everything for the law department, after the committee meeting, we found a section in the city code that actually says all yard waste rules shall be approved by BOPA. So, we need to go to the BOPA. We do have the committee's recommendation. I don't believe we will see much change come out of the BOPA, but until that point, I can't request legislation. My hope would be that we could get this on the Board of Public Affairs agenda. Whether that's them alone or in conjunction with the committee that already heard it, that's your choice. But we need to go before the BOPA before I can request those changes to be made. Weitzel: The discussion and the recommendations we made on the

committee are part of all of that and going to the Board of Public Affairs. Lulfs: Yes. Gonzales and I were actually working on making all the revisions. We got them prepared and that's when we found that piece of code. Weitzel: Okay. That's what's going to them. Lulfs: Yes. They will be getting everything including the input from the committee. Weitzel: Okay. Do we know when that meeting is? Durham: I think it's typically scheduled for that second Monday. It would be the 11th of August. I think there may be a scheduling conflict there. Siclair: For me there is. I will be out that day. Durham: With all the information already presented, I don't know if we could still have it. Siclair: Lulfs is really the authority on it anyway, as well as Gonzales. They presented it to the committee. Weitzel: Is that acceptable to you? Siclair: That's acceptable to me if that's alright with you. Weitzel: Yes, it's okay with me. Lulfs: I would probably meet with my staff and request that they attend as well. It is my department, but they deal with it on a daily basis and that way if there's any specific questions that come up, I know I can get input from them. We did get input as well from the police on this. Once we have the final document prepared, we want to send that to all the affected parties, and have it reviewed before it gets put into legislation. Bialorucki: I think it would be a good idea if we had the joint meeting in case the BOPA have some other things that they want to add to it that could be great ideas. Then they would have to make a recommendation to Municipal Properties. If we were not there that day, then it would be another month. Lulfs: I would appreciate your time on it. I just feel bad asking you to sit through it again. Bialorucki: No. Lulfs: I would appreciate that. We're not going to accomplish something we can put into effect much of 2025. We understand that. We're not in a huge rush, but we just like to work through it. It'd be better to not bounce it back and forth. Bialorucki: Right. Cordes: So, you're talking about having the recycling and waste committee with it? Lulfs: We met with Municipal Properties. Cordes: Well, I'm talking about recycling because BOPA it went through them before. Lulfs: We will meet with garbage, but it wouldn't be with the Water/Sewer Committee. It would be with the Municipal Properties. Cordes: Okay. I guess I just remember being on that committee. Durham: Any action necessary here then? Weitzel: Shouldn't be. Durham: Okay. Thank you, Lulfs. Lulfs: Thank you.

Around The Table

Siclair: Lulfs, we talked about the Scott Street project. I guess we just had that update. Lulfs: I can give you a few updates if you'd like. I understand there's been a lot of delays with Scott Street. There was an issue with their asphalt plant on Friday night. It got rescheduled to Saturday. The weather did not cooperate. This morning, I was told one date and this afternoon they reached out to me. We are tentatively scheduled to pave Scott Street tomorrow night, the 22nd. Operations should begin at 7:00 to 8:00 to pave during the evening and get that going. I was notified late this afternoon. I don't know if you saw my email yet, boss. We're scheduled to start paving Bales Road Thursday or Friday of this week. While I got you, East Washington's going great. We have two driveways to finish up. If the weather cooperates, we may have all the sidewalks in by the end of the week. Everything is moving forward. Haase: Question. Lulfs: Yes sir. Haase: Does the state use any recycled stuff when they repave that or is that all virgin? Lulfs: They do. In the state specifications they're allowed 30% recycled. That's their standard mix design and I am positive that all of the mix designs that get submitted include that because obviously it costs less than virgin material. Haase: Alright. Durham: Thank you, Lulfs. Siclair: That's all I had.

Mahoney: Nothing to report, Billy will be back soon.

Weitzel: Nothing

Haase: I had the 70th class reunion yesterday at Oberhouse Park and the city crew does a fine job of taking care of that. Durham: I agree. Thank you. Haase: Thank you.

Bialorucki: I just want to mention the Cork and Keg festival to support the Henry County Special Olympics this past Saturday and I know a lot of the city departments had a big role in that. I know

Electric, Operations, Police, Fire, City Manager, I know you were coordinating. I don't know if I'm missing anyone. It was definitely a group effort . I really appreciate everyone's time. I just want to thank everyone for their hard work with that. I know the people that put that on were very pleased with the cooperation with the city and all the things that they needed. It was their first time ever doing anything like this and the city made it a lot easier for them. So, thank you all. That's all I have.

Schwab: Nothing

Cordes: Nothing

Weaver: Nothing

Garringer: Just to throw this out there to council since we are getting the second half of the year will be time that we've got to start thinking about the budgets. The Friday/Saturday meetings that we traditionally have. It looks like we would like to have those on Friday, November 7th and then Saturday, November 8th. And I understand for some of you that you may have to take vacation day. If we do not have enough people that could make it on the 7th, please let me know now and then we can rearrange it. By having it on those dates, that allows us to get it to council for the first read on November 17th and then the two reads in December so it'd be all set for January 1st. If you can, just look at your calendars and see if you're available on the 7th and the 8th. Let me know if you're not. Otherwise, we will plan on those. That's all I have.

Executive Session (To consider the appointment, employment or compensation of a public employee or official and preparing for conducting or reviewing collective bargaining strategy)

Motion: Schwab Second: Weaver

To enter executive session to consider the appointment, employment or compensation of a public employee or official, and preparing for, conducting or reviewing collective bargaining strategy at 7:36 pm

Roll call vote on the above motion

Yeas - Weaver, Cordes, Schwab, Durham, Haase, Weitzel

Nays-

Yeas-6, Nays-0. Motion Passed

Motion: Haase Second: Weitzel

To end executive session to consider the appointment, employment or compensation of a public employee or official, and preparing for, conducting or reviewing collective bargaining strategy at 8:07 pm

Roll call vote on the above motion

Yeas - Weaver, Cordes, Schwab, Durham, Haase, Weitzel

Nays-

Yeas-6, Nays-0. Motion Passed

Durham stated no action taken

Approve Payment of Bills and Financial Reports(In the absence of any objections or corrections, the payment of bills and financial reports shall stand approved)

Adjournment

Motion: Weitzel Second: Schwab
to adjourn the City Council meeting at 8:08 pm

Roll call on vote on the above motion
Yeas- Weaver, Cordes, Schwab, Durham, Haase, Weitzel
Nays-
Yeas- 6, Nays- 0. Motion passed.

Approved

J. Ross Durham, Council President

Joe Bialorucki, Mayor

Ann Harper, Clerk

DRAFT

RESOLUTION NO. 031-25

**A RESOLUTION AUTHORIZING AND DIRECTING THE FINANCE
DIRECTOR OF THE CITY OF NAPOLEON TO CERTIFY AND FILE
ANNUAL SPECIAL ASSESSMENTS OF THE CITY OF NAPOLEON,
OHIO, WITH THE COUNTY AUDITOR OF HENRY COUNTY FOR
PLACEMENT AND COLLECTION ON THE 2025 TAX DUPLICATES
PAYABLE IN THE YEAR 2026; AND DECLARING AN EMERGENCY**

WHEREAS, this Council in accordance with all relevant provisions of law and by Ordinance has previously established special assessments for various projects in the City; and,

WHEREAS, these special assessments must be annually certified to the County Auditor by the Clerk of the Municipality; **Now Therefore**,

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

Section 1. That, the City Council of the City of Napoleon, Ohio, directs the Finance Director to certify and file annual special assessments of the City with the County Auditor, as required by Section 727.30 of the Ohio Revised Code, in the form presented to Council and on file in the office of the Finance Director, attached and marked as Exhibit A, for placement and collection on the 2025 tax duplicates, payable in the year 2026.

Section 2. 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 3. 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 4. 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 timely placement of special assessments on the tax rolls; 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 certify and file said assessments in a timely manner which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Passed: _____

J. Ross Durham, Council President

Approved: _____

Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE _____ Yea _____ Nay _____ Abstain

Attest:

Ann Harper, Clerk of Council

I, Ann Harper, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 031-25 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2025; & 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.

Ann Harper, Clerk of Council



CITY OF NAPOLEON, OHIO

255 West Riverview Avenue • PO 151 • Napoleon, Ohio 43545-0151

KEVIN GARRINGER, FINANCE DIRECTOR

phone (419) 599-1235

fax (419)-599-8393

Web Page: www.napoleonohio.com

Email: kgarringer@napoleonohio.com

September 2, 2025

To: Elizabeth Fruchey, Henry County Auditor
From: Kevin Garringer, Finance Director
Reference: Nuisance assessments on properties

Dear Mrs. Fruchey,

I hereby certify that the Special Assessments have been levied up on the following lots and lands for nuisance control.

<u>Parcel No</u>	<u>Assessment Amounts</u>	<u>Auditor Fee 3%</u>	<u>Total Assessment</u>
41-009063.0120	\$206.25	\$6.19	\$212.44
41-009550.1020	\$275.00	\$8.25	\$283.25
41-009512.0120	\$137.50	\$4.13	\$141.63
41-130078.0000	\$68.75	\$2.07	\$70.82
		Total:	\$708.14

This is to be applied for tax year 2025.

Sincerely,

Kevin Garringer
Finance Director

Nuisance Billing - 2024

414 E Clinton St. **88.03642.1** **Parcel 41-009063.0120**

Bill To:

Harold Mann
1209 Rye St
Napoleon, OH 43545
\$ 68.75 nuisance mowing billed 4-16-24
\$ 137.50 nuisance mowing billed 5-15-24 & 6-6-24

880 Westmont Ave. **88.05796.1** **Parcel 41-009550.1020**

Bill To:

Mike Moden
880 Westmont Ave.
Napoleon, OH 43545
\$ 68.75 nuisance mowing billed 5-15-24
\$ 68.75 nuisance mowing billed 6-6-24
\$ 68.75 nuisance mowing billed 8-7-24
\$ 68.75 nuisance mowing billed 9-5-24

469 W Maumee Ave. **88.05940.1** **Parcel 41-009512.0120**

Bill To:

United Crane Company, LLC
469 W Maumee Ave.
Napoleon, OH 43545
\$ 137.50 nuisance mowing billed 5-22-24 & 6-6-24

828 Oakwood Ave. **88.05941.1** **Parcel 41-130078.0000**

Bill To:

Urban Heights Ohio, LLC
1065 SW 8th ST #1312
Miami, FL 33130
\$ 68.75 nuisance mowing billed 8-7-24

RESOLUTION NO. 029-25

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO APPLY FOR AND ACCEPT OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM (SCIP) AND LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (LTIP) FUNDS FOR PROJECTS DEEMED NECESSARY BY THE CITY ENGINEER IN THE YEAR 2026; AND DECLARING AN EMERGENCY

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

Section 1. That, the City Manager is directed to execute all documents necessary to apply for and accept Ohio Public Works Commission State Capital Improvement Program (SCIP) and Local Transportation Improvement Program (LTIP) funds for the year for projects deemed necessary by the City Engineer in the Year 2026, including but not limited to execution of Grant Agreement(s).

Section 2. 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 3. 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 4. 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 assure the prompt and efficient application for project funds 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 and timely application of grant funds, and for further reasons as stated in the Preamble hereof.

Passed: _____

J. Ross Durham, Council President

Approved: _____

Joseph D. Bialorucki, Mayor

VOTE ON PASSAGE ____ Yea ____ Nay ____ Abstain

Attest:

Ann Harper, Clerk of Council

I, Ann Harper, Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 029-25 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 2025; & 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.

Ann Harper, Clerk of Council

PETITION FOR ANNEXATION – EXPEDITED TYPE 2

We, the undersigned, being **all** of the owners of real estate in the territory hereinafter described, hereby petition for the annexation of the following described territory to the City of Napoleon, Ohio Henry County, Ohio being filed under **Sections 709.021(A) & 709.023(A)** of the Revised Code of Ohio.

Petitioners have attached hereto and made a part of this petition an Annexation Plat containing a legal description of the perimeter of the territory sought to be annexed and a map of that territory, marked as Exhibit "A".

The described territory is contiguous with the City of Napoleon, Ohio.

Richard A. Fisher, attorney at law is hereby appointed agent for the undersigned Petitioners as required by Revised Code Section 709.02(C)(3), with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion or other things or action for granting of this Petition shall be made in the Petition, description and plat by said agent without further expressed consent of the Petitioners.


Signature of Agent

Richard A. Fisher
Print name of agent
822 Oakwood Avenue, P.O. Box 605
Address

Napoleon, Ohio 43545

(Tel.)(419)599-1010/ fax(419)599-0770

rfisher@hannafisher.com



Henry County Commissioners
Henry County Office Complex
1853 Oakwood Avenue
Napoleon, Ohio 43545

"WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR IN EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF

