

ORDINANCE 1-20-O

AN ORDINANCE AUTHORIZING THE CITY TO GIVE CONSENT TO THE OHIO DEPARTMENT OF TRANSPORTATION (“ODOT”) THAT CONSISTS OF THE COMPLETE RECONSTRUCTION OF WEST MARKET STREET BETWEEN 600 FEET WEST OF MILL STREET AND WALNUT STREET, INCLUDING ASPHALT PAVEMENT, CONCRETE CURB AND SIDEWALK, ADA COMPLIANT CURB RAMPS, AND THE REPLACEMENT OF THE STORM DRAINAGE SYSTEM MANHOLES, PIPES, AND CATCH BASINS, LYING WITHIN THE CITY OF CELINA, AND DECLARING AN EMERGENCY.

WHEREAS, this Ordinance is enacted by the City of Celina, Mercer County, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or “LPA”, in the matter of the stated described project; and

WHEREAS, on the 11th day of February, 2019 the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of the complete reconstruction of West Market Street between 600 feet west of Mill Street and Walnut Street, including asphalt pavement, concrete curb and sidewalk, ADA compliant curb ramps, and the replacement of the storm drainage system manholes, pipe, and catch basins, lying within the City of Celina; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of Five Hundred Eight Thousand Two Hundred Sixty Dollars and 00/100 Dollars, (\$508,260.00), but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, the LPA desires the Director of Transportation to proceed with the aforesaid highway improvement; and

WHEREAS, funding in the amount of Three Hundred Sixty-Two Thousand Nine Hundred Twenty Dollars and 00/100 Dollars, (\$362,920.00), has been appropriated in the Street Improvement Capital Project Fund; and

WHEREAS, an additional amount of One Hundred Forty-Five Thousand Three Hundred Forty Dollars and 00/100 Dollars, (\$145,340.00), needs appropriated from the Street Improvement Capital Project Fund.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **Street Improvement Capital Project Fund:**

Street Improvement Capital Project (321.221.5550) \$145,340.00

SECTION TWO

THAT, the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

SECTION THREE

THAT, the LPA enter into a contract with the State, and that Safety Service Director be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

SECTION FOUR

THAT, the LPA transmit to the Director of Transportation a fully executed copy of this Ordinance.

SECTION FIVE

THAT, Council declares this to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the further reason that the legislation can be sent to ODOT at the earliest date possible to meet the January 17, 2020 deadline. NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 13th day of January, 2020.



Jason D. King, President of Council

ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED January 13, 2020.



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 2-20-O

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE AND RECEIVE BIDS AND ENTER INTO AN AGREEMENT FOR THE WASTEWATER TREATMENT PLANT SLUDGE DEWATERING IMPROVEMENTS PROJECT AND APPROPRIATING FUNDS.

WHEREAS, the City of Celina desires to complete a Sludge Dewatering Improvements to the Wastewater Treatment Plant; and

WHEREAS, the funding for this project needs appropriated from the Wastewater System Plant Building and Grounds Capital Fund.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT the Safety-Service Director be and is hereby authorized to advertise and receive bids to perform the necessary work to complete the Sludge Dewatering Improvements Project.

SECTION TWO

THAT, the Board of Control be and is hereby authorized to award the bid to the lowest responsive and responsible bidder, and the Safety Service Director be and is hereby authorized to enter into necessary Agreements for the completion of the Sludge Dewatering Improvements Project.

SECTION THREE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balances in the respective funds:

Appropriate from Unappropriated Balance of the WW System Operating Fund:

| | |
|---|----------------|
| WW Transfer to Sys Reserve (666.646.5910) | \$1,299,000.00 |
|---|----------------|

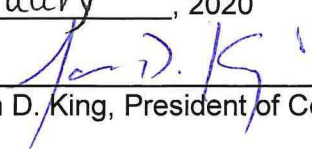
Appropriate from Unappropriated Balance of the WW System Reserve Fund:

| | |
|------------------------------------|----------------|
| WW Sys Bldg-Grd Cap (671.641.5540) | \$1,299,000.00 |
|------------------------------------|----------------|

SECTION FOUR

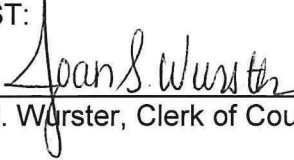
NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 10th day of February, 2020



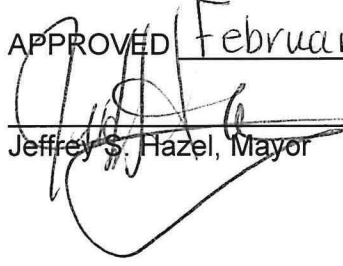
Jason D. King, President of Council

ATTEST:



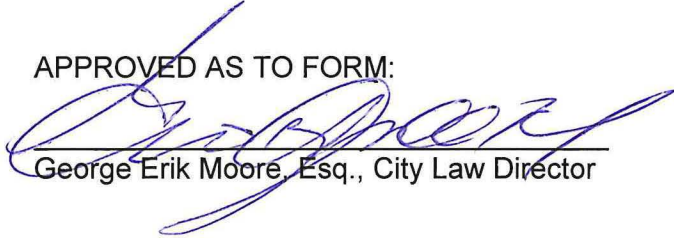
Joan S. Wurster, Clerk of Council

APPROVED February 10, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 3-20-O

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT OF \$495,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY THE COSTS OF THE ACQUISITION OF REAL ESTATE AND RELATED IMPROVEMENTS AT 400 E. WARREN STREET, FORMERLY KNOWN AS "MERCELINA MOBILE COURT", AND 400 SOUTH ASH STREET, TOGETHER WITH ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY.

WHEREAS, this Council desires to issue the Notes described in SECTION THREE for the purposes of retiring a note with the principal amount of \$995,000 previously issued to finance the Improvements described in SECTION ONE; and

WHEREAS, the Mayor has been advised by First Financial Bank, National Association, the trust officer for the Bryson Trust, that the Bryson Trust remains willing to pay for the capital purchase of the Improvements up to \$495,000 and it is the City administration's intention to use those funds and any funds received from the Bryson Trust to pay debt service on the herein described indebtedness;

WHEREAS, the City Auditor as fiscal officer of this City has certified to this Council that the estimated life or period of usefulness of the Improvement is at least five years, the estimated maximum maturity of the Bonds described in SECTION TWO is 30 years, and the maximum maturity of the Notes described in SECTION THREE, to be issued in anticipation of the Bonds is 20 years.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, Ohio:

SECTION ONE

THAT, it is necessary to issue bonds of this City in an aggregate principal amount of \$495,000 (the Bonds) to pay for the costs of the acquisition of real estate and related improvements at 400 E. Warren Street, formerly known as "Mercelina Mobile Court", and 400 South Ash Street, together with all necessary appurtenances (the Improvements).

SECTION TWO

THAT, the Bonds shall be dated approximately February 1, 2021, shall bear interest at the now estimated rate of 5.0% per year, payable semi-annually until the principal amount is paid, and are estimated to mature in 30 annual principal installments that are in such amount that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2021.

SECTION THREE

THAT, it is necessary to issue and this Council determines that notes in an aggregate principal amount of \$495,000 (the Notes) shall be issued in anticipation of the issuance of the

Bonds to retire a note of the City with the principal amount of \$995,000 previously issued to pay a portion of the costs of the Improvements. The Notes shall be dated the date of their issuance, and shall mature no later than three hundred sixty-five days after their issuance. The Notes shall bear interest at 3.35% per year (computed on an interest calculation method selected by the Original Purchaser (defined herein) thereof), payable at maturity and until the principal amount is paid or payment is provided for. The dated date, maturity date, and interest calculation method of the Notes shall be confirmed by the City Auditor in the certificate awarding the Notes (the Certificate of Award).

SECTION FOUR

THAT, the City Auditor (the Paying Agent) is hereby appointed as the City's paying agent for the Notes, and the debt charges on the Notes shall be payable in lawful money of the United States of America, or in Federal Reserve funds of the United States of America as determined by the City Auditor in the Certificate of Award, and shall be payable, without deduction for services of the Paying Agent, at the designated office of the Paying Agent, to the person or entity whose name appears on the registration records on the record date (being the fifteenth (15th) day prior to the date of payment). The Notes shall be prepayable one-time in whole or in part, but in no event less than the authorized denominations set forth in SECTION FIVE, without penalty or premium at the option of the City on any business day on or after 14 calendar days from the date of issuance (such date for prepayment being referred to as the Prepayment Date). Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes to be redeemed plus interest accrued thereon to the Prepayment Date. The City's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date and whether the prepayment is in full or in part, as provided above, and the name and address of the Paying Agent, by certified or registered mail to the registered owner of the Notes not less than fourteen (14) calendar days prior to the Prepayment Date. If money for the prepayment of the Notes is on deposit with the Paying Agent on the Prepayment Date, interest on the principal amount of the Notes shall cease to accrue on the Prepayment Date.

SECTION FIVE

THAT, the Notes shall be signed by the Mayor and City Auditor, in the name of the City and in their official capacities, provided that those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the City Auditor, provided that, no Note shall be issued in a denomination less than \$100,000. If it is determined by the City Auditor that it will facilitate the sale and delivery of the Notes, the entire principal amount of the Notes may be represented by a single note, will be issued as fully registered securities (for which the Paying Agent will serve as note registrar). The Notes shall not have coupons attached, shall be numbered as determined by the City Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the principal office of the Paying Agent upon presentation and surrender thereof to the Paying Agent. The City and the Paying Agent shall not be required to transfer any Note during the 15-day period preceding any interest payment date, and no such transfer shall be effective until entered upon the registration records maintained by the

Paying Agent. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

The City and the Paying Agent may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither the City nor the Paying Agent shall be affected by any notice to the contrary.

SECTION SIX

THAT, the City Auditor is authorized to sell the Notes in accordance with law and the provisions of this Ordinance at private sale to Second National Bank, Division of The Park National Bank (the Original Purchaser), at a price of not less than 100% of par plus any accrued interest for the Notes. If the City Auditor sells the Notes, the City Auditor shall sign the Certificate of Award referred to in SECTION THREE evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the City Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The City Auditor is authorized to approve a "processing fee" for the Original Purchaser for an amount not to exceed \$295.00, as set forth in the Certificate of Award.

SECTION SEVEN

THAT, the proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are hereby appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be used only for the retirement of the Notes at maturity.

SECTION EIGHT

THAT, the par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

SECTION NINE

THAT, during the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy

shall be placed in the bond retirement fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due; provided, however, to the extent that other lawfully available funds are appropriated for such purposes, including without limitation any amounts received from the Bryson Trust, said tax need not be levied.

SECTION TEN

THAT this Council, for and on behalf of the City, hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, and take such other actions as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the Code), and the regulations prescribed thereunder. The City Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the City, on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder, and to execute and deliver on behalf of the City an IRS Form 8038-G in connection with the issuance of the Notes.

These Notes are hereby deemed designated "qualified tax-exempt obligations" for the purposes set forth in Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

SECTION ELEVEN

THAT, the Clerk of Council or Auditor is directed to deliver a certified copy of this Ordinance to the County Auditor.

SECTION TWELVE

THAT, this Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in SECTION NINE) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

SECTION THIRTEEN

THAT, this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

SECTION FOURTEEN


THAT, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes, to provide funds to retire the outstanding notes; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

Passed this 27th day of January, 2020

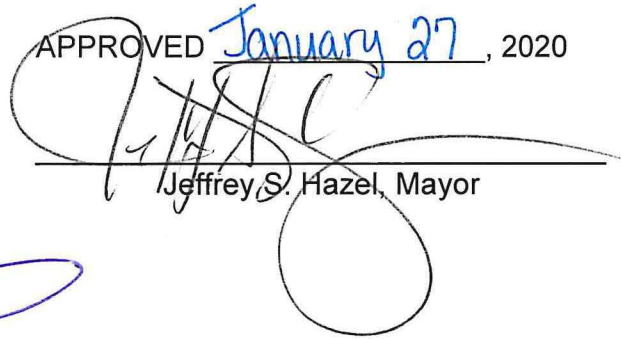


Jason D. King, President of Council

ATTEST:

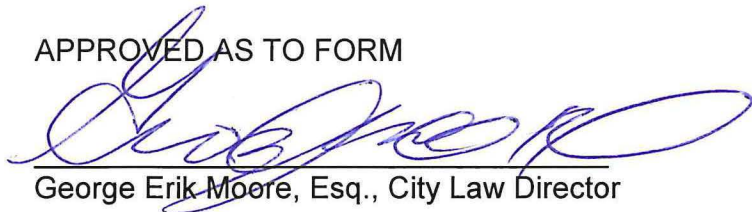


Joan S. Wurster, Clerk of Council

APPROVED January 27, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM



George Erik Moore, Esq., City Law Director

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Celina, Ohio, met in regular session on Jan. 27, 2020 with the following members present:

Absent:

There was presented and read to Council, Ordinance No. 3-20-O entitled:

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT OF \$495,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY THE COSTS OF THE ACQUISITION OF REAL ESTATE AND RELATED IMPROVEMENTS AT 400 E. WARREN STREET, FORMERLY KNOWN AS "MERCELINA MOBILE COURT", AND 400 SOUTH ASH STREET, TOGETHER WITH ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY.

CM Sovinski moved the rule requiring an ordinance or resolution of a general or permanent nature to be read on three separate days be suspended. CM Scott seconded the motion, and the following was the result of a vote thereon (at least three-fourths of the members concurring):

Ayes: 1

Nays: 0

CM Scott then moved that Ordinance No. 3-20-0 be passed as read. CM Clausen seconded the motion, and the vote thereon resulted as follows (at least two-thirds of the members concurring):

Ayes: 1

Nays: 0

The Ordinance was declared passed January 27, 2020.

CERTIFICATE

The undersigned, Clerk of Council of the City of Celina, Ohio, hereby certifies that the foregoing is a true and correct copy of the minutes of a meeting of the Council of said City, held on January 27, 2020.



Clerk of Council


FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Celina, Ohio:

As fiscal officer of the City of Celina, I certify in connection with your proposed issue of notes in an aggregate principal amount of \$495,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of the acquisition of real estate and related improvements at 400 E. Warren Street, formerly known as "Merzelina Mobile Court", and 400 South Ash Street, together with all necessary appurtenances (the "Improvements"), that:

1. The estimated life or period of usefulness of the Improvements is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 30 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the Notes is 20 years.

Dated: 1-31-2020, 2020



Auditor
City of Celina, Ohio

ORDINANCE 4-20-O

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT FOR THE PROCUREMENT OF A DISSOLVED AIR FLOATATION SYSTEM FOR THE WATER TREATMENT PLANT, APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Celina desires to procure a Dissolved Air Floatation System for the Water Treatment Plant; and

WHEREAS, this technology is often referred to as a Dissolved Air Floatation is very effective at removing various types of contaminants that have the potential to occur in Grand Lake St. Marys; and

WHEREAS, the funding for this project is available from the Drinking Water Solutions Grant Fund.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Safety-Service Director be and is hereby authorized to perform the necessary work to procure a Dissolved Air Floatation System for the Water Treatment Plant.

SECTION TWO

THAT, the Board of Control be and is hereby authorized to award the bid to the lowest responsive and responsible bidder, and the Safety Service Director be and is hereby authorized to enter into necessary Agreements for the completion of the procurement of a Dissolved Air Floatation System at the Water Treatment Plant.

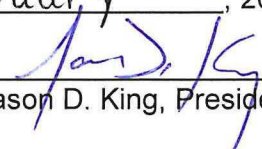
SECTION THREE

THAT, City Council hereby directs the Auditor to appropriate Two Million, Three Hundred Ninety-Five Thousand Dollars (\$2,395,000.00) into the Drinking Water Solutions Grant Expense (313.663.5550) from the unappropriated balance of the Drinking Water Solutions Grant Fund for funding of the procurement of a Dissolved Air Floatation System for the Water Treatment Plant.

SECTION FOUR

THAT, Council declares this is to be an emergency measure immediately necessary for the preservation of the public health, safety, and welfare, and for the further reason that bids can be accepted, and the equipment can be ordered. NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 10th day of February, 2020



Jason D. King, President of Council

ATTEST:

Joan S. Wurster
Joan S. Wurster, Clerk of Council

APPROVED February 10, 2020

Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:

George Erik Moore
George Erik Moore, Esq., City Law Director

ORDINANCE 5-20-O

AN ORDINANCE MODIFYING, AMENDING, AND CLARIFYING CERTAIN PORTIONS OF THE "CELINA UTILITIES SERVICE POLICY, RULES AND REGULATIONS" ENACTED THROUGH ORDINANCE 60-03-O, AND DECLARING AN EMERGENCY.

WHEREAS, Celina City Council passed Ordinance 60-03-O on January 12, 2004, approving, enacting and adopting the "Celina Utilities Service Policy, Rules and Regulations" (hereinafter the "Policy"), which Policy has been in effect ever since its adoption; and

WHEREAS, the City of Celina desires to make modify, amend and clarify certain portions of the Policy to encourage development in our area, with the same being applied retroactively.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, the Policy adopted and enacted by and through Ordinance 60-03-O is hereby modified, amended, and clarified as follows, with all of the same being applied retroactively:

- A. The City of Celina shall assume fifty percent (50%) of the cost of any electric transformer that is installed by the City of Celina on any electric project involving a line extension of two hundred fifty (250) feet or more, and the customer shall be responsible for the remaining fifty percent (50%) of said cost;
- B. The City of Celina shall assume one hundred percent (100%) of the cost of any electric transformer that is installed by the City of Celina on any electric project involving a line extension less than two hundred fifty (250) feet, and the customer shall be responsible for zero percent (0%) of said cost;
- C. The City of Celina shall assume one hundred percent (100%) of the cost of any electric "underground distribution facility for new subdivisions", and the customer shall be responsible for zero percent (0%) of said cost;
- D. The City of Celina shall assume one hundred percent (100%) of the "labor cost" for the installation pertaining to any of the aforementioned projects, and the customer shall be responsible for zero percent (0%) of said "labor cost";

SECTION TWO

THAT, the Safety-Service Director or his designee(s) shall make the necessary modifications to the Policy to effectuate the intent of Council, with the approval of the Law Director.

SECTION THREE

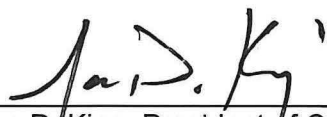
THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to make these modifications and amendments to the Policy as soon as possible. NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 9th day of March, 2020

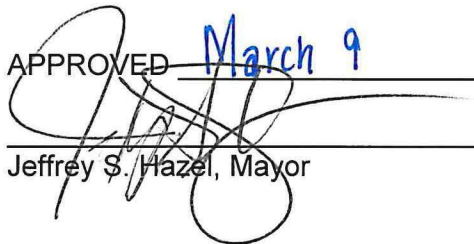
ATTEST:



Joan S. Wurster, Clerk of Council




Jason D. King, President of Council

APPROVED March 9, 2020


Jeffrey S. Hazel, Mayor

DRAFTED BY:



George Erik Moore, Esq., City Law Director

ORDINANCE 6-20-O

AN ORDINANCE APPROPRIATING MONEY FROM THE GENERAL FUND FOR DEPOSIT IN THE POLICE CAPITAL FUND, FIRE CAPITAL FUND, STREET IMPROVEMENT CAPITAL FUND, PARK CAPITAL FUND, AND MONTGOMERY FIELD INVESTMENT FUND, AND TO TRANSFER FUNDS.

WHEREAS, it is desired to transfer One Hundred Thousand Dollars (\$100,000) from the General Fund to the Police Capital Fund (361.000.4910); and

WHEREAS, it is desired to transfer Two Hundred Thousand Dollars (\$200,000) from the General Fund to the Fire Capital Fund (360.000.4910); and

WHEREAS, it is desired to transfer One Million Seven Hundred Thousand Dollars (\$1,700,000) from the General Fund to the Street Improvement Capital Fund (321.000.4910); and

WHEREAS, it is desired to transfer Two Hundred Fifty Thousand Dollars (\$250,000.00) from the General Fund to the Park Capital Fund (362.000.4910); and

WHEREAS, it is desired to transfer Twenty-Five Thousand Dollars (\$25,000.00) from the General Fund to the Montgomery Field Investment Fund (324.000.4910).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, Two Million Two Hundred Seventy-Five Thousand Dollars (\$2,275,000.00) be appropriated from the unappropriated balance of the General Fund to the Transfer Capital Projects (110.651.5910).

SECTION TWO

NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed.

PASSED this 9th day of March, 2020

Jason D. King
Jason D. King, President of Council

ATTEST:

Joan S. Wurster
Joan S. Wurster, Clerk of Council

APPROVED March 9, 2020

Jeffrey S. Hazel
Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:

George Erik Moore
George Erik Moore, Esq., City Law Director

ORDINANCE 7-20-O

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE MERCER COUNTY COMMISSIONERS FOR INDIGENT DEFENSE SERVICES IN MUNICIPAL COURT.

WHEREAS, the City of Celina recognizes its responsibility under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with a violation of a City ordinance for which the penalty or any possible adjudication includes the potential loss of liberty; and

WHEREAS, Mercer County Commissioners adopted a program for the Municipality, whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify; and

WHEREAS, the Mercer County Commissioners pursuant to Ohio Revised Code §120.33 may enter into a contract with a municipal corporation under which the municipal corporation shall reimburse the County for counsel appointed to represent indigent persons charged with a violation of an ordinance of the municipal corporation; and

WHEREAS, these contracts must contain terms in conformance with Ohio Administrative Code 120-1-09 and the parties must follow the Ohio Public Defender Commission standards and guidelines and the limits of the County Maximum Fee Schedule for Appointed Counsel in order for Mercer County to obtain reimbursement for indigent defense costs pursuant to Ohio Revised Code §120.33 and §120.35, and pay the City of Celina it's appropriate share.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Mayor is hereby authorized to execute an Agreement, in a form substantially similar to Exhibit A hereto attached and fully incorporated herein, with the Mercer County Commissioners to allow for the continuation of reimbursement of Indigent Defense Services in Municipal Court.

SECTION TWO

NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of March, 2020



Jason D. King, President of Council

ATTEST:

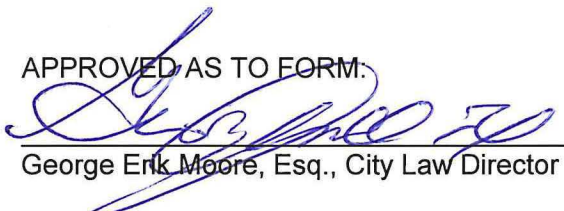


Joan S. Wurster, Clerk of Council

APPROVED March 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

**AGREEMENT FOR INDIGENT DEFENSE SERVICES
IN MUNICIPAL COURT
(ASSIGNED COUNSEL)**

This Agreement entered into by and between the Mercer County Commissioners with a mailing address of 220 W. Livingston St., Room A201, Celina, Ohio 45822 (hereinafter referred to as the "COUNTY"), and the City of Celina, with a mailing address of City of Celina Municipal Court, City Hall, P.O. Box 362, Celina, Ohio 45828, (hereinafter referred to as the "CITY").

WHEREAS, the CITY recognizes its responsibility under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with a violation of a CITY ordinance for which the penalty or any possible adjudication includes the potential loss of liberty, and

WHEREAS, the COUNTY has adopted a program for this Municipality, whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify, and

WHEREAS, the County Commissioners pursuant to Ohio Revised Code §120.33 may enter into a contract with a municipal corporation under which the municipal corporation shall reimburse the County for counsel appointed to represent indigent persons charged with a violation of an ordinance of the municipal corporation, and

WHEREAS, these contracts must contain terms in conformance with Ohio Administrative Code 120-1-09 and the parties must follow the Ohio Public Defender Commission standards and guidelines and the limits of the County Maximum Fee Schedule for Appointed Counsel in order for the COUNTY to obtain reimbursement for indigent defense costs pursuant to Ohio Revised Code §120.33 and §120.35, and pay the CITY it's appropriate share, and

WHEREAS, this Agreement has been authorized by the CITY by Ordinance # _____, passed by the _____ CITY Council on _____, 2020, and by Resolution # _____, passed by the Board of Commissioners of Mercer County on _____, 2020.

NOW THEREFORE, the parties do mutually agree to bind themselves as follows:

1. REPRESENTATION

- 1.1 The CITY and COUNTY agree that the judges of the municipal court may assign by journal entry, recorded on the Court Docket, appointed counsel to represent indigent adults and juveniles in Municipal Court on or after the commencement date and during the term of this agreement in which the defendant is indigent and charged with the commission of an offense or act which is a violation of a CITY ordinance and for which the penalty or any possible adjudication includes the potential loss of liberty.

- 1.2 Indigency shall be determined in accordance with the standards of indigency and other rules and guidelines established by the Ohio Public Defender's Commission and the State Public Defender, pursuant to Ohio Revised Code §120.03 and Ohio Administrative Code §120-1-03. In addition to indigency determination, all rules, standards and guidelines issued by the Office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.

2. COMPENSATION

- 2.1 Pursuant to Ohio Revised Code 120.33 and aforesaid resolutions, the COUNTY shall pay all legal fees and expenses to counsel duly appointed by the Municipal Court of Celina, Ohio, to represent indigent persons charged with violations of the ordinances of the City of Celina, Ohio.
- 2.2 Payment by the municipality for representation of indigent persons may be by contractual amount or a fee schedule, however in either event such payment shall not exceed the fee schedule in effect and adopted by the County Commissioners of the county wherein the municipal corporation is located.
- 2.3 CITY agrees to reimburse the COUNTY for all legal fees and expenses which are paid by the COUNTY according to 2.1 above within thirty (30) days of receipt of an invoice for such fees and expenses.
- 2.4 The COUNTY shall promptly pay over to the CITY any reimbursement received from the Office of the Ohio Public Defender Commission pursuant to Chapter 120 of the Ohio Revised Code for any amounts expended pursuant to this agreement, within thirty (30) days of receipt of said reimbursement.

3. DURATION OF CONTRACT AND TERMINATION

- 3.1 The term of this agreement shall be for one year, January 1, 2020 to December 31, 2020. *This contract may be renewed for additional one year terms upon proper resolution of each entity agreeing to the one year extension and proper appropriation of funding for the new year. Copies of the resolutions are to be sent to the Ohio Public Defender, 250 East Broad St., Suite 1400, Columbus, Ohio 43215.*
- 3.2 If the COUNTY or CITY shall fail to fulfill in a reasonable, timely and proper manner its obligations under this agreement or if either party shall substantially violate any of the covenants, agreements or stipulations of this agreement by giving written notice to the other party of such termination and specifying an effective date thereof at least thirty (30) days before the effective date of said termination. Termination by either party shall not constitute a waiver of any other right or remedy it may have in law or in equity for breach of this agreement by the other party.
- 3.3 Written notice shall be considered furnished when it is sent by Certified Mail, return receipt requested or is hand delivered.

- 3.4 This agreement is automatically canceled, without requirement of notice, if any payment required by Section 2.1 of this agreement is not made within 90 business days of the date on which it is due.

4. TERMS OF AGREEMENT

- 4.1 Indigency and client eligibility for representation under this agreement shall be determined in conformity with the standards of indigency and other rules and standards established by the Ohio Public Defender Commission and the State Public Defender.
- 4.2 As soon as is reasonably practical after a case is finally disposed of by the Municipal Court, the court shall approve counsel fees in accordance with the standards of indigency, which fees shall not be taxed as part of the costs of the case. In only exceptional circumstances shall the court approve attorney's fees in excess of the schedule established by the COUNTY.
- 4.3 Recognizing that the requests for reimbursements must be received by the State Public Defender within ninety (90) days of the end of the calendar month in which a case is finally disposed of by the court, the Celina Municipal Court Clerk shall promptly notify the COUNTY of the fees which have been approved.
- 4.4 After approval, the COUNTY Auditor shall thereafter, process the fees and expenses approved by the court in accordance with the procedure set forth in Ohio Revised Code §120.33.
- 4.5 There shall be no discrimination against any employee who is employed in the work covered by this agreement or against any application for such employment because of the race, color, religion, sex, age, handicap or national origin. This provision shall apply to, but not be limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, raises of pay or other forms of compensation, and selection for training, including apprenticeship. The COUNTY shall insert a similar provision in any subcontract for services covered by this agreement.
- 4.6 No personnel of the parties or member of the governing body of any locality or other public official or employee of any such locality in which, or relating to which, the work under this Agreement is being carried out, and who exercises any functions or responsibilities in connection with the review or approval of the understanding or carrying out of any such work, shall prior to the completion of said work, voluntarily acquire any personal interest, direct or indirect, which is incompatible or in conflict with the discharge and fulfillment of his or her functions and responsibilities with respect to the carrying out of said work.

5. MODIFICATION

- 5.1 This contract may not be amended orally.
- 5.2 This contract may be amended only by written addendum, signed and executed by the parties named herein, or their successors.

IN WITNESS WHEREOF, the parties have hereunto set their hands.

| | | | |
|-------|-------|---------------------|-------|
| _____ | _____ | _____ | _____ |
| CITY | Date | County Commissioner | Date |
| _____ | _____ | _____ | _____ |
| CITY | Date | County Commissioner | Date |
| _____ | _____ | _____ | _____ |
| CITY | Date | County Commissioner | Date |

COUNTY AUDITOR CERTIFICATE

It is hereby certified that the amount required to meet the contract agreement, obligation, payment, or expenditure for the above has been lawfully appropriated, authorized or directed for such purpose and is in the County Treasury or in the process of collection free from any obligation of certificate now outstanding, as required by § 5705.41(D) of the Ohio Rev. Code.

DATED _____

Randy Grapner, County Auditor

Approved by:

Timothy Young Date
Ohio Public Defender

ORDINANCE 8-20-O

**AN ORDINANCE UPDATING CHAPTER 935 OF THE CITY OF
CELINA'S CODIFIED ORDINANCES BY REPEALING THE
CURRENT CHAPTER 935 (STORM WATER PROTECTION PLAN)
OF THE CITY OF CELINA'S CODIFIED ORDINANCES AND
REPLACING IT WITH AN UPDATED CHAPTER 935.**

WHEREAS, the City of Celina finds it necessary to update the storm water protection plan in the City of Celina; and

WHEREAS, in order to update the storm water protection, plan it is necessary to clarify the language of the existing Chapter 935; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, the current Chapter 935 of the City of Celina's Codified Ordinances is hereby repealed in its entirety and replaced by the updated Chapter 935 attached hereto and labeled as "Exhibit A", which is fully incorporated herein by reference.

SECTION TWO

THAT, said updated Chapter 935 shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law, namely thirty days following passage of this Ordinance, which Council reasonably-anticipates being April 22, 2020.

PASSED this 23rd day of March, 2020.



Jason D. King, President of Council

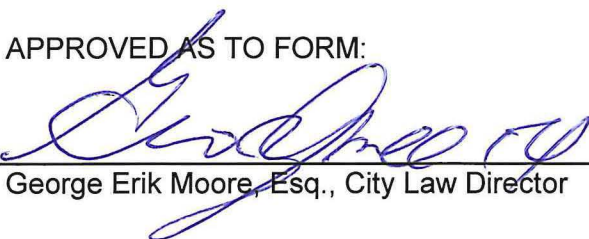
ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED March 23, 2020.

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director



Jeffrey S. Hazel, Mayor

Celina, OH Code of Ordinances

CHAPTER 935

Storm Water Pollution Prevention Plan and Site Development

- 935.01 Purpose and scope.
- 935.02 Applicability.
- 935.03 Definitions.
- 935.04 Disclaimer of liability.
- 935.05 Conflicts, severability, nuisances and responsibility.
- 935.06 Responsibility for administration.
- 935.07 Discharge and connection prohibitions.
- 935.08 Enforcement.
- 935.09 Failure to comply.
- 935.10 Projects to which this chapter applies.
- 935.11 Projects to which this chapter does not apply.
- 935.12 Zoning Permit Requirement.
- 935.13 Specific contents of storm water pollution prevention plan.
- 935.14 Minimum requirements for storm water pollution prevention plan.
- 935.15 Construction requirements.
- 935.99 Penalty

935.01 PURPOSE AND SCOPE.

The purpose of this regulation is to provide for the health, safety, and general welfare of the citizens of the City of Celina through the regulation of illicit discharges to the municipal separate storm sewer system (MS4). This regulation establishes methods for controlling the introduction of pollutants into the MS4 in order to comply with requirements of the National Pollutant Discharge Elimination System (NPDES) permit process as required by the Ohio Environmental Protection Agency (Ohio EPA). The objectives of this regulation are:

- (a) To prohibit illicit discharges and illegal connections to the MS4.
- (b) To establish legal authority to carry out inspections, monitoring procedures, and enforcement actions necessary to ensure compliance with this regulation.
- (c) Reduce impacts due to soil erosion and sedimentation caused by construction activities.
- (d) Reduce damage to the receiving streams and drainage systems caused by increases in sedimentation discharged from development activities.
- (e) Reduce worsening of the quality of the receiving waters.

935.02 APPLICABILITY.

This regulation shall apply to all residential, commercial, industrial, development area or institutional facilities responsible for discharges to the MS4 and on any lands in the City of Celina, except for those discharges generated by the activities detailed in Section 935.07(a)(1) to (a)(3) of this regulation.

935.03 DEFINITIONS.

Unless otherwise expressly stated, the following terms shall, for the purpose of this code, have the meanings indicated. Words used in the present tense include the future; words in the masculine gender include the feminine and neuter; the singular number includes the plural and the plural the singular. Where terms are not defined in this code they shall have ascribed to them their ordinarily accepted meanings or such as the context herein may imply.

- (a) Applicant: means the developer, owner or contractor applying for the zoning permit.
- (b) Best Management Practices (BMPs): means schedules of activities, prohibitions of practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants to storm water. BMPs also include treatment practices,

- operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.
- (c) Channel: means a natural stream that conveys water or man-made structure or ditch excavated for the flow of water.
 - (d) City: means the City of Celina, Ohio.
 - (e) Clean Water Act: means the Federal Water Pollution Control Act (33 U.S.C. Section 1251 et seq.) and any subsequent amendments thereto and its aim is to control and regulate the discharge of pollutants into all waters.
 - (f) Conservation: means the wise use and management of natural resources.
 - (g) Denuded Area: means a portion of land surface on which the vegetation or other soil stabilization features have been removed, destroyed or covered and which may result in or contribute to erosion and sedimentation.
 - (h) Development Area: means any tract, lot or parcel of land where an earth disturbing activity is to be performed in accordance with a single plan of development.
 - (i) Division of Soil and Water Conservation: means the Mercer County section of Ohio Department of Agriculture- Division of Soil and Water Conservation, organized under Ohio Revised Code Chapter 1515 and transferred to Chapter 940.
 - (j) Earth-Disturbing Activity: means any clearing, grubbing, grading, excavating, filling or other alteration of the earth's surface where natural or man-made ground cover is destroyed.
 - (k) Engineering Department: means an authority of the City of Celina, Ohio.
 - (l) Environmental Protection Agency or United States Environmental Protection Agency: means the United States Environmental Protection Agency (USEPA), including but not limited to the Ohio Environmental Protection Agency (OEPA), or any duly authorized official of said agency.
 - (m) Erosion: means the process by which the land surface is worn away and relocated by the action of water, wind, ice or gravity.
 - (n) Erosion and Sediment Control Practices: means conservation measures used to control wearing away and movement of soils and includes structures, vegetation and management techniques.
 - (o) Floatable Material: in general, this term means any foreign matter that may float or remain suspended in the water column, and includes but is not limited to plastic, aluminum cans, wood products, bottles and paper products.
 - (p) Grading: means earth-disturbing activity such as excavation, stripping, cutting, filling, stockpiling, dumping or any combination thereof.
 - (q) Grubbing: means removing, clearing or scalping material such as roots, stumps or sod.
 - (r) Hazardous Material: means any material including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.
 - (s) Illicit Discharge: means any discharge to an MS4 that is not composed entirely of storm water, except for those discharges to an MS4 pursuant to a NPDES permit or noted in Section 935.07 of this regulation.
 - (t) Illegal Connection: means any drain or conveyance, whether on the surface or subsurface, that allows an illicit discharge to enter the MS4.
 - (u) Municipal Separate Storm Sewer System (MS4): municipal separate storm sewer means a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):
 1. Owned or operated by a state, city, town, borough, county, parish, district, municipality, township, county, district, association, or other public body (created by or pursuant to state law) having jurisdiction over sewerage, industrial wastes,

- including special districts under state law such as a sewer district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under section 208 of the Clean Water Act that discharges to waters of the United States;
2. Designed or used for collecting or conveying storm water;
 3. Which is not a combined sewer; and
 4. Which is not part of a Publicly Owned Treatment Works (POTW) as defined at 40 C.F.R. 122.2.
- (v) National Pollutant Discharge Elimination System (NPDES) Storm Water Discharge Permit: means a permit issued by the EPA (or by a state under authority delegated pursuant to 33 USC § 1342(b)) that authorizes the discharge of pollutants to waters of the United States, whether the permit is applicable on an individual, group, or general area-wide basis.
- (w) Notice of Intent (NOI): means an application form submitted to the Ohio Environmental Protection Agency (OEPA) whereby the applicant certifies their intent to comply with general permit requirements of the NPDES permit.
- (x) Notice of Termination (NOT): means a form submitted to the Ohio Environmental Protection Agency (OEPA) whereby the applicant notifies the OEPA that the earth disturbing activities are complete and permanently stabilized to ends your responsibilities under a permit or when control of the site has been transferred to another operator.
- (y) OEPA: means the Ohio Environmental Protection Agency.
- (z) Off-Lot Household Sewage Treatment System: means a system designed to treat home sewage on-site and discharges treated wastewater effluent off the property into a storm water or surface water conveyance or system.
- (aa) Owner/Operator: means any individual, association, organization, partnership, firm, corporation or other entity recognized by law and acting as either the owner or on the owner's behalf.
- (bb) Permit Holder: Person or entity with a zoning permit.
- (cc) Person: means any individual, corporation, partnership, joint venture, agency, unincorporated association, municipal corporation, township, county, state agency; the Federal government or any combination thereof.
- (dd) Pollutant: means anything that causes or contributes to pollution. Pollutants may include, but are not limited to, paints, varnishes, solvents, oil and other automotive fluids, non-hazardous liquid and solid wastes, yard wastes, refuse, rubbish, garbage, litter or other discarded or abandoned objects, floatable materials, pesticides, herbicides, fertilizers, hazardous materials, wastes, sewage, dissolved and particulate metals, animal wastes, residues that result from constructing a structure, and noxious or offensive matter of any kind.
- (ee) Riparian Zone: means a vegetated corridor or buffer zone adjacent to a stream or wetland area which functions to remove agricultural or landscaping nutrients or pesticides from storm runoff water before said water reaches the stream or wetland.
- (ff) Sediment: means solid material, both mineral and organic, that is in suspension, is being transported, or has been moved from its site of origin by wind, water, gravity or ice, and has come to rest on the earth's surface.
- (gg) Sediment Barrier: means a sediment control device such as a geo-textile silt fence or filter strip, usually capable of controlling only small flow rates and as defined in "Rainwater and Land Development", (latest edition) Ohio's Standards for Storm Water Management Land Development and Urban Stream Protection (available from Ohio Department of Natural Resources, Division of Soil and Water Conservation).
- (hh) Sediment Control: means the limiting of sediment transport by controlling erosion or detaining sediment-laden water, allowing sediment to settle out and the implementing of Best Management Practices (BMPs).

- (ii) Sensitive Area: means an area or water resource (as delineated prior to Storm Water Pollution Prevention Plan approval) that requires special management because of its susceptibility to sediment pollution or because of its importance to the well-being of the surrounding communities, the region or the State and includes:
 - Ponds, wetlands or small lakes with less than five acres of surface area;
 - Small streams with gradients less than ten feet per mile and with average annual flows of less than three and one-half feet per second containing sand or gravel bottoms;
 - Drainage areas of a locally or State designated scenic river, and
 - Slopes in excess of twenty-five percent. (4H: IV)
- (jj) Settling Facility: means a settling pond, meeting or exceeding the design specifications of a temporary sediment basin as defined in “Rainwater and Land Development”, (latest edition) Ohio’s Standards for Storm Water Management Land Development and Urban Stream Protection (available from Ohio Department of Natural Resources, Division of Soil and Water Conservation).
- (kk) Settling Pond: means a storm water runoff detention structure, such as a sediment basin or sediment trap, which detains sediment-laden runoff, allowing sediment to settle out.
- (ll) Sheet and Rill Flow: means water runoff in a thin, uniform layer, or in rills, which is of small enough quantity to be treated by sediment barriers.
- (mm) Sloughing: means a slip or downward movement of an extended layer of soil resulting from the undermining action of water or the earth-disturbing activity of man.
- (nn) Soil: means erodible earth material.
- (oo) Storm Water: any surface flow, runoff, and drainage consisting entirely of water from any form of natural precipitation, and resulting from such precipitation.
- (pp) Storm Water Management: is the development of a plan to reduce pollutant runoff of rainwater or melted snow into streets, lawns and other sites and the improvement of water quality.
- (qq) Storm Water Pollution Prevention Plan (SWPPP): means a plan of the Development Area showing the proposed implementation of Best Management Practices, as defined in paragraph (b)(2) hereof.
- (rr) Storm Water Runoff: means surface runoff which converges and flows primarily through water conveyance features such as swales, gullies, waterways, channels or storm sewers, and which exceeds the maximum specified flow rates of filters or perimeter controls intended to control sheet flow.
- (ss) Stream: means a body of water running or flowing on the earth's surface or the channel in which such flow occurs. Flow may be seasonally intermittent.
- (tt) Wastewater: The spent water of a community. From the standpoint of a source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions.
- (uu) Water Resources: means all streams, lakes, ponds, wetlands, watercourses, waterways, drainage systems and all other bodies or accumulations of surface water, which are situated wholly or partly within the City except those private waters which do not combine or affect a junction with natural surface waters.
- (vv) Wetlands: means those areas of land with sufficient moisture, soil type and supporting vegetation consistent with the definition of the United States Army Corp of Engineers (USACE). An ecological resource specialist who is on the Ohio Department of Transportation (ODOT) pre-qualifications list shall identify these areas.
- (ww) Zoning Permit: means the permit to start construction after plans for construction have been approved by the Planning Commission.

935.04 DISCLAIMER OF LIABILITY.

Compliance with the provisions of this regulation shall not relieve any person from responsibility for damage to any person otherwise imposed by the law. The provisions of this regulation are promulgated

to promote the health, safety, and welfare of the public and are not designed for the benefit of any individual or for the benefit of any particular parcel of property.

935.05 CONFLICTS, SEVERABILITY, NUISANCES AND RESPONSIBILITY.

a. Where this regulation is in conflict with other provisions of law or ordinance, the most restrictive provisions, as determined by the City, shall prevail.

b. If any clause, section, or provision of this regulation is declared invalid or unconstitutional by a court of competent jurisdiction, the validity of the remainder shall not be affected thereby.

c. This regulation shall not be construed as authorizing any person to maintain a nuisance on their property, and compliance with the provisions of this regulation shall not be a defense in any action to abate such a nuisance.

d. Failure of the City to observe or recognize hazardous or unsightly conditions or to recommend corrective measures shall not relieve the site owner from the responsibility for the condition or damage resulting there from, and shall not result in the City, its officers, employees, or agents being responsible for any condition or damage resulting there from.

935.06 RESPONSIBILITY FOR ADMINISTRATION.

The Engineering Department shall administer, implement, and enforce the provisions of this regulation and shall be known as the responsible official.

935.07 DISCHARGE AND CONNECTION PROHIBITIONS.

(a) Prohibition of Illicit Discharges: No person shall discharge, or cause to be discharged, an illicit discharge into the MS4. The commencement, conduct, or continuance of any illicit discharge to the MS4 is prohibited except as described below:

(1) Water line flushing; landscape irrigation; diverted stream flows; rising ground waters; uncontaminated ground water infiltration; uncontaminated pumped ground water; discharges from potable water sources; foundation drains; air conditioning condensate; irrigation water; springs; water from crawl space pumps; footing drains; lawn watering; individual residential car washing; flows from riparian habitats and wetlands; de-chlorinated swimming pool discharges; street wash water; and discharges or flows from firefighting activities. These discharges are exempt until such time as they are determined by the City to be significant contributors of pollutants to the MS4.

(2) Discharges specified in writing by the City as being necessary to protect health and safety.

(3) Discharges from off-lot household sewage treatment systems permitted by the Mercer County Board of Health for the purpose of discharging treated sewage effluent in accordance with Ohio Administrative Code 3701- 29-02(6) until such time as the OEPA issues a NPDES permitting mechanism for residential family dwellings.

These discharges are exempt unless such discharges are deemed to be creating a public health nuisance by the Mercer County Board of Health.

When such permit coverage is available, discharges from off-lot household sewage treatment systems shall comply with such OEPA NPDES permit requirements.

(b) Prohibition of Illegal Connections. The construction, use maintenance, or continued existence of illegal connections to the MS4 is prohibited.

(1) This prohibition expressly includes, without limitation, illegal connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.

(2) A person is considered to be in violation of this regulation if the person connects a line conveying illicit discharges to the MS4, or allows such a connection to continue.

935.08 ENFORCEMENT.

(a) Notice of Violation Where a violation of this code is found to exist, a written notice from the Engineering Department shall be served upon the owner/operator responsible for the

correction thereof. Said notice shall specify the violation or violations committed, what must be done to correct same and a reasonable period of time to correct or abate said violation. Such notice may require the following actions:

- (1) The performance of monitoring, analyses, and reporting;
- (2) The elimination of illicit discharges or illegal connections;
- (3) That violating discharges, practices, or operations cease and desist;
- (4) The abatement or remediation of storm water pollution or contamination hazards and the restoration of any affected property; or
- (5) The implementation of source control or treatment BMPs.

Service of said notice shall be by certified mail addressed to the owner/operator of the subject facility or premises or to the tax mailing address as indicated by the records of the Mercer County Treasurer, or by hand delivery to the owner/operator of the subject facility or premises. In the event no tax mailing address exists or notice cannot be delivered, notice shall be considered served by publication of a notice in a newspaper of general circulation.

935.09 FAILURE TO COMPLY.

Whenever the owner/operator of any facility or premises fails, neglects or refuses to comply with any notice of violation within the time period specified in said notice, the Engineering Department shall proceed as provided in Sections 935.99

935.10 PROJECTS TO WHICH THIS CHAPTER APPLIES.

This chapter applies to earth disturbing activities involving new, relocated or expanded underground cables, pipelines, residential or commercial subdivisions, industrial, commercial and public areas, and all other land uses not specifically exempted as described in section 935.12.

935.11 PROJECTS TO WHICH THIS CHAPTER DOES NOT APPLY.

This chapter does not apply to:

- a. Land disturbing activities related to producing agricultural crops or silvicultural operations regulated by the Ohio Agricultural Sediment Pollution Abatement Rules (1501): of the Ohio Administration Code).
- b. Earth disturbing activities involving an area less than one acre, unless such earth disturbing activity impacts a stream or wetland for which BMP's shall be implemented.

935.12 ZONING PERMIT REQUIREMENT.

The applicant for a zoning permit, for projects as defined in Section 935.15, shall include a Storm Water Pollution Prevention Plan as described in this chapter, and as required by the OEPA.

935.13 SPECIFIC CONTENTS OF STORM WATER POLLUTION PREVENTION PLAN.

The plan shall be prepared and stamped by a Registered Professional Engineer, and submitted to the City on a scaled site plan for the particular site development and approved by the City prior to beginning any earth disturbing activities. The following specific information shall be included in the Storm Water Pollution Prevention Plan (SWPPP):

- a. The development area and all pertinent surrounding features, including water resources, sensitive areas and existing storm water conveyance systems for waters entering and leaving the development area.
- b. Separate Municipal storm sewer system or storm water management structure, such as a detention basin, if storm waters will be discharging into it.
- c. Existing and planned locations of buildings, roads, utilities, parking facilities, staging and waste area(s) which may affect proposed erosion and sediment control practices and storm water management facilities.
- d. Borrow, spoil and topsoil stockpile areas and sensitive areas.
- e. Proposed storm water pollution practices.
- f. The plan for protection, enhancement or replacement of riparian zones around any stream, waterway or wetland contained on the site.

935.14 MINIMUM REQUIREMENTS FOR STORM WATER POLLUTION PREVENTION PLAN.

- (1) The minimum standards set forth below are general guidelines and shall not limit the right

of the City to impose, at any time, additional, more stringent requirements, nor shall the criteria limit the right of the approving authority to waive, in writing, individual requirements.

- (2) In order to control soil erosion and sediment pollution of water resources, the owner or the person responsible for the development area shall include these minimum practices to maintain the level of conservation established by the following standards:
 - a. All soil erosion and sediment control practices shall be functional throughout all phases of earth disturbing activity. Settling facilities, perimeter controls, and other practices intended to trap sediment shall be implemented as the first step of grading and within seven (7) days from the start of grubbing. They shall continue to function until the development area is permanently re-stabilized.
 - b. Denuded areas shall have soil stabilization applied within no more than seven (7) days if they are to remain dormant for more than forty-five (45) days. Permanent or temporary soil stabilization shall be applied to denuded areas within no more than seven (7) days after final grade is reached on any portion of the site.
 - c. Sheet and rill flow runoff from denuded areas shall be diverted to a settling pond or treated by a geotextile silt fence or other approved sediment barrier. The total runoff flow treated by a sediment barrier shall not exceed the design capacity for that sediment barrier.
 - d. All storm sewer inlets that accept water runoff from the development area shall be protected so that sediment-laden water will not enter the storm sewer without first being filtered or otherwise treated to remove sediment, unless the storm sewer system drains to a settling facility. Geotextile fabric under grates is not acceptable.
 - e. Working In or Crossing Streams:
 - i. Streams including bed and banks shall be re-stabilized immediately after in channel work is completed, interrupted, or stopped. To the extent practicable, construction vehicles shall be kept out of streams. Where in-channel work is necessary, precautions shall be taken to stabilize the work area during construction to minimize erosion.
 - ii. If a live (wet) stream must be crossed by construction vehicles regularly during construction, a temporary stream crossing shall be provided. Temporary stream crossings shall have hydraulic capacity and/or overflow capability to prevent upstream flooding.
 - f. Measures shall be taken to prevent soil and other solids and pollutants from being transported onto surfaces where runoff is not checked by sediment controls, or onto public roads. Minimize such tracking by installing gravel construction entrances. Where such materials are transported onto a public road surface, the roads shall be cleaned thoroughly at the end of each day, or more frequently as required by the Engineering Department. Said materials shall be removed from paved surfaces by shoveling or sweeping. Street washing shall be allowed only after shoveling or sweeping has removed most sediment.
 - g. Sloughing and Dumping.
 - h. A permanent vegetative cover shall be established on denuded areas not otherwise permanently stabilized. Permanent vegetation shall not be considered established until ground cover is achieved which, in the opinion of the Engineering Department, covers eighty percent (80 %) or more of the soil surface and provides adequate cover and is mature enough to control soil erosion satisfactorily and to survive adverse weather conditions.
 - i. All temporary erosion and sediment control practices shall be disposed of within thirty days after final site stabilization is achieved or after the temporary practices are no longer needed, unless otherwise authorized by the Engineering Department. Trapped sediment shall be permanently stabilized to prevent further

erosion, or removed from the site.

- j. All erosion and sediment control practices shall be designed and constructed to minimize maintenance requirements. They shall be maintained and repaired as needed to assure continued performance of their intended function. Sediment and erosion controls shall be inspected by the applicant or his designee once every 7 days and within 24 hours of 0.5 inch or greater rainfall amount. The applicant or his designee must keep a written log of these inspections. This log should indicate the date of inspection, name of inspector, weather conditions, observations, actions taken to correct any problems and the date action was taken. Upon a request of the Engineering Department the owner shall submit these documents.
- k. During construction of underground utility lines, pipes etc. Trench dewatering devices shall discharge in an approved manner that will not adversely affect water resource or off-site property.
- l. If the construction site is subject to Ohio EPA' s National Pollutant Discharge Elimination System (NPDES) Permits, a copy of all the required inspection sheets shall be submitted to the City or Engineering Department within 2 working days of the date that the inspection was conducted.

935.15 CONSTRUCTION REQUIREMENTS.

- (a) A NOI shall be submitted to the OEPA. A copy of this
- (b) All permitted earth-disturbing activities shall be subject to site inspection by the Engineering Department, to determine compliance with this chapter until the site has applied for a N.O.T.
- (c) The City Planning and Zoning Commission may grant a variance from the provisions of this chapter where the applicant or permit holder can show the compliance with all or part of such provisions is not appropriate. A variance may be granted if the probability of off- site damage is slight because of exceptional topographic or other physical conditions of the development area. The issuance of a variance does not eliminate obligations to meet Ohio Environmental Protection Agency Requirements. Requests for variances shall be submitted in writing to the City Planning Commission and shall include justification for the granting of the variance.

935.99 PENALTY.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with any provision of this chapter shall be guilty of a minor misdemeanor, and shall be fined not more than One Hundred Fifty Dollars (\$150.00) for each offense. Each day the violation exists shall be deemed a separate offense.

ORDINANCE 9-20-O

AN ORDINANCE APPROVING THE FORFEITURE OF REAL ESTATE COMMONLY KNOWN AS 222 SOUTH MAIN STREET, CELINA, OHIO (COMMONLY REFERRED TO AS THE "FORMER ILLUSIONS BUILDING") TO THE CITY OF CELINA, APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code § 5723.01 empowers a municipal corporation to acquire by forfeiture certain tracts of land and town lot, which, pursuant to foreclosure proceedings under, *inter alia*, § 5721.18 of the Revised Code, have been advertised and offered for sale on two separate occasions, not less than two weeks apart, and not sold for want of bidders; and

WHEREAS, the premises commonly known as 222 South Main Street, Celina, Mercer County, Ohio, and which is more-formally described in "In the Matter of: Foreclosure of Liens for Delinquent Taxes by Action In Rem Pursuant to O.R.C. § 5721.18(B), Dave Wolters, Treasurer of Mercer County, Ohio, Plaintiff, v. Parcels of Land Encumbered with Delinquent Tax Liens, and David C. Woodward, et. al., Defendants" case number 18-CIV-134 in the Mercer County Court of Common Pleas (hereinafter the "premises", which is commonly known as the "former Illusions building") is subject to the forfeiture of property statutory provision under § 5723.01 with the premises being forfeited to the City of Celina in the event that the City of Celina elects and requests of the Mercer County Court of Common Pleas to have the premises so forfeited to the City of Celina; and

WHEREAS, in the event that the City of Celina elects and chooses to have the premises so forfeited to the City of Celina, all of the right, title, claim, and interest of the former owner will be transferred to and be vested in the City of Celina, with the City of Celina taking the premises subject to all taxes and assessments (including any and all outstanding and future amounts of taxes and assessments); additionally, the court costs of 18-CIV-134 shall be paid by the City of Celina as part of the dispositional Order of the Court; and

WHEREAS, the current amount of outstanding taxes and assessments is reflected in a "Parcel Balance" in the amount of Fifteen Thousand One Hundred Eighty-three and 96/100 Dollars (\$15,183.96) as reflected in the premises' "Tax Bill" issued by Mercer County, Ohio for Tax Year 2019, a copy of which is attached hereto and labeled as **Exhibit "A"** which is fully-incorporated herein by reference; and

WHEREAS, the Celina City Council expressly finds and declares that said real estate would be beneficial for governmental purposes of the City of Celina; and

WHEREAS, there are sufficient funds remaining in the Contingency Fund, appropriated by City Council through Ordinance 34-19-0 which was passed on December 16, 2019.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, City Council hereby approves the City of Celina acquiring all of the right, title, claim, and interest of the former owner of the premises described hereinabove, with the City of Celina taking the premises by forfeiture as described above subject to all taxes and assessments associated with the premises (including any and all outstanding and future amounts of taxes and assessments); additionally, the court costs of 18-CIV-134 shall be paid by the City of Celina.

SECTION TWO

THAT, the Celina City Council expressly finds and declares that said real estate would be beneficial for governmental purposes of the City of Celina.

SECTION THREE

THAT, the Law Director is hereby authorized to take any and all actions and sign any and all documents necessary to effectuate the intent of Council including notifying the Mercer County Court of Common Pleas that the City desires to have the premises so forfeited to the City of Celina under the terms and conditions as set forth within this legislation; and that the Mayor and Safety-Service Director and/or their designee(s) are hereby authorized to take any and all actions and sign any and all documents necessary to effectuate the intent of Council.

SECTION FOUR

THAT, the Auditor is hereby authorized to draw warrants in an amount not to exceed \$20,000 from the Contingency Fund for the purpose of effectuating the intent of Council, including paying all outstanding taxes and assessments, as well as the court costs associated with 18-CIV-134.

SECTION FIVE

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the fact that the Court would prefer to know the City of Celina's intentions by the next-scheduled hearing in 18-CIV-134, which is scheduled for Friday, March 27, 2020 @ 2:00 p.m. NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of March, 2020

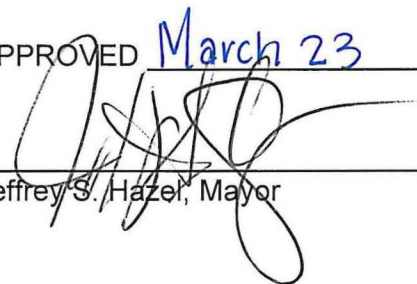


Jason D. King, President of Council

ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED March 23, 2020


Jeffrey S. Hazel, Mayor

DRAFTED BY:



George Erik Moore, Esq., City Law Director

Tax Bills - Parcel 270749000000 ARC
mmf Tax Rate Year 2019

Deeded Name WOODWARD DAVID C & GEORGIA C

Parcel Address 222 S MAIN ST

Last Transfer Date 2/16/2007

270749000000

Transfer Information | Get Parcel Info | Search...
 Contract Info | Special Assessments | Notes

Current CAMA Information | Tax Roll Information | **Tax Bills** | Addresses | Related Parcels

| | <u>Print 1st Half Bill</u> | <u>Print 2nd Half Bill</u> | <u>Print Delq Bill</u> | | | | | |
|--|----------------------------|----------------------------|------------------------|--------------------------------|----------------------|---------------------------|--------------|-----------|
| Tax Bill Number | 744674 | 744675 | | | | | | |
| Due Date | 2/20/2020 | 7/20/2020 | | | | | | |
| | 1st Half | Second Half | Total | Current Parcel Balances | | | | |
| Gross Tax | 350.66 | 350.66 | 701.32 | Delinquent | 1st Half Bill | 2nd Half Bill | Total | |
| HB920 | (25.83) | (25.83) | (51.66) | RE | 7,902.23 | 324.83 | 324.83 | 8,551.89 |
| Effective Tax | 324.83 | 324.83 | 649.66 | Special | 6,632.07 | 0.00 | 0.00 | 6,632.07 |
| Non-Business Credit | 0.00 | 0.00 | 0.00 | Total | 14,534.30 | 324.83 | 324.83 | 15,183.96 |
| Owner Occupancy Credit | 0.00 | 0.00 | 0.00 | | | Prepayment Balance | 0.00 | |
| Homestead Rollback | 0.00 | 0.00 | 0.00 | | | Unapplied Cash | 0.00 | |
| Net General | 324.83 | 324.83 | 649.66 | | | Parcel Balance | 15,183.96 | |
| Net Special | 0.00 | 0.00 | 0.00 | | | | | |
| CAUV Recoupment | 0.00 | 0.00 | 0.00 | | | | | |
| Penalty General | 0.00 | 0.00 | 0.00 | | | | | |
| Penalty Special | 0.00 | 0.00 | 0.00 | | | | | |
| Interest General | 0.00 | 0.00 | 0.00 | | | | | |
| Interest Special | 0.00 | 0.00 | 0.00 | | | | | |
| Adjustment General | 0.00 | 0.00 | 0.00 | | | | | |
| Adjustment Special | 0.00 | 0.00 | 0.00 | | | | | |
| Taxes Billed | 324.83 | 324.83 | 649.66 | | | | | |
| Prior Interest | 238.91 | 0.00 | | | | | | |
| General Delinquency | 7,772.34 | 0.00 | | | | | | |
| Special Delinquency | 6,523.05 | 0.00 | | | | | | |
| First Half Due | 0.00 | 14,859.13 | | | | | | |
| Total Taxes Due | 14,859.13 | 15,183.96 | | | | | | |
| Applied Receipts & Adjs. | 0.00 | 0.00 | | | | | | |
| Overpayment Applied to 2nd Half | 0.00 | 0.00 | | | | | | |
| Balance | 14,859.13 | 15,183.96 | | | | | | |
| Adjustments Made After TY Close | | 0.00 | | | | | | |
| Applied Receipts & Adjs. after TY Close | | 0.00 | | | | | | |
| Tax Balance | | 15,183.96 | | | | | | |

| Current Special Assessments: Full Year | | | | | | |
|--|----------|---|----------|---|-------|---|
| Project | Orig Chg | Σ | Net Adjs | Σ | Total | Σ |
| | | | | | | |

Current Payoff Schedule

Transaction History

ORDINANCE 10-20-O

AN ORDINANCE AUTHORIZING THE MAYOR, SAFETY-SERVICE DIRECTOR, AND FIRE CHIEF TO ENTER INTO AN AGREEMENT FOR AUTOMATIC MUTUAL AID WITH SOUTHWEST MERCER FIRE DISTRICT.

WHEREAS, fire protection services for Washington Township Sections 1 thru 18 are provided by the Southwest Mercer Fire District, and

WHEREAS, the City of Celina, Ohio and the Southwest Mercer Fire District wish to enter into an Automatic Mutual Aid Agreement for simultaneous response in the event of a structure fire located in Washington Township Sections described above, and

WHEREAS, the City of Celina, Ohio and the Southwest Mercer Fire District have agreed to the terms and conditions for said Agreement, as outlined herein below.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, the Mayor, Safety-Service Director, and the Fire Chief of the City of Celina, Ohio are hereby authorized to enter into an Agreement for Automatic Mutual Aid with Southwest Mercer Fire District, in the same or substantially similar form as the Automatic Mutual Aid Agreement attached hereto and incorporated herein, labeled as "Exhibit 1".

SECTION TWO

THAT, such Agreement be entered into effective the date on said Agreement and shall remain in force and effect indefinitely unless terminated by either of the parties provided the other party is given thirty (30) days notice in writing of such termination.

SECTION THREE

NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 27th day of April, 2020

Jason D. King
Jason D. King, President of Council

ATTEST:

Joan S. Wurster
Joan Wurster, Clerk of Council

APPROVED April 27, 2020
Jeffrey Hazel
Jeffrey Hazel, Mayor

APPROVED AS TO FORM:

George Moore
George Moore, City Law Director

**AGREEMENT FOR AUTOMATIC MUTUAL AID
BETWEEN
CITY OF CELINA AND SOUTHWEST MERCER FIRE DISTRICT**

THIS AGREEMENT is made and entered into this ____ of _____, 2020 by and between the CITY OF CELINA, hereafter referred to as CELINA and the Southwest Mercer Fire District, hereafter referred to as SOUTHWEST MERCER.

WITNESSETH:

WHEREAS, CELINA and SOUTHWEST MERCER both maintain fire stations for the safety and protection of the lives and property within their respective jurisdictions; and

WHEREAS, CELINA and SOUTHWEST MERCER, in order to provide the maximum protection by providing the fastest service response to its fire protection service district residents, desire to enter into an agreement whereby each entity may render automatic mutual aid to each other for certain defined incidents; and

WHEREAS, CELINA and SOUTHWEST MERCER each have the ability to provide automatic mutual aid when not committed to another emergency.

NOW, THEREFORE, the City of Celina and the Southwest Mercer Fire Department have agreed to the following terms:

1. Celina agrees to respond simultaneously in the event of a structure fire or possible structure fire located in Sections 1 thru 18 of Washington Township in the County of Mercer, State of Ohio, as shown on the attached map.
2. Celina agrees to respond with one pumper/tanker to any structure fire or possible structure fire located in Washington Township Sections 1 thru 18 in the County of Mercer, State of Ohio.
3. This Agreement shall remain in force and effect indefinitely unless terminated by either of the parties provided the other party is given thirty (30) days notice in writing of such termination. This Agreement may be subject to further negotiations in the event either party adds or deletes a fire station or resources.

IN WITNESS WHEREOF, the parties to this Agreement through their duly authorized officials or representatives, hereby execute this Agreement on the day and year first written above, and in doing so certify that each has read, understood, and agreed to the terms and conditions of this Agreement as set forth herein and has the authority to enter into this legally binding contractual agreement.

CITY OF Celina, OHIO

By: _____
Jeffrey S. Hazel, Mayor

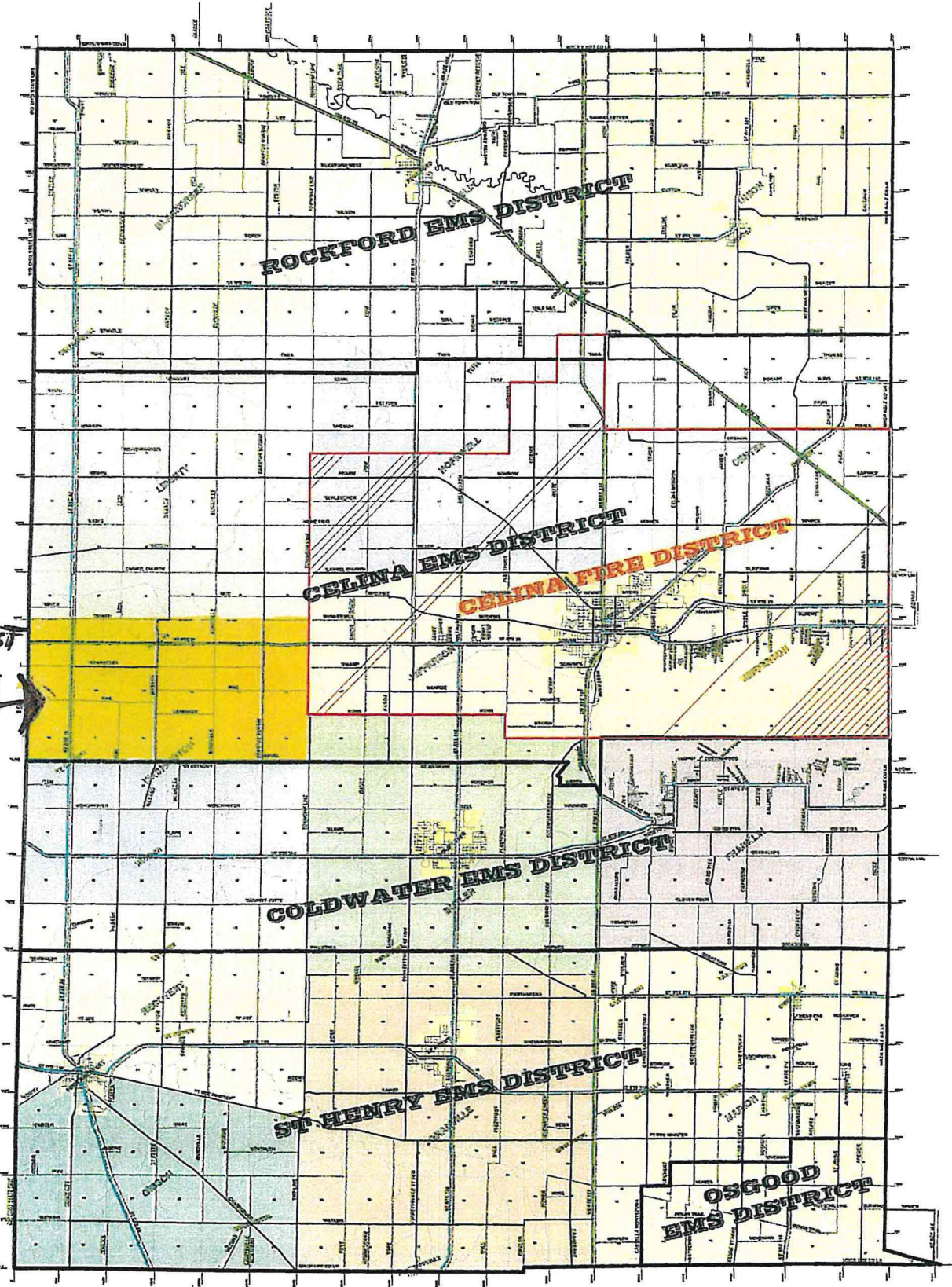
By: _____
Thomas J. Hitchcock,
Safety-Service Director

By: _____
Douglas C. Wolters,
Fire Chief

Southwest Mercer Fire Department

By: _____
Roger Lennartz, Fire Chief

SOUTHWEST
MERCER
SECTIONS
F-18



MERCER COUNTY EMS DISTRICT MAP

DRAWN BY: CRH 12/09/13

SCALE: 1" = 4,800'

ORDINANCE 11-20-O

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution, and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, Council has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision; and

WHEREAS, the codification of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be repealed are before the Council;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the ordinances of the City of Celina, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2020 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION TWO

THAT, the following sections and chapters are hereby enacted, amended or repealed as respectively indicated in order to comply with current State law.

TRAFFIC CODE

- 301.04 Bicycle, Motorized Bicycle, Moped, Electric Bicycle. (Amended)
- 301.20 Motor Vehicle. (Amended)
- 301.251 Predicate Motor Vehicle Offense. (Amended)
- 301.361 Shared-Use Path. (Amended)
- 301.51 Vehicle. (Amended)
- 303.06 Freeway Use Restricted. (Amended)
- 313.09 Driver's Duties Upon Approaching Ambiguous Traffic Signal. (Amended)
- 331.03 Overtaking, Passing to Left; Driver's Duties. (Amended)
- 331.14 Signals Before Changing Course, Turning or Stopping. (Amended)
- 331.15 Hand and Arm Signals. (Amended)
- 331.37 Driving Upon Sidewalks, Street Lawns or Curbs. (Amended)
- 333.03 Maximum Speed Limits. (Amended)
- 337.27 Drivers and Passengers Required to Wear Seat Belts. (Amended)
- 341.03 Prerequisites to Operation of a Commercial Motor Vehicle. (Amended)
- 373.01 Code Application to Bicycles. (Amended)
- 373.02 Riding Upon Seats. (Amended)
- 373.03 Attaching Bicycle to Vehicle. (Amended)

TRAFFIC CODE (CONT.)

- 373.04 Riding Bicycles and Motorcycles Abreast. (Amended)
- 373.05 Signal Device on Bicycle. (Amended)
- 373.06 Lights and Reflector on Bicycle. (Amended)
- 373.07 Riding Bicycle on Right Side of Roadway. (Amended)
- 373.08 Reckless Operation. (Amended)
- 373.09 Parking of Bicycle. (Amended)
- 373.10 Motorized Bicycle Operation. (Amended)
- 373.12 Electric Bicycles. (Added)

GENERAL OFFENSES CODE

- 509.03 Disorderly Conduct. (Amended)
- 513.01 Drug Abuse Control Definitions. (Amended)
- 513.03 Drug Abuse; Controlled Substance Use. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 533.04 Sexual Imposition. (Amended)
- 533.07 Public Indecency. (Amended)
- 533.15 Dissemination of Private Sexual Images. (Added)
- 537.16 Illegal Distribution of Cigarettes, Other Tobacco Products, or Alternate Nicotine Products. (Amended)
- 549.01 Weapons Definitions. (Amended)
- 549.06 Unlawful Transactions in Weapons. (Amended)

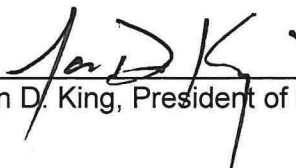
SECTION THREE

THAT, the complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the 2020 replacement pages to the Codified Ordinances which are hereby attached to this Ordinance as Exhibit A. Any publication of this ordinance shall include the summary of new material in the Traffic and General Offenses Codes as set forth above.

SECTION FOUR

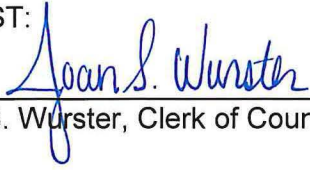
THAT, this Ordinance is hereby declared to be an emergency measure and its immediate passage is necessary in order to preserve, protect and maintain the public health, safety and welfare and for the further reason that it is necessary to bring the Traffic and General Offenses Codes into compliance with current State law as required by Article XVIII, Section 3 of the Ohio Constitution. Now, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of March, 2020



Jason D. King, President of Council

ATTEST:



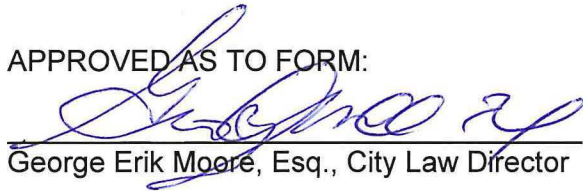
Joan S. Wurster, Clerk of Council

APPROVED March 23, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 12-20-O

AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE FIRST SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.

WHEREAS, the Celina Police Department has determined the need to establish a Confidential Investigation Fund (CIF); and

WHEREAS, the purpose of the CIF fund is to provide funds for the Celina Police Department investigators to conduct investigations of criminal activity; and

WHEREAS, the funds will be under the control of the Celina Police Chief and will be audited by the City Auditor unannounced at any time but at least annually.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **Drug Law Enforcement Fund:**

Drug Law Enforcement Expense (232.210.5490) \$ 5,000.00

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations, and for the further reasons that the Celina Police Department has the need to establish a Confidential Investigation Fund (CIF) and to have funds appropriated. This ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of March, 2020



Jason D. King, President of Council

ATTEST:

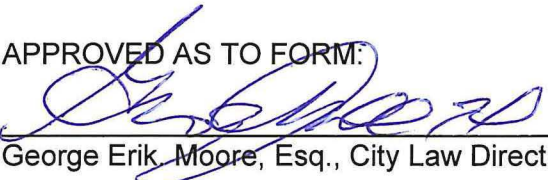


Joan S. Wurster, Clerk of Council

APPROVED March 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 13-20-O

AN ORDINANCE AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ADVERTISE AND RECEIVE BIDS AND ENTER INTO AN AGREEMENT FOR THE DEMOLITION OF THE STRUCTURE COMMONLY KNOWN AS THE CELINA MOTEL AND APPROPRIATING FUNDS AND DECLARING AN EMERGENCY.

WHEREAS, the City of Celina desires to assist in the demolition of the Celina Motel that has become slum and blight in the City's downtown area; and

WHEREAS, the Office of Community Development (OCD) has reviewed and approved the City's request to use Seventy-Six Thousand Three Hundred Dollars (\$76,300.00) from its Community Development Block Grant (CDBG) Economic Development Revolving Loan Fund (RLF) to demolish the former Celina Motel at 225 South Main Street, Celina.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Safety Service Director be and is hereby authorized to advertise and receive bids to perform the necessary work to complete the demolition of the structure commonly known as the Celina Motel.

SECTION TWO

THAT, the Board of Control be and is hereby authorized to award the bid to the lowest responsive and responsible bidder, and the Safety Service Director be and is hereby authorized to enter into necessary Agreements for the completion of the demolition of the structure commonly known as the Celina Motel.

SECTION THREE

THAT, City Council hereby directs the Auditor to appropriate Seventy-Six Thousand Three Hundred Dollars (\$76,300.00) from the unappropriated balance of the Revolving Loan Fund (223.511.5950) for the demolition of the structure commonly known as the Celina Motel.

SECTION FOUR

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to accomplish the goal of clearing the slum and blight at the earliest date possible. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

Passed this 11th day of May, 2020.

J.D.K.
Jason D. King, President of Council

ATTEST:

Joan S. Wurster
Joan S. Wurster, Clerk of Council

APPROVED May 11, 2020.
J.S. Hazel
Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:

George Erik Moore
George Erik Moore, Esq., City Law Director

ORDINANCE 14-20-O

AN ORDINANCE AUTHORIZING THE CITY TO GIVE CONSENT TO THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO MICRO SURFACE THE EXISTING PAVEMENT ON STATE ROUTE 29 AND STATE ROUTE 716 IN MERCER COUNTY, INCLUDING A PORTION OF STATE ROUTE 29 IN THE CITY OF CELINA.

WHEREAS, this Ordinance is enacted by the City of Celina, Mercer County, Ohio hereinafter referred to as the CITY, in the matter of the stated described project; and

WHEREAS, the STATE has determined the need for the described project:

Micro surface the existing pavement on State Route 29 and State Route 716 in Mercer County, including a portion of State Route 29 in the City of Celina.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, being in the public interest, the CITY gives consent to the Director of Transportation to complete the above-described project.

SECTION TWO

THAT, the CITY shall cooperate with the Director of Transportation in the above described project as follows:

- The STATE shall assume and bear 100% of all the costs of the improvements.
- The CITY agrees to pay 100% of the cost of those features requested by the CITY which are determined by the STATE and Federal Highway Administration to be unnecessary for the Project.

SECTION THREE

THAT, the CITY agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The City also understands the right-of-way costs include eligible utility costs. The CITY agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION FOUR

THAT, upon completion of the Project, and unless otherwise agreed, the CITY shall:

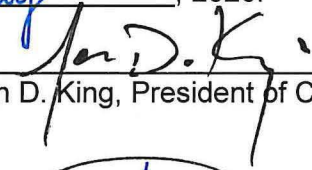
- provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116;
- provide ample financial provisions, as necessary, for the maintenance of the Project;

- maintain the right-of-way, keeping it free of obstructions; and
- hold said right-of-way inviolate for public highway purposes.

SECTION FIVE

NOW, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.


PASSED this 11th day of May, 2020.



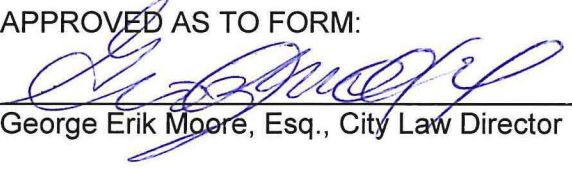
Jason D. King, President of Council

ATTEST


Joan S. Wurster, Clerk of Council

APPROVED May 11, 2020.


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:


George Erik Moore, Esq., City Law Director

**CERTIFICATE OF COPY
STATE OF OHIO**

The City of Celina, Mercer County, Ohio

I, Joan S. Wurster, as Clerk of the City of Celina, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance 14-20-O, adopted by the legislative Authority of the said City of Celina on the 11th day of May, 2020 that the publication of such Ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance certified of publication thereof are of record in Ordinance Record No. 14-20-O, Page n/a.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 11th day of May, 2020.

Joan S. Wurster
Clerk of Council
City of Celina, Ohio.

(SEAL)
(If Applicable)

The afore going is accepted as a basis for proceeding with the project herein described. For the City of Celina, Ohio

Attest: KawFox

[Signature], Date 5-12-20
Safety-Service Director

For the State of Ohio

Attest: _____

_____, Date _____
Director, Ohio Department of Transportation

ORDINANCE 15-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE SECOND SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, the "Drinking Water Solutions Grant" account has insufficient funds currently appropriated to pay pending expenses and additional funds need to be appropriated; and

WHEREAS, the "Law Director Contractual Assistant" account does not have sufficient funds appropriated for contractual assistance and additional funds need to be appropriated; and

WHEREAS, the residential home located at the North Grove Cemetery was in need of building repairs and the structure's sanitary sewer line needs to be rerouted from a septic system to discharge into a City sanitary sewer and, as a result of anticipated materials and repairs, the "Cemetery Bldg & Grd Maintenance" account and the "Cemetery Maintenance Payroll" account have insufficient funds appropriated and additional funds now need to be appropriated to facilitate said repairs; and

WHEREAS, the Fire Escrow money for the "Gary Billger Fire Escrow" account was inadvertently receipted into the General Fund "Misc Account" and now needs to be appropriated from the General Fund and receipted into the "Fire Escrow Fund"; and

WHEREAS, the Stolly Insurance Annual Expense is higher than budgeted and additional funds now need appropriated.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **Drinking Water Solutions Grant Fund:**

| | |
|---|---------------|
| Drinking Water Solutions Grant Exp (313.663.5550) | \$ 250,000.00 |
|---|---------------|

Appropriate from unappropriated balance **General Fund:**

| | |
|---|--------------|
| Law Director Contractual Assistant (110.180.5232) | \$ 7,095.00 |
| General Insurance (110.190.5281) | \$ 5,940.00 |
| Refunds/Reimbursements / Misc (110.190.5960) | \$ 14,000.31 |

Appropriate from unappropriated balance **Electric Fund:**

| | |
|--|-------------|
| Elec Adm/Gen Law Director Contract Assist (661.180.5232) | \$ 6,880.00 |
| Elec Adm/Gen General Insurance (661.624.5281) | \$ 5,760.00 |

Appropriate from unappropriated balance **Water Fund:**

| | |
|---|-------------|
| Water Adm/Gen Law Director Contract Assist (663.180.5232) | \$ 3,762.50 |
| Water Adm/Gen General Insurance (663.634.5281) | \$ 3,150.00 |

Appropriate from unappropriated balance **Waste Water Fund:**

| | | |
|--|----|----------|
| WW Sys Adm/Gen Law Director Contract Assist (666.180.5232) | \$ | 3,762.50 |
| WW Sys Adm/Gen General Insurance (666.644.5281) | \$ | 3,150.00 |

Appropriate from unappropriated balance **North Grove Cemetery Fund:**

| | | |
|--|----|-----------|
| Cemetery Maint Payroll (220.450.5111) | \$ | 14,000.00 |
| Cemetery Bldg & Grd Maintenance (220.450.5274) | \$ | 12,000.00 |

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 13th day of April, 2020




Jason D. King, President of Council

ATTEST:

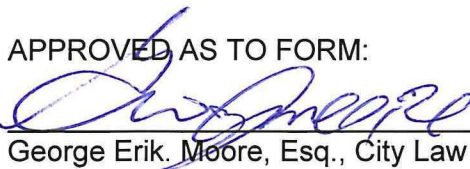


Joan S. Wurster, Clerk of Council

APPROVED April 13, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 16-20-O

AN ORDINANCE APPROVING OF A FULL AND FINAL SETTLEMENT OF ALL CLAIMS BY AND BETWEEN THE CITY OF CELINA AND SARA DEVALL, CELINA MUTUAL INSURANCE, AND DAMAGE CLAIM SERVICES, INC. RELATING TO AN AUTOMOBILE ACCIDENT INVOLVING SARA DEVALL DESTROYING A TRAFFIC SIGNAL BOX OWNED BY THE CITY OF CELINA AND DECLARING AN EMERGENCY.

WHEREAS, on March 7, 2019, Sara Devall was operating an automobile at/near the intersection of State Route 29 and State Route 703, Celina, Mercer County, Ohio, at which date and time she was involved in an automobile accident which resulted in her destroying a "traffic signal box" owned by the City of Celina, which serviced the traffic signal located at that intersection (hereinafter the "accident"); and

WHEREAS, shortly thereafter the City of Celina replaced the traffic signal box, which involved not only the replacement of the box itself but also upgrading the various electric equipment contained therein, some of which had not been upgraded in quite some time, for a total cost to the City of Celina of Twenty-one Thousand Nine Hundred Eighteen and 11/100 Dollars (\$21,918.11); and

WHEREAS, at the time of the accident Sara Devall was insured by Celina Mutual Insurance; and

WHEREAS, subsequent to the accident the City of Celina has been in contact with Sara Devall's insurer by and through Damage Claim Services, Inc., who after applying the appropriate depreciation to the traffic signal box and the various electronic equipment contained therein, has offered as a full and final settlement in the amount of Seventeen Thousand Five Hundred Seventy-one and 36/100 Dollars (\$17,571.36) in exchange for the City of Celina to "release, acquit and forever discharge Sara Devall, Celina Mutual Insurance, and Damage Claim Services, Inc. and its agents, servants, successors, administrators and all other persons, firms corporations, associations or partnerships of and from any and all claims, actions, causes of action, loss of use, demands, rights, damages, costs, expenses and compensation whatsoever, which the undersigned now has or which may hereafter accrue on account of or in any way growing out of any and all known and unknown, foreseen and unforeseen property damage and the consequences there of resulting or to result from the occurrence [the "accident"] noted by the City of Celina regarding the damage to a traffic signal box on the 7th of March, 2019 located at State Route 29 and State Route 703, Celina, Ohio 45822." as set forth in greater detail in the "Property Damage Release" which is attached hereto and labeled as **Exhibit A** which is fully-incorporated herein by reference (the "release"); and

WHEREAS, to preserve resources, to avoid the inherent unpredictability and inconvenience of litigation, and to resolve this matter amicably with Sara Devall, Celina Mutual Insurance, and Damage Claim Services, Inc. with finality, the City of Celina desires to accept the aforementioned settlement offer pursuant to the terms and conditions as set forth in more detail in Exhibit A;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Celina, County of Mercer, State of Ohio;

SECTION ONE

THAT, the City of Celina desires to amicably resolve this matter involving the accident as described above pursuant to the terms and conditions set forth in Exhibit A, and hereby authorizes and directs the Safety Service Director to take all actions and sign all documents necessary to effectuate this intent of Council, including but not limited to signing a release in a form substantially similar to Exhibit A.

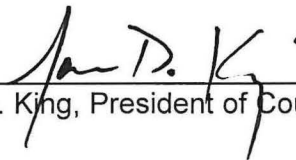
SECTION TWO

THAT, it is hereby determined that it is in the City of Celina's best interest to enter into the terms and conditions of the release attached as Exhibit A to amicably resolve this matter with Sara Devall, Celina Mutual Insurance, and Damage Claim Services, Inc. with finality.

SECTION THREE

THAT, Council declares this to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the further reason to resolve the outstanding claim at the earliest date possible. NOW, therefore, this Resolution shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.


PASSED this 27th day of April, 2020



Jason D. King, President of Council

ATTEST: 

Joan S. Wurster, Clerk of Council

APPROVED April 27, 2020


Jeffrey S. Hazel, Mayor

DRAFTED BY: 

George Erik Moore, Esq., City Law Director

PROPERTY DAMAGE RELEASE

KNOW ALL MEN BY THESE PRESENTS:

That I, the Undersigned, for sole consideration Seventeen Thousand, Five Hundred and Seventy One Dollars and Thirty Six Cents (\$17,571.36) do hereby release, acquit and forever discharge Sara Devall, Celina Mutual Insurance, and Damage Claim Services, Inc. and its agents, servants, successors, administrators and all other persons, firms corporations, associations or partnerships of and from any and all claims, actions, causes of action, loss of use, demands, rights, damages, costs, expenses and compensation whatsoever, which the undersigned now has or which may hereafter accrue on account of or in any way growing out of any and all known and unknown, foreseen and unforeseen property damage and the consequences there of resulting or to result from the occurrence noted by the City of Celina regarding the damage to a traffic signal box on the 7th of March, 2019 located at State Route 29 and State Route 703, Celina, Ohio 45822.

It is understood and agreed that this settlement is the compromise of a doubtful and disputed claim, and that the payment made is not to be construed as an admission of liability on the part of the party or parties hereby released, and that said releases deny liability therefore and intend merely to avoid litigation and buy their peace.

The undersigned further declares and represents that no promise, inducement or agreement not herein expressed has been made to the undersigned, and that this Release contains the entire agreement between the parties hereto, and that the terms of this Release are contractual and not a mere recital.

THE UNDERSIGNED HAS READ THE FOREGOING RELEASE AND FULLY UNDERSTANDS IT.

Signed, sealed and delivered this ____ day of _____, 2019.

Authorized Representative - Signature

Authorized Representative - Print

Witness

ORDINANCE 17-20-O

AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A PARTNERSHIP AGREEMENT WITH MERCER COUNTY TO ENTER INTO A PY 2020 COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM (CHIP) AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio, Development Agency, Office of Community Development, has established through the Program Year ("PY") 2020 Community Housing Impact and Preservation Program Guidelines a partnership option allowing eligible communities to partner with one another on a single application; and

WHEREAS, the Partners' election to file an application pursuant to a Partnership Agreement increases the maximum potential funding for the Partnership by \$300,000.00 in excess of the grant threshold for single applicants; and

WHEREAS, by electing to file an application pursuant to a Partnership Agreement, the potential total grant award will be \$700,000.00; and

WHEREAS, by electing to file an application pursuant to a Partnership Agreement, the collective application has the potential to gain additional points for partnering; and

WHEREAS, said Agreement is attached hereto as Exhibit 1 which is fully incorporated herein by reference.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, the Mayor be and is hereby authorized to enter into a PY 2020 Community Housing Impact and Preservation Program (CHIP) Partnership Agreement with Mercer County, in a form substantially similar to the Agreement attached hereto as Exhibit 1 which is fully incorporated herein by reference.

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public health, safety and welfare and for the further reason that such agreement must be returned to the Mercer County Community Development Office by June 11, 2020. NOW, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 11th day of May, 2020
Jason D. King, President of Council

ATTEST:
Joan S. Wurster, Clerk of Council

APPROVED May 11, 2020
Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:
George Erik Moore, Esq., City Law Director

**PY 2020 COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM (CHIP)
Mercer County and City of Celina Partnership Agreement**

THIS PARTNERSHIP AGREEMENT is entered into this ____ day of May, 2020 by and between the City of Celina (hereinafter "Celina"), with a mailing address of 225 N. Main Street, Celina, Ohio 45822 and the Board of County Commissioners of Mercer County, Ohio (hereinafter "Mercer County"), with a mailing address of 220 W. Livingston Street, A201, Celina, Ohio 45822 (collectively referred to herein as the "Partners").

WHEREAS, the State of Ohio, Development Services Agency, Office of Community Development (hereinafter "ODSA"), has established through the Program Year ("PY") 2020 Community Housing Impact and Preservation Program Guidelines (included in the State of Ohio Action Plan) a partnership option allowing eligible communities to partner with one another on a single application; and

WHEREAS, the Partners' election to file an application pursuant to a Partnership Agreement increases the maximum potential funding for the Partnership by \$300,000 in excess of the grant threshold for single applicants; and

WHEREAS, by electing to file an application pursuant to a Partnership Agreement, the potential total grant award will be \$700,000; and

WHEREAS, by electing to file an application pursuant to a Partnership Agreement, the collective application has the potential to gain additional points for partnering.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, and of the mutual promises contained herein, the Partners to this Partnership Agreement hereby agree as follows:

1. The Partners hereby designate Mercer County as the Grantee for the 2020 CHIP Partnership Application (the "Grantee"). In the event that funds are awarded in the anticipated amount, \$300,000 thereof will be allocated to Celina and the balance of \$400,000 will be allocated to Mercer County. In the event the total allocation is less than \$700,000, each Partner will be awarded an amount equal to the percentage of the original anticipated amount. The Grantee will observe the grant targets set forth in "Exhibit A" (attached hereto and incorporated herein by reference).
2. The Partnership Agreement specifically relates to the Community Housing Impact and Preservation Grant ("CHIP Grant"), and includes all possible funding sources including, but not limited to, Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), and Ohio Housing Trust Fund (OHTF), if awarded.
3. The Partners hereby adopt, and incorporate herein by reference as if fully rewritten herein, Mercer County's CHIP Policy and Procedure Manual, as amended (attached as "Exhibit B") for the PY 2020 Community Housing Impact and Preservation Grant, if funded. Furthermore, the City of Celina, on behalf of the Partnership, will allow all administrative services be handled by Mercer County staff in the administration and implementation of the funds being budgeted to their

jurisdiction. The City of Celina also accepts the Consultants used by Mercer County; including David Bollinger as housing inspector and West Ohio Community Action Partnership as the Community Action Partnership that will be taking applications and assisting in the implementation of the grant.

4. Mercer County, as Grantee, is responsible for preparing the PY 2020 CHIP Partnership Application, including the Housing Advisory Committee Planning Process, and administering and implementing the grant in accordance with Community Development Block Grant, HOME and/or Ohio Housing Trust Funds in conjunction with Ohio Development Services Agency rules and regulations, including maintaining all required records and documents relating to the grant agreement, including Fair Housing and Environmental Review, and all other HUD federal requirements.
5. As Grantee, Mercer County is responsible for the fiscal operations of the CHIP Grant, including, but not limited to, encumbrances, payments, documentation and financial record keeping, along with drawdowns and status reports. However, City of Celina, as a Partner, will have the right to review all financial records held or maintained by Mercer County in connection with the CHIP Grant.
6. With respect to the selection of eligible project activities, Mercer County will exercise sole discretion within the corporate limits of City of Celina and the entire Mercer County area. Mercer County will accept recommendations on potential projects from the City of Celina.
7. The Partners or the Consultant, if so contracted, will each have the following responsibilities with respect to the activity funds targeted and completed within their respective jurisdictions:
 - A. Marketing of the CHIP Activities;
 - B. Provide applications to the public

As Grantee, Mercer County is responsible for the following responsibilities for the Partnership:

- A. Administering and implementing housing activities in accordance with CDBG, HOME and/or OHTF Funds in compliance with State and Federal Regulations;
 - B. Recording of required Mortgages related to Private Owner Rehabilitation;
 - C. All Program oversight and compilation of the completed case files at the end of the Grant period, including the monitoring visit.
8. Since no administrative services will be performed by the City of Celina, all administrative costs incurred by the Grantee and by the Consultant(s) will be reimbursed through the CHIP Administration activity funds to the Grantee.
9. The Grantee agrees to allocate housing activity funds in the amounts shown on "Exhibit A" attached hereto.
10. Grantee will pay contractors directly for all work performed in partnering jurisdiction.
11. This Partnership Agreement will take effect and be in force from the date of full execution hereof, and will remain in effect until the CHIP Grant funds are expended and the funded activities are complete and closed out with the State of Ohio.
12. The Partners agree that no Partner may terminate or withdraw from this Partnership Agreement while it remains in effect.
13. Each Partner will have exclusive authority, within the guidelines or requirements of the PY 2020 CHIP, with respect to the expenditure of grant funds allocated to it. City of Celina places its authority in the care of Mercer County.
14. Mercer County will maintain and manage any program income from the Private Owner Rehabilitation projects performed with the PY 2020 CHIP funds. Therefore, in the event program income is recaptured from any project (including in the City of Celina) as a result of this Partnership Agreement, such income will be maintained in Mercer County's HOME and/or CDBG Program Income account. In that regard, the Partners agree that Mercer County will maintain and report program income as it pertains to PY 2020 CHIP outcomes. The Partners further agree Mercer County will retain the future program income (originating from PY 2020 CHIP activity) to

be used as leverage for future CHIP applications and ultimately used for additional Private Owner Rehabilitation projects within City of Celina and Mercer County.

15. Should ODSA lawfully demand repayment from Mercer County, as Grantee, of any grant funds that were awarded under the PY 2020 grant and spent on a specific project that took place in the City of Celina or Mercer County, Mercer County will provide the repayment. The County will attempt, to the extent possible, to recapture the grant funds previously spent on the specific project site and repay ODSA.
16. Notwithstanding the foregoing, the Partners hereby agree to mutually approve the Grant Application to be submitted to the ODSA, and upon award of grant funds, will have monthly discussions (or more as needed) throughout the grant to represent their respective interests and the progress of the PY 2020 grant; including activity milestones. The Partners may facilitate discussions and determine if any modifications are needed to this Agreement or the CHIP Policy and Procedure Manual.
17. The Partners are obligated to take all actions necessary to assure compliance with the certification required by Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, the Fair Housing Act, Section 109 of the Housing and Community Development Act of 1974 and other applicable laws.
18. The Partners agree that CHIP Grant funds are prohibited for activities in, or in support of any cooperating unit of local government that does not affirmatively further fair housing within its own jurisdiction or that impedes Grantee's of the Partners' actions to comply with fair housing certification.
19. Each Partner hereby affirms that they are, and will during the term of this CHIP Grant remain compliant with Program Policy Notice OCD 13-04, Agreements for Grant Administration of Office of Community Development Programs.
20. This Partnership Agreement does not contain a provision for veto or other restriction that would allow any Partner to obstruct the implementation of the CHIP Program during the period covered by this Partnership Agreement, which is upon date of execution of this agreement to and including December 31, 2022.

WHEREFORE, the undersigned hereby executed this Partnership Agreement as of the dates indicated below.

Mercer County Commissioners

City of Celina

Jerry Laffin, Chairman

Jeffrey Hazel, Mayor

Date: _____, 2020

Approved as to Form:

Amy Ikerd
Assistant Prosecuting Attorney
Mercer County, Ohio

Exhibit A – PY 2020 CHIP Proposed

| | CDBG | HOME | Total CHIP | Other Funds Match | Total Program | Primary Outcomes | Cost/Unit |
|------------------------------|----------------|----------------|----------------|-------------------|----------------|------------------|-----------|
| Private Rehab | | 430,000 | 430,000 | 29,511 | 459,511 | 8 | 57,439 |
| Home Repair | 180,000 | | 180,000 | 20,000 | 200,000 | 12 | 16,667 |
| TBRA | | 20,000 | 20,000 | | 20,000 | 5 | 4,000 |
| Administration | 25,000 | 45,000 | 70,000 | | 70,000 | | |
| Fair Housing | | | | 1,000 | 1,000 | 1 | |
| Totals | 205,000 | 495,000 | 700,000 | 50,511 | 750,511 | | |
| <u>Mercer County</u> | | | | | | | |
| Private Rehab | | 245,000 | 245,000 | 29,511 | 274,511 | 5 | 54,902 |
| Home Repair | 95,000 | | 95,000 | 20,000 | 115,000 | 7 | 16,429 |
| TBRA | | 20,000 | 20,000 | | 20,000 | 5 | 4,000 |
| Administration | 25,000 | 45,000 | 70,000 | | 70,000 | | |
| Fair Housing | | | | 1,000 | 1,000 | 1 | |
| <u>City of Celina</u> | | | | | | | |
| Private Rehab | | 185,000 | 185,000 | | 185,000 | 3 | 61,667 |
| Home Repair | 85,000 | | 85,000 | | 85,000 | 5 | 17,000 |
| TBRA | | | | | | | |
| Administration | | | | | | | |
| Fair Housing | | | | | | | |
| Totals | 205,000 | 495,000 | 700,000 | 50,511 | 750,511 | | |

PY 2020 COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM (CHIP)
Mercer County and City of Celina Partnership
Amendment to the Mercer County CHIP Policy and Procedure Manual

This Amendment to Mercer County's Policy and Procedures Manual (PPM) is made to reflect that a Partnership Agreement between City of Celina and Mercer County in which City of Celina is adopting the Mercer County's PPM, as amended herein, as part of the Partnership's single application of the CHIP grant that would cover the entirety of City of Celina. Mercer County will maintain its existing process to all prospective, actual, and former projects within its jurisdiction. City of Celina, by the Partnership Agreement signed on May _____, 2020 has adopted Mercer County's PPM as their own. The City of Celina will place its interest and decision-making in the care of Mercer County, in which it will maintain representation. Similarly, any program income resulting from the City of Celina's participation as a CHIP Partner will be placed in the care of Mercer County Commissioner's HOME Program Income account or CDBG Program Income account. Notwithstanding, the PPM shall firstly follow any and all Policy Notices that may be issued by the Office of Community Development of the Ohio Development Services Agency.

The following items hereby update the content of the most recent PPM:

1. **Service Area Update:**
All grant-served area location references to "county-wide" are hereby amended to City of Celina and county-wide, so that the City of Celina is fully included.
2. **Partnership Arrangement:**
All other policies and procedures are hereby updated to accommodate the Partnership Agreement entered into by Mercer County and the City of Celina effective May _____, 2020, which is attached.
3. **Income Limits:**
Income limits will be defined by the Department of Housing and Urban Development, which are subject to change as they are typically updated on an annual basis.

ORDINANCE 18-20-O

AN ORDINANCE TO AMEND ORDINANCE 18-18-O TO ELIMINATE A PUBLIC WORKS ASSISTANT SUPERINTENDENT AND ESTABLISH AN ADDITIONAL WATER TREATMENT PLANT ASSISTANT SUPERINTENDENT.

WHEREAS, through review and consideration of organizational structure and personnel needs, Administration has determined that the number of employees specified in Ordinance 18-18-O, passed by City Council on June 11, 2018, must be revised and modified to eliminate a Public Works Assistant Superintendent and establish an additional Water Treatment Plant Assistant Superintendent; and

WHEREAS, the City of Celina has determined to decrease the number of "Public Works Assistant Superintendent" under "Public Works Department" category from two (2) to one (1); and

WHEREAS, the City of Celina has determined to increase the number of "Water Treatment Plant Assistant Superintendent" under "Water Department" category from one (1) to two (2); and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, the number of "Public Works Assistant Superintendent" positions under the "Public Works Department" category is hereby reduced from two (2) positions to one (1) position.

THAT, the number of "Water Treatment Plant Assistant Superintendent" positions under the "Water Department" category is hereby increased from one (1) position to two (2) positions.

THAT, the "Total Public Works Department" will be decreased to 12 and the "Total Water Department" will be increased to 13.

SECTION TWO

THAT, in order to reflect the modifications set forth in Section One (1) hereinabove, Ordinance 18-18-O, passed by City Council on June 11, 2018, is hereby repealed and replaced in its entirety as follows:

ADMINISTRATION

- 1 Safety-Service Director
- 1 Director of Administrative Services
- 1 Administrative Assistant
- 1 Planning & Community Development Director
- 1 Tax Administrator
- 1 Tax Clerk
- 1 Human Resource Director
- 1 Human Resource Coordinator
- 8 Total Administration**

MUNICIPAL COURT

- 1 Municipal Court Clerk
- 5 Deputy Court Clerks I, II, III
- 1 Bailiff/Probation Officer
- 7 Total Municipal Court**

ENGINEERING DEPARTMENT

- 1 City Engineer
- 2 Engineering Assistant I or II
- 1 Code Enforcement Officer
- 1 Account Clerk I, II or III
- 5 Total Engineering Department**

ELECTRIC DISTRIBUTION DEPARTMENT

- 1 Electric Distribution Superintendent
- 2 Electric Distribution Crewleader
- 7 Electric Line Maintenance Worker I, II, or III
- 10 Total Electric Distribution Department**

WASTEWATER DEPARTMENT

- 1 Wastewater Treatment Plant Superintendent
- 1 Wastewater Treatment Plant Assistant Superintendent
- 3 Wastewater Treatment Plant Operators I, II, III or Trainee
- 5 Total Wastewater Department**

AUDITOR'S OFFICE

- 1 Chief Deputy Auditor
- 1 Deputy Auditor
- 1 Account Clerk I, II, or III
- 3 Total Auditor's Office**

CUSTOMER SERVICE

- 1 Account Clerk Supervisor
- 3 Account Clerk I, II or III
- 3 Meter Reader I or II
- 7 Total Customer Service**

PARKS & RECREATION DEPARTMENT

- 1 Parks & Recreation Director
- 1 Total Parks & Recreation Department**

POLICE DEPARTMENT

- 1 Chief of Police
- 1 Assistant Chief of Police
- 3 Sergeants
- 15 Patrolman
- 5 Dispatchers
- 25 Total Police Department**

WATER DEPARTMENT

- 1 Water Treatment Plant - Distribution Superintendent
- 2 Water Treatment Plant Assistant Superintendent
- 6 Water Treatment Plant Operators I, II, III or Trainee
- 1 Laboratory Technician
- 3 Water Line Maintenance Worker I or II
- 13 Total Water Department**

PUBLIC WORKS DEPARTMENT

- 1 Public Works Superintendent
- 1 Public Works Assistant Superintendent
- 6 Public Works Maintenance Worker I or II
- 1 Parks Maintenance Crewleader
- 3 Wastewater Collection Worker I, II or Trainee
- 12 Total Public Works Department**

FIRE DEPARTMENT

- 1 Fire Chief
- 1 Assistant Fire Chief
- 3 Fire Lieutenants
- 12 Firefighters
- 17 Total Fire Department**

113 Total City of Celina Authorized Positions

SECTION THREE

THAT, any City legislation or Sections of Ordinances inconsistent with the terms of this Ordinance are hereby repealed and this Ordinance is hereby declared the intent of Council.

SECTION FOUR

NOW THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.


PASSED this 22nd day of June, 2020.



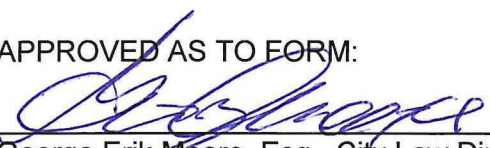
 Jason D. King, President of Council

ATTEST:


 Joan S. Wurster, Clerk of Council

APPROVED July 22, 2020.


 Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:


 George Erik Moore, Esq., City Law Director

ORDINANCE 19-20-O

AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE THIRD SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS AND DECLARING AN EMERGENCY.

WHEREAS, the Law Director Consultant account has insufficient funds appropriated and additional funds must be appropriated to pay for consulting attorney services.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **General Fund:**

Law Director Consultant (110.180.5230) \$ 41,250.00

Appropriate from unappropriated balance **Electric Fund:**

Elec Adm/Gen Law Director Consultant (661.180.5230) \$ 40,000.00

Appropriate from unappropriated balance **Water Fund:**

Water Adm/Gen Law Director Consultant (663.180.5230) \$ 21,875.00

Appropriate from unappropriated balance **Waste Water Fund:**

WW Sys Adm/Gen Law Director Consultant (666.180.5230) \$ 21,875.00

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 8th day of June, 2020


Jason D. King, President of Council

ATTEST:


Joan S. Wurster, Clerk of Council

APPROVED June 8, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 20-20-O

AN ORDINANCE AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO COMPROMISE TWO UTILITY ACCOUNTS WITH CELINA UTILITIES IN THE NAME OF “MCAFFEE COMMUNICATIONS”, AND DECLARING AN EMERGENCY.

WHEREAS, Mcafee Communications has two (2) delinquent accounts with the Celina Utilities, further described as follows:

- (1) Account number 948-00220-00 (which contains “the building”), has a balance of \$2,269.50 (which includes penalties of \$206.33). The last payment made on this account was on 04/03/2019
- (2) Account number 948-00230-02 (which contains “the tower”), has a balance of \$2,461.70 (which includes penalties of \$223.80). The last payment made on this account was on 03/01/2019; and

WHEREAS, “the tower” as described above contains several radio communication systems, including the Celina Utility Department’s radio communication system; and

WHEREAS, “the tower” as described above was, at that time, believed to be serviced with electricity by both of the above-described accounts; and

WHEREAS, it is the general policy of the City of Celina, pursuant to the “Celina Utilities Service Policy, Rules and Regulations”, to terminate electric service to any account which becomes delinquent; and

WHEREAS, when the two above-described accounts became delinquent, electric service to these two (2) accounts was not shut off in order to maintain the Celina Utility Department’s radio communication system in order to allow continuous and uninterrupted communications, which was a benefit to the City of Celina, its citizens and its utility customers; and

WHEREAS, on or about May 1, 2020 RG Sound & Communications Inc. acquired the premises consisting of the “building” as described above; and

WHEREAS, on or about July 1, 2020 Don and Michelle Ballinger will acquire the premises consisting of “the tower” as described above; and

WHEREAS, it is the general policy of the City of Celina, pursuant to the “Celina Utilities Service Policy, Rules and Regulations”, to require all delinquent accounts to be “paid in full” by the new customer(s) prior to reconnecting service, which generally applies to the two (2) delinquent accounts described hereinabove; and

WHEREAS, around early May 2020, RG Sound & Communications Inc. submitted a request to the City (by and through the Safety-Service Director) to review this decision to have these two (2) new utility customers pay these two (2) delinquent accounts in full prior to reconnecting service, and further requesting a hearing with the Safety-Service Director that these two (2) delinquent account balances owed be “waived” by the City due to the City (as well as its citizens and utility customers) benefitting from its decision to not terminate electric service to these two (2) accounts in order to maintain the Celina Utility Department’s radio communication system; and

WHEREAS, the Safety-Service Director requests permission from Council to waive the balances owed (including penalties and interest) on the two (2) aforementioned delinquent accounts for the reasons set forth above.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, the pursuant to Section Thirteen (XIII) in the "Celina Utilities Service Policy, Rules and Regulations" Safety-Service Director be, and is hereby authorized and directed to waive any and all balances due with regards to Celina Utilities account numbers (1) 948-00220-00 & (2) 948-00230-02, including all penalties and interest thereon, for the reasons set forth above.

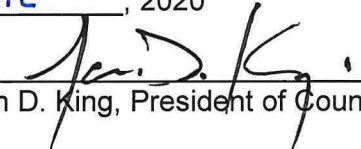
SECTION TWO

THAT, the Safety-Service Director or his designee(s) shall be empowered to sign all documents and take all actions necessary to effectuate the intent of Council.

SECTION THREE

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to allow the new owners of the premises to take over these two (2) Utilities accounts at the earliest date possible. NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 8th day of June, 2020




Jason D. King, President of Council

ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED June 8, 2020


Jeffrey S. Hazel, Mayor

DRAFTED BY:



George Erik Moore, Esq., City Law Director

ORDINANCE 21-20-O

AN ORDINANCE DECLARING A STATE OF EMERGENCY IN CELINA DUE TO THE COVID-19 PANDEMIC AND TO EMPOWER THE SAFETY SERVICE DIRECTOR WITH ADDITIONAL SPECIFIC POWERS DURING THE STATE OF EMERGENCY AND DECLARING AN EMERGENCY.

WHEREAS, in December 2019, a coronavirus known as COVID-19 was first detected in the People's Republic of China and which has now spread to West-Central Ohio; and

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death and can easily spread from person to person; and

WHEREAS, Governor Mike DeWine has issued Executive Order 2020-01D, declaring a State of Emergency in the State of Ohio as a necessary state-wide preventive and proactive measure to slow the spread of COVID-19; and

WHEREAS, the Director of the Ohio Department of Health has issued state-wide Orders limiting or prohibiting gatherings and the closure of certain venues and businesses; and

WHEREAS, the spread of COVID-19 within Celina is threatening to strain City resources and threaten the health, safety, and welfare of the citizens of Celina; and

WHEREAS, additional measures were deemed necessary by the State Auditor and require local legislative authority, above and beyond those instituted by the State and Federal government, in order to help slow the outbreak of COVID-19 in our community and to expedite actions deemed necessary to ensure continued City operations and protect our residents.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, a State of Emergency is hereby declared for the City to protect the welfare of the City's personnel, residents, visitors, and businesses from the dangerous effects of COVID-19 retroactive to the establishment of the State's declaration as reflected in the Executive Order 2020-01D.

SECTION TWO

THAT, only during this declared Emergency, the Safety Service Director is hereby authorized to purchase such products, hire such persons and services, and enter such short-term contracts as deemed necessary and appropriate to prevent and or mitigate the effects of this Emergency related to City operations for the benefit of the community.

SECTION THREE

THAT, during this declared Emergency, the Safety Service Director is hereby authorized to implement such temporary personnel actions as are necessary for continued safe Operations and Safety Services for the City of Celina.

SECTION FOUR

THAT, during this declared Emergency, the Safety Service Director is hereby authorized to expend such funds specifically related to and appropriate to prevent and or mitigate the effects of this Emergency directly related to safety services and operations of the City.

SECTION FIVE

THAT, whenever during this declared Emergency the Safety Service Director deems it necessary to take a COVID-19 related action, based on the authority provided in this Ordinance, which action could exceed the authority otherwise provided to the Safety Service Director in Ohio Revised Codes 735 and 737, the Safety Service Director shall report such action to the Mayor and City Council within twelve (12) hours after taking such action for affirmation.

SECTION SIX

THAT, whenever during this specific declared Emergency the Safety Service Director takes an action, based on the authority provided in this Ordinance, which may exceed the authority otherwise provided to the Safety Service Director in Ohio Revised Codes 735 and 737 or the Codified Ordinances, such action may be rescinded by a subsequent ordinance adopted by Council at a Special or Regular Council meeting.

SECTION SEVEN

THAT, this State of Emergency directly related to the COVID-19 Pandemic restrictions and or actions for municipal operations issued by Federal Orders and or Orders by Ohio Governor DeWine or by the Ohio Department of Health Director shall continue until such Emergency no longer exists as determined by the Ohio Department of Health or City Council.

SECTION EIGHT

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public health, safety and welfare and for further reason that additional measures are deemed necessary, above and beyond those instituted by the State and Federal government, in order to help slow the outbreak of COVID-19 in our community and to expedite actions deemed necessary to protect our residents. NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 22nd day of June, 2020

Jason D. King
Jason D. King, President of Council

ATTEST:
Joan S. Wurster
Joan S. Wurster, Clerk of Council

APPROVED June 22, 2020
Jeffrey S. Hazel
Jeffrey S. Hazel, Mayor

DRAFTED BY:
George Erik Moore
George Erik Moore, Esq., City Law Director

ORDINANCE 23-20-O

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A RESIDENTIAL LEASE AGREEMENT WITH ST. JOHN LUTHERAN CHURCH FOR THE PURPOSE OF RENTING THE PREMISES WITH A STREET ADDRESS OF 1201 N. MAIN STREET, CELINA, OHIO 45822, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Celina desires to enter into a residential lease agreement with St. John Lutheran Church to allow it to lease the residential premises with a street address of 1201 N. Main Street, Celina, Ohio 45822 in a form similar to the proposed Residential Lease Agreement attached hereto and labeled as Exhibit A which is fully-incorporated herein by reference; and

WHEREAS, Council has determined it is in the best interests of the City of Celina to do so.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer and State of Ohio.

SECTION ONE

THAT, the Safety-Service Director is hereby authorized to execute a Residential Lease Agreement similar to the proposed Residential Lease Agreement attached hereto and labeled as Exhibit A which is fully-incorporated herein by reference.

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for promptly securing a tenant for said premises. Now, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 22nd day of June, 2020

ATTEST:

Joan S. Wurster
Joan S. Wurster, Clerk of Council

Jason D. King
Jason D. King, President of Council

APPROVED June 22, 2020
Jeffrey S. Hazel
Jeffrey S. Hazel, Mayor

DRAFTED BY:

George Erik Moore
George Erik Moore, Esq., City Law Director

RESIDENTIAL LEASE AGREEMENT

This lease is between City of Celina, Ohio, an Ohio Municipal Corporation, hereinafter referred to as "Lessor," and _____ hereinafter (collectively, if applicable) referred to as "Lessee."

(A) Premises; term.

Lessor leases to Lessee, for a term of twelve (12) months, beginning _____, 20____ and ending _____, the single-family residence known as 1201 N. Main Street, Celina, Ohio 45822, excluding the garage and dumpster upon the premises.

(B) Rent.

The rent for the term shall be Six Thousand and xx/100 Dollars (\$6,000.00), payable in monthly installments of Five Hundred and xx/100 Dollars (\$500.00), beginning _____, 20____, and continuing on the first day of each month thereafter. Any installment of rent not paid within three (3) days after the due date shall carry a late payment fee of Twenty-five Dollars (\$25.00) for each day any such payment(s) is/are in arrears, to be added to and paid the same as rent. Payments shall be made directly to Lessor during a monthly walk-through inspection of the premises, or, in the alternative and at Lessor's sole discretion, paid directly to Lessor.

Each year, commencing on the 1st day of _____, the terms and provisions of this Lease shall automatically extend for an additional one (1) year period for up to three (3) additional one (1) year periods upon the same terms and conditions set forth herein, unless either party notifies the other in writing to the contrary by no later than the 1st day of _____ prior to the applicable _____ 1st date that it does not desire to have the term so extended.

(C) Utilities and services.

Lessee will promptly place in Lessee's name all water, sewer, gas (propane tank), electric, telephone, cable television, trash collection, and other utilities and services for the premises, and will pay the charges for such utilities and services when due. Lessee acknowledges that all of the aforementioned utilities and services are required to be continually maintained without disruption in service through the fault of Lessee. In addition to seeking direct repayment, the Lessor may charge against any security deposit any unpaid utilities and/or services.

Initial:

CITY OF CELINA, OH LESSEE LESSEE
By: _____
LESSOR

(D) Lease terms.

- 1) Lessor shall keep a passkey to all entrances at the premises, and have the right to periodic inspection or repairs, as Lessor may deem necessary, and at all reasonable times to examine the condition of the premises and make repairs.
- 2) Lessor shall conduct monthly walk-through inspections of the premises to ensure that the condition of the premises remains in the condition at the time of the execution of this Lease, reasonable wear and tear excepted. Lessee acknowledges that in the event Lessee fails to abide by the terms and conditions contained within this Lease, the same may be grounds for immediate termination of this Lease.

Lessee(s)' initials: _____

- 3) Lessee shall supervise Lessee's guests, including but not limited to children, at all times and notify such persons that they play and/or are on the premises at their own risk.
- 4) Lessee's absence from the premises for three (3) consecutive days while rent remains unpaid shall constitute abandonment upon vacation or abandonment. Lessor may store lessee's property and re-rent premises without liability to lessee whatsoever. Lessee agrees to pay a reasonable storage fee to Lessor. After ninety (90) days, such property shall be considered legally abandoned and Lessor may sell such belongings at auction.
- 5) Lessee shall use no scotch tape or fixtures with a stick-on feature on walls or woodwork.
- 6) Lessee shall be permitted to put a reasonable number of small holes in the walls for the purpose of hanging small pictures, light decorations, and the like. In the event that any hole in any wall (and/or ceiling or floor) is not adequately repaired by Lessee prior to the expiration or termination of this Lease, Lessee acknowledges that Lessee shall be charged One Dollar (\$1.00) to repair each such small hole, Two Dollars (\$2.00) to repair any medium hole, and Ten Dollars (\$10.00) to repair any large hole, with said hole size to be determined solely by Lessor.
- 7) Lessee shall comply with all laws and ordinances and shall use the premises solely for residential purposes, and no trade, business or occupation shall be carried on therein.

Initial:

CITY OF CELINA, OH

LESSEE

LESSEE

By: _____
LESSOR

- 8) The Lessee shall not permit the use or possession of any illegal substances, drugs or items in or about the premises.
- 9) Redecorating any/or any other modification(s) of the interior shall be done only after written agreement between Lessee and Lessor. Condition of living area shall be considered good at the time of signing of the Lease.
- 10) Said premises shall not be sublet or assigned, nor shall the number of occupants be increased without the written consent of the Lessor in each and every case first being obtained, nor shall said premises be used for any unlawful purpose or for any purpose that in the sole opinion of the Lessor will injure the reputation of the within premises. Lessee further agrees that only those persons listed below above the signature lines on this document shall occupy the premises.
- 11) Lessee shall indemnify and waive all damages and save Lessor harmless for any damages or injury to Lessee and Lessee's guest arising from the use or occupancy of the premises, regardless of negligence of Lessor, including but not limited to damages or injury involving an animal upon the premises.
- 12) Lessor (including its employees and agents) shall not be liable for theft, loss, damages or destruction of personal property and/or for any damage arising from the acts or neglect of Lessee, of said building or the elements, or damage arising from acts over which Lessor has no control.
- 13) Lessee shall be responsible for carrying Lessee's own insurance on contents and liability and shall provide the Lessor a copy of a renter's insurance policy which is acceptable to Lessor's insurer.
- 14) Lessee agrees to waive and to save Lessor (including Lessor's employees and agents) harmless from any liability by reason of personal injury to any person or persons, and for property damage for accidents occurring on, or about, or connected with the premises. Lessee will obtain and maintain in force one or more liability insurance policies satisfactory to Lessor, covering risks subject to indemnity under this section, naming the Lessor as an additional insured. The minimum policy limits shall be One Million Dollars and Zero Cents (\$1,000,000.00) per person for personal injury and One Million Dollars and Zero Cents (\$1,000,000.00) per person for property damage. Lessee shall furnish satisfactory proof of insurance to lessor upon request.
- 15) Lessee agrees to keep the premises that Lessee occupies and uses safe and sanitary, to dispose of all rubbish, garbage and other waste in a clean, safe and sanitary manner, in receptacles. Lessee shall keep all plumbing fixtures as clean as their condition permits; to use and operate all electrical and plumbing fixtures properly

Initial:

CITY OF CELINA, OH

LESSEE

LESSEE

By: _____
LESSOR

and to comply with all requirements imposed on lessee by all applicable state and local Housing, Health and Safety Codes. Lessee agrees to maintain the safety devices, including but not limited to, smoke detectors and fire extinguishers in good working order and repair. Lessee is responsible to maintain and replace smoke detector batteries.

a) Lessee acknowledges that upon the signing of this Lease, the premises has _____ smoke detectors installed, and that Lessee has personally tested each such smoke detector, and that each was found to be in proper working order.

Initials:

LESSEE

LESSEE

16) Except in case of emergency, or if it is impractical to do so, Lessor shall give the Lessee twenty-four (24) hour notice of the intent to enter premises and Lessor shall enter only at reasonable times for the purpose of inspection and for making necessary or agreed repairs, decorations, alterations, or improvement, supply necessary agreed services, or exhibit the unit to prospective or actual purchasers, mortgagees, lessees, workman or contractors. A Lessee's request for repair or service shall be considered as permission to enter the premises for that purpose. Lessee shall immediately notify Lessor of any needed repairs to premises. Interruption or curtailment of any services or utilities shall not constitute a partial or constructive eviction.

17) Lessee at Lessee's own expense shall provide the following utilities or services:

- i. All utilities, telephone, cable TV, and other charges, as calculated by the applicable service provider.
- ii. All snow and ice removal services for walkways and other areas servicing or used by Lessee.
- iii. All maintenance costs and the replacement of all non-permanent fixtures (i.e., light bulbs, etc.)

18) Lessor at Lessor's own expense shall provide the following utilities or services:

- i. Mowing of grass.

19) Lessee further agrees that:

- i. Upon the expiration of the Lease, Lessee shall return possession of the leased premises in its present condition, reasonable wear and tear, fire casualty excepted.
- ii. Lessee shall commit no waste to the leased premises.

Initial:

CITY OF CELINA, OH

LESSEE

LESSEE

By: _____
LESSOR

- iii. Lessee shall not conduct on premises any activity deemed extra hazardous, or nuisance, or requiring an increase in fire insurance premiums.
In the event of any breach of the payment of rent or any other allowed charge, or other breach of this Lease, Lessor shall have full rights to terminate this Lease in accordance with state law and re-enter and re-claim possession of the leased premises, in addition to such other remedies available to lessor arising from said breach.
- iv. Guests staying longer than three (3) days and registered in advance with lessor may remain six (6) days.

20) No smoking is permitted within or upon the premises by anybody.

21) No pets are permitted within or upon the premises by anybody.

(E) Assignment.

This Lease is not assignable by Lessee without Lessor's express written consent.

(F) Subordination.

This Lease shall be subordinate to all present and future mortgages and/or other liens against the property.

(G) Non-Enforcement.

The non-enforcement of any of the terms of this agreement, including but not limited to the Lessor's acceptance of late payments, does not constitute the waiver of any of the provisions of this agreement. At the Lessor's sole discretion, the breach or violations of any of the terms of this agreement are grounds for termination of this Lease and will, at the Lessor's sole discussion, permit the Lessor to retake possession of the premises using all lawful means.

Initial:

CITY OF CELINA, OH

LESSEE

LESSEE

By: _____
LESSOR

ORDINANCE 24-20-O

**AN ORDINANCE AMENDING A DEFICIENT GRANT FUND WITHIN
ORDINANCE 34-19-0 AS THE FIFTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, in 2011 the Celina Police Department was awarded the Ohio Department of Youth Services Grant (ODYS Grant) as referenced in Ordinance 47-11-0 (Exhibit A) for the purpose of purchasing a CMI Software Upgrade for the Celina Police Department with a total estimated cost of Sixteen Thousand Dollars (\$16,000); and

WHEREAS, the ODYS Grant award of Four Thousand Dollars (\$4,000.00) was received on November 7, 2011 and receipted into the FY08 ODYS Grant Proceeds Fund; and

WHEREAS, the City's portion of Twelve Thousand Dollars (\$12,000.00) was appropriated by City Council from the General Fund to the Transfer-Police Grant Transfer Fund (110.211.5910) in September 2011 with the actual posting remaining incomplete; and

WHEREAS, the CMI Software Upgrade was purchased in October and November of 2011 and completed in December 2011 (Exhibit B); and

WHEREAS, the FY2008 ODYS Grant Fund has been identified as a negative Fund balance and deficit in the amount of Eleven Thousand Five Hundred and Twenty-Three Dollars (-\$11,523.00) and funds must be appropriated to complete the transfer and correct this negative fund balance as required by the State of Ohio Auditor.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

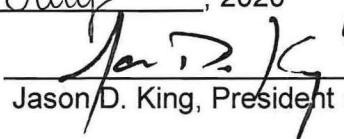
Appropriate from unappropriated balance **General Fund:**

| | |
|---|-------------|
| Transfer-Police Grant Transfer (110.211.5910) | \$11,523.00 |
|---|-------------|

SECTION TWO

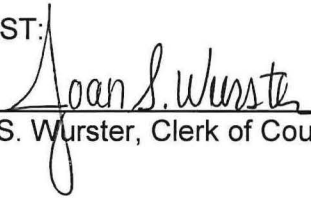
THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to correct the negative fund balance in the FY2008 ODYS Grant Fund to be in compliance with State Auditor requirements through the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 27th day of July, 2020



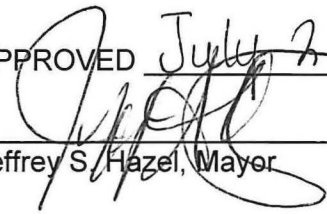
Jason D. King, President of Council

ATTEST:



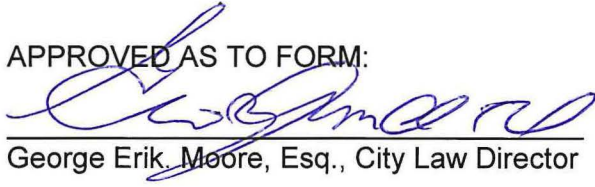
Joan S. Wurster, Clerk of Council

APPROVED July 27, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 47-11-O

AN ORDINANCE AUTHORIZING THE CITY OF CELINA TO ACCEPT A GRANT FROM THE OHIO DEPARTMENT OF YOUTH SERVICES TOWARDS THE PURCHASE OF PHASE 1 OF A COMPUTER SOFTWARE UPGRADE PACKAGE FOR USE BY THE CELINA POLICE DEPARTMENT, ESTABLISHING AND APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, an inspection of the Celina Police Department by the Ohio Department of Youth Services has deemed it to be a secure facility, subject to mandatory reporting; and

WHEREAS, the Celina Police Department is in need of computer upgrades that would assist the department in processing reports and records, including information for said mandatory reporting; and

WHEREAS, the estimated project cost for the software upgrade is not to exceed Sixteen Thousand Dollars (\$16,000.00); and

WHEREAS, the Ohio Department of Youth Services has offered the Celina Police Department a \$4,000.00 grant towards the cost of Phase 1 of computer upgrades for the Celina Police Department.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Celina City Council hereby accepts the Ohio Department of Youth Services Grant (ODYS Subgrant Number 2008-JJ-JR1-0811) for the amount of Four Thousand Dollars (\$4,000.00) and directs the Auditor to establish a special revenue fund called the "FY2008 ODYS Grant Fund" for the purpose of accounting for the expenditure and receipt of funds.

SECTION TWO

THAT, City Council hereby directs the Auditor to appropriate the following:

| | |
|--|-------------|
| Appropriate from Unappropriated Balance in the FY2008 ODYS Grant Fund: | |
| FY2008 ODYS Grant Expense | \$16,000.00 |
| TOTAL FY2008 ODYS GRANT FUND: | \$16,000.00 |

| | |
|--|-------------|
| Appropriate from the Unappropriated Balance in the General Fund: | |
| Transfer-Police Grant Transfer (110.211.5910) | \$12,000.00 |
| TOTAL GENERAL FUND: | \$12,000.00 |

SECTION THREE

THAT this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to acquire the software upgrades for essential operations as soon as possible. NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 12 day of Sept., 2011

J. D. King
Jason D. King, President of Council

ATTEST:

Jackie L. Lady
Jackie L. Lady, Clerk of Council

APPROVED September 12, 2011
Sharon LaRue
Sharon LaRue, Mayor

APPROVED AS TO FORM:

Kevin M. McKirnan
Kevin M. McKirnan, City Law Director

| 253.210.5510 | | POLICE FY08 ODYS GRANT EXPENSE | | | | | | |
|---------------|-----------|--------------------------------|---------|----------|----------|--------|------------------|----------------------------|
| Date | Src Vend# | Name | Po# | Bno/seq | Project | Check | Amount | Remark |
| 10-17-2011 | AC | 00054 | CMI INC | RG110567 | 06721007 | 071997 | 13,350.00 | PHASE 1 OF CMI AUTHORITY S |
| 11-14-2011 | AC | 00054 | CMI INC | RG110567 | 06747035 | 072278 | 2,173.00 | PHASE 1 OF CMI AUTHORITY S |
| Account total | | | | | | | <u>15,523.00</u> | |
| Grand Total | | | | | | | <u>15,523.00</u> | |

ORDINANCE 25-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE SIXTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, the Ohio Environmental Protection Agency awarded the City of Celina a Drinking Water Solutions Grant Agreement (Ordinance 17-16-O) to address drinking water sources and treatment processes; and

WHEREAS, the City of Celina's objective to improve drinking water quality with operational effectiveness and efficiency has resulted in a comprehensive design and construction plan for Celina's Water Treatment Plant upgrades improvement to replace antiquated processes and equipment; and

WHEREAS, the Celina Water Department has received bids for this project and funds now need to be appropriated for the improvements; and

WHEREAS, the City of Celina has received Coronavirus Relief Funds (CARES Act) through the Local Government Assistance Program and the Office of Budget and Management; and

WHEREAS, the Coronavirus Relief Funds must now be appropriated for expenses related to COVID-19 Pandemic response.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **Drinking Water Solutions Grant Fund:**

| | |
|---|----------------|
| Drinking Water Solutions Grant Expense (313.663.5550) | \$2,975,173.02 |
|---|----------------|

Appropriate from unappropriated balance **Water Sys Oper Fund:**

| | |
|--|----------------|
| Water Transfer to Sys Reserve (663.636.5910) | \$2,024,827.00 |
|--|----------------|

Appropriate from unappropriated balance **Water Sys Reserve Fund:**

| | |
|---|----------------|
| Water Plant Bldg-Grd Cap (664.631.5540) | \$2,024,827.00 |
|---|----------------|

Appropriate from unappropriated balance **Coronavirus Relief Fund – CRF**

| | |
|---|---------------|
| Coronavirus Relief Fund – Expenses (260.110.5550) | \$ 260,717.76 |
|---|---------------|

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take

effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 27th day of July, 2020

Jason D. King
Jason D. King, President of Council

ATTEST:

Joan S. Wurster
Joan S. Wurster, Clerk of Council

APPROVED July 27, 2020
Jeffrey S. Hazel
Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:

George Erik Moore
George Erik Moore, Esq., City Law Director

ORDINANCE 26-20-O

AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE SEVENTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.

WHEREAS, upgrades are in need to one (1) City Council Member laptop computer and three (3) City Council Members are in need of laptop computers for official legislative activities and funds now need to be appropriated for the upgrades and the purchase of these laptop computers at an estimated cost of Two Thousand Five-Hundred Dollars (\$2,500.00).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **General Funds:**

Council Stat/Incid (110.111.5410) \$825.00

Appropriate from unappropriated balance **Electric Fund:**

Elec Adm/Gen Council Stat/Incid (661.111.5410) \$800.00

Appropriate from unappropriated balance **Water Fund:**

Water Elec Adm/Gen Council Stat/Incid (663.111.5410) \$437.50

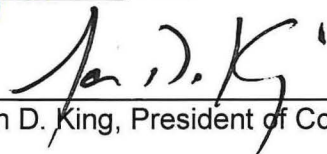
Appropriate from unappropriated balance **Waste Water Fund**

Waste Water Adm/Gen Council Stat/Incid (666.111.5410) \$437.50

SECTION TWO

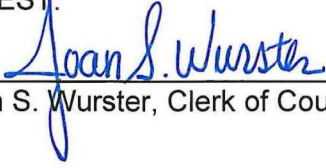
THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to purchase laptop computers for the City Council Members for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 10th day of August, 2020



Jason D. King, President of Council

ATTEST:



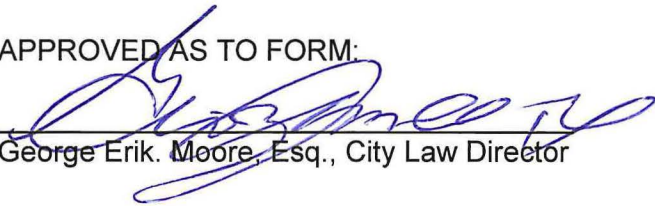
Joan S. Wurster, Clerk of Council

APPROVED August 10, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 28-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE EIGHTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, The State of Ohio has released additional HB481 Coronavirus Relief Funds to the City of Celina in the amount of One Hundred Thirty Thousand Three Hundred and Fifty-Eight Dollars and Eighty-Eight Cents (\$130,358.88) and as with the previously-distributed CARES Act dollars, local governments can currently only use the funds for non-budgetary COVID-19 related expenses as prescribed by the federal government; and

WHEREAS, the additional HB481 Coronavirus Relief Funds have been received and must now be appropriated; and

WHEREAS, the City of Celina has been awarded funding from the State Capital Improvements Program in respect of the Project named 2020 Various Street Improvements as described in Appendix A which is attached hereto and labeled as "Exhibit A", which is fully incorporated herein by reference; and

WHEREAS, the 2020 Various Street Improvements will provide 49% of the total project cost ("Participation Percentage"), not to exceed Three Hundred Seventy-One Thousand Dollars (\$371,000), for the sole and express purpose of financing or reimbursing costs of the Project; and

WHEREAS, the amount of Three Hundred Seventy-One Thousand Dollars (\$371,000) now need to be appropriated to proceed with the 2020 Various Street Improvements Project; and

WHEREAS, the Celina Police Department now identified the need to install seven (7) indoor/outdoor security cameras at the new Celina Police Department Cold Storage Building at a cost of Four Thousand Five Hundred and Eighty Dollars (\$4,580.00); and

WHEREAS, previously the Celina Police Department gratefully accepted donations from two different donors as described in Resolution 8-16-R and Resolution 12-20-R totaling Four Thousand Four Hundred and Eighty Dollars (\$4,480.00) that now needs to be appropriated in addition to One Hundred Dollars from the Police Capital Account; and

WHEREAS, after additional vandalism in 2020, it has been determined the need to have security cameras installed within the Westview Park and the City of Celina has received a quote from NuWave Technology, Inc., in the amount of Three Thousand Nine Hundred and Fifty-Nine Dollars (\$3,959.00) and funds now need to be appropriated.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **Coronavirus Relief Funds:**

| | |
|---|--------------|
| Coronavirus Relief Fund - Expenses (260.110.5550) | \$130,358.88 |
|---|--------------|

Appropriate from unappropriated balance **OPWC 2020 Various Street Improvement Fund:**

OPWC 2020 Various Street Impr Expense (308.632.5550) \$371,000.00

Appropriate from unappropriated balance **General Fund:**

Police Capital (110.210.5510) \$ 4,480.00

Appropriate from unappropriated balance **Police Capital Fund**

Police Capital Fund (361.210.5550) \$ 100.00

Appropriate from unappropriated balance General Fund

Transfer Park/Recreation (110.410.5910) \$ 4,000.00

Appropriate from unappropriated balance Park and Recreation Fund

Park Capital – New (224.410.5520) \$ 4,000.00

SECTION TWO


THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 14th day of September, 2020




Jason D. King, President of Council

ATTEST:



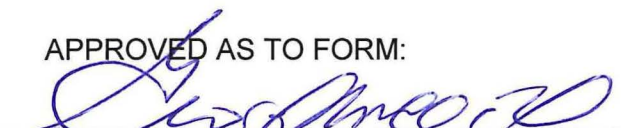
Joan S. Wurster, Clerk of Council

APPROVED September 14, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

Appendix A

Project Completion Schedule, Administration Designation, Description

1) *Project Schedule.* Construction must begin within one year of 07/01/2020. Construction is scheduled to begin 08/01/2020 with completion by 06/30/2021. The Recipient may make a written request for an extension of the date to initiate construction, specifying the reasons for the delay and providing new construction start and completion dates. Requests may be approved by the Director providing that the Project can be completed within a reasonable time frame.

2) *Project Administration Designation.* The Project Administration Designation required by Section V.A. of this Agreement is designated by the Recipient as follows:

Jeffrey Hazel, Mayor to act as the Project Chief Executive Officer;
Betty Strawn, Auditor to act as the Project Chief Fiscal Officer; and
Tom Hitchcock, Safety Service Director to act as the Project Manager.

3) *Project Location & Description.* The Project, for which the provision of financial assistance is the subject of this Agreement, is hereby described as follows:

Location: The project locations are as follows: Logan Street from Main Street to Ash; Ash Street from Logan to Market; Hemick Street from Buckeye to Willow; Spruce Street from Buckeye to Maple; Maple Street from Linden to Johnson; Linden Avenue from Wayne to Buckeye; Willow Street from Linden to Johnson; Irmischer Blvd from Havermann to Majorki; Majorki Place from Irmischer to Eagle Brooke; Eagle Brooke entrance from Wanye to Eagle Brooke Parkway; and Eagle Brooke Parkway from entrance to Eagle Brooke Circle.

Description: The project will consist of a roadway repair and resurfacing project. Damaged street areas will be repaired prior to an asphalt scratch course and asphalt surface course being installed. The project components will consist of approximately 2,500 SY of pavement reconstruction, and 2,700 CY of asphalt scratch and surface courses. The project involves approximately 12,500 LF of streets. See engineer's estimate in project application for approved bid items and quantities.

ORDINANCE 29-20-O

AN ORDINANCE AUTHORIZING THE PUBLIC SALE OF CITY OWNED PROPERTY DESCRIBED AS PARCEL NUMBER 27-074900.0000.

WHEREAS, the City of Celina is the owner of certain lands and premises, such parcel being described as Mercer County Auditor parcel number 27-074900.0000, with a common location of 222 South Main Street, Celina, Mercer County, Ohio; and

WHEREAS, said property is not needed for public use by the City; and

WHEREAS, the City is desirous of selling said property at public auction subject to the highest bid and subject to a minimum bid of Twenty-Five Thousand Dollars (\$25,000.00) with conditions as hereinafter set forth; and

WHEREAS, to allow for the bid advertisement of once a week for five consecutive weeks in a newspaper of general circulation within the municipal corporation per Ohio Revised Code §721.03, the bid opening date needs to be scheduled.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, the land described as parcel number 27-074900.0000, also attached as Exhibit A which is fully incorporated herein, with a common location of 222 South Main Street, Celina, Mercer County, Ohio is not needed for public use and shall be sold by the City for a minimum bid/purchase price of Twenty-Five Thousand Dollars (\$25,000.00).

SECTION TWO

THAT, the Safety-Service Director be and is hereby authorized and directed to advertise a notice of the public auction by sealed bids, once a week for five consecutive weeks in accordance with ORC §721.03.

SECTION THREE

THAT, the City reserves the right to reject any and all bids for any reason allowed by law.

SECTION FOUR

THAT, the City makes no representation as to the development potential or environmental conditions of this parcel.

SECTION FIVE

THAT, the title to said property shall be transferred via a Quit Claim Deed from the City to the successful bidder.

SECTION SIX

NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 9th day of November, 2020 -

J.D.K.
Jason D. King, President of Council

ATTEST:

Joan S. Wurster
Joan S. Wurster, Clerk of Council

APPROVED November 9, 2020

J.S.H.
Jeffrey S. Hazel, Mayor

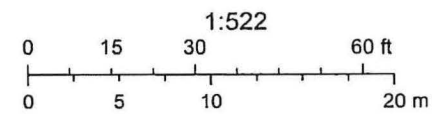
APPROVED AS TO FORM:

G.E.M.
George Erik Moore, Esq., City Law Director

Mercer County, Ohio - GIS 2019



October 6, 2020



Business Name: ILLUSIONS NITE CLUB

Property Address: 222 S MAIN ST,

DTE Code: 430



27-074900.0000

JEFFERSON TWP-CELINA CORP
CELINA SD
09-06-154-007

LEGAL INFORMATION

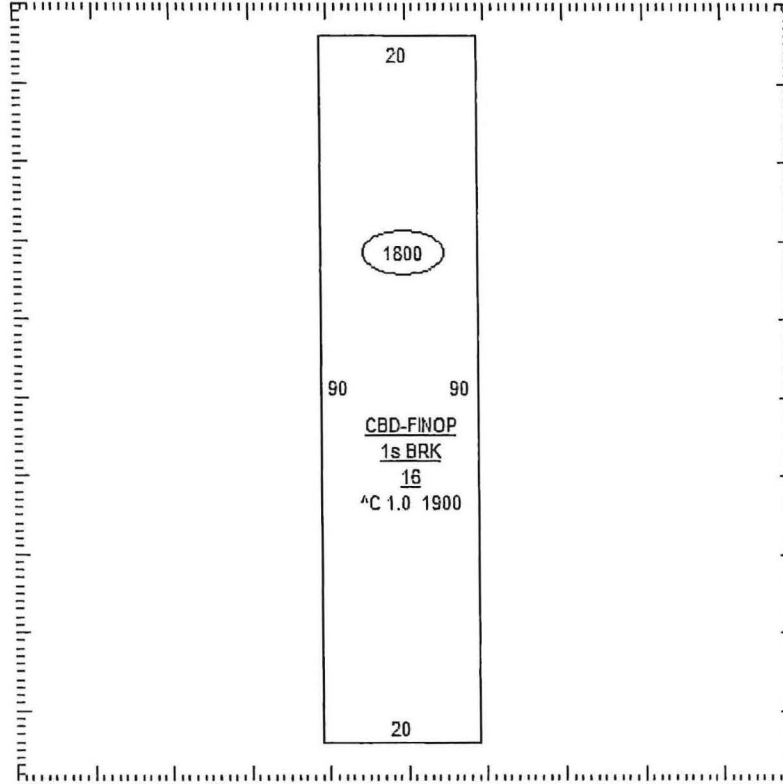
OLD PLAT
LOT 127-128 PT
LOT#: 00005
WOODWARD DAVID C & GEORGIA C
WOODWARD DAVID C & GEORGIA C
6556 BEAVERCREEK DR
CELINA, OH 45822

| | |
|---------------------------|-----|
| Neighborhood CCBD50-50 | |
| Map: | |
| Block: | |
| Card: | |
| Bk: | Pg: |

COMMENT
Tax Incentive Exempt Parcel: (1) 27-074900.000K (TY2020 L=0; B=0; T=0)
(TIFF)True
TY2019:Net Gen=\$649.66, Other Assessment=\$0.00
2004 BASE VALUES:L:\$15770 B:\$23400 T:\$39170
2017 DUPL VALUES:L:\$8920 B:\$28,730 T:\$37,650
TAX INCENTIVE:
TF505

| Sales Data | | | | | | Date |
|------------|---------|------------|---------------|-------|-------------------------------------|------------|
| Date | Amount | Deed:Conv# | Use | Valid | Lister: | 09/30/11 |
| 02/16/2007 | 150,000 | | WDC : A : 101 | 430 | <input type="checkbox"/> | Pricer: |
| 01/09/2006 | 0 | | QCE : X : 0 | 430 | <input type="checkbox"/> | Reviewer: |
| 06/21/2000 | 40,000 | | : A : 0 | 430 | <input checked="" type="checkbox"/> | Final: |
| | | | | | <input type="checkbox"/> | Call Back: |
| | | | | | <input type="checkbox"/> | Visit: |

| VALUATION SUMMARY | | | | |
|-------------------|--------|--------|--------|--------|
| VALUE YEAR | 2020 | 2017 | 2014 | 2011 |
| REASON FOR CHANGE | RAPP | RAPP | RAPP | MISC |
| ESTIMATED LAND | 8,920 | 8,920 | 8,920 | 8,920 |
| MARKET VALUE IMPR | 28,730 | 28,730 | 28,780 | 28,780 |
| TOTAL | 37,650 | 37,650 | 37,700 | 37,700 |
| ASSESSED LAND | 3,120 | 3,120 | 3,120 | 3,120 |
| VALUE IMPR | 10,060 | 10,060 | 10,070 | 10,070 |
| TOTAL | 13,180 | 13,180 | 13,190 | 13,190 |



| STREET/ROAD | TOPOGRAPHY | PU-UTILITIES-PR | ZONING |
|---|---|--|--|
| <input checked="" type="checkbox"/> PAVED | <input checked="" type="checkbox"/> LEVEL | <input type="checkbox"/> WATER | <input type="checkbox"/> AG-RES |
| <input type="checkbox"/> GRAVEL | <input type="checkbox"/> HIGH | <input type="checkbox"/> SEWER | <input checked="" type="checkbox"/> COMMERCIAL |
| <input type="checkbox"/> DIRT | <input type="checkbox"/> LOW | <input type="checkbox"/> GAS | <input type="checkbox"/> INDUSTRIAL |
| <input type="checkbox"/> SIDEWALKS | <input type="checkbox"/> ROLLING | <input type="checkbox"/> ELECTRIC | |
| <input type="checkbox"/> CURBS | <input type="checkbox"/> STANDARD | <input checked="" type="checkbox"/> STANDARD | |

| INFLUENCE FACTORS | | |
|-------------------|-------------|----------------|
| A. NO ROAD | E. SZ/SHAPE | I. WATER FRONT |
| B. TOPGRHY | F. RESTRICT | J. OTHER/CDU |
| C. Ex Front | G. WOOD LT | |
| D. QUANTITY | H. VACANCY | |

| LAND TYPE | SIZE | M | RATE | C | INF | M | VALUE | C |
|-----------|----------|---|--------------------|---|-----|---|-------|---|
| F:Front | F20 D165 | | ST425 DP105 ADJ446 | | | | 8,920 | 0 |
| Totals: | | | | | | | 8,920 | 0 |

Business Name: ILLUSIONS NITE CLUB

Property Address: 222 S MAIN ST,

DTE Code: 430



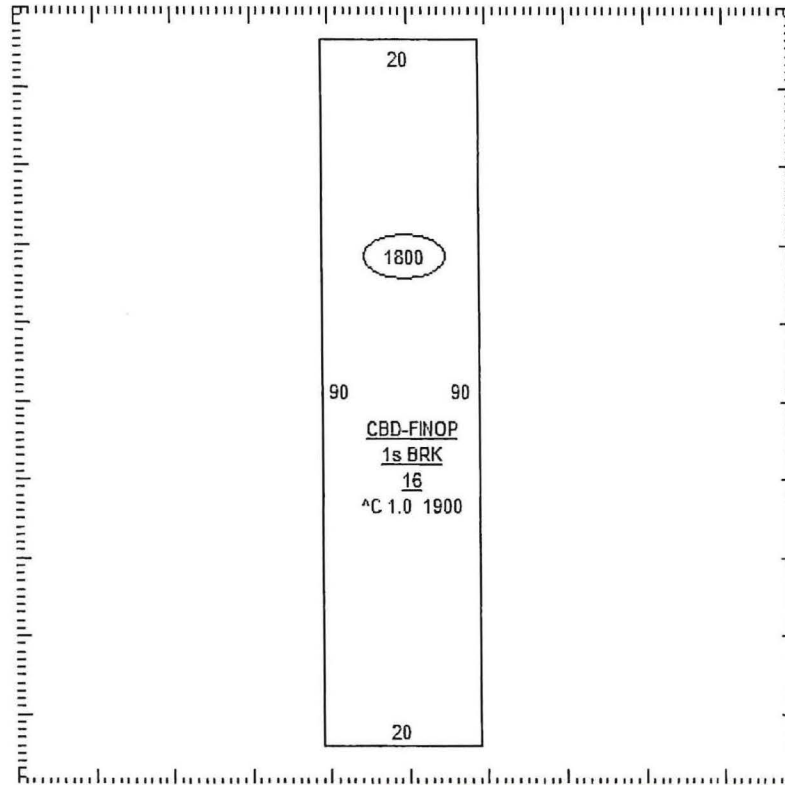
27-074900.0000

JEFFERSON TWP-CELINA CORP
CELINA SD
09-06-154-007

LEGAL INFORMATION

OLD PLAT
LOT 127-128 PT
LOT#: 00005
WOODWARD DAVID C & GEORGIA C
WOODWARD DAVID C & GEORGIA C
6556 BEAVERCREEK DR
CELINA, OH 45822
COMMENT

| |
|---------------------------|
| Neighborhood CCBD50-50 |
| Map: |
| Block: |
| Card: |
| Bk: Pg: |



| Sales Data | | | | | | Date |
|------------|---------|------------|---------------|-------|-------------------------------------|------------|
| Date | Amount | Deed:Conv# | Use | Valid | Lister: | 09/30/11 |
| 02/16/2007 | 150,000 | | WDC : A : 101 | 430 | <input type="checkbox"/> | Pricer: |
| 01/09/2006 | 0 | | QCE : X : 0 | 430 | <input type="checkbox"/> | Reviewer: |
| 06/21/2000 | 40,000 | | : A : 0 | 430 | <input checked="" type="checkbox"/> | Final: |
| | | | | | <input type="checkbox"/> | Call Back: |
| | | | | | <input type="checkbox"/> | Visit: |

| VALUATION SUMMARY | | | |
|-------------------|-------|--------|--------|
| VALUE YEAR | | * 2011 | * 2009 |
| REASON FOR CHANGE | | RAPP | MISC |
| ESTIMATED | LAND | 15,770 | 15,770 |
| MARKET VALUE | IMPR | 23,400 | 23,400 |
| | TOTAL | 39,170 | 39,170 |
| ASSESSED | LAND | 5,520 | 5,520 |
| VALUE | IMPR | 8,190 | 8,190 |
| | TOTAL | 13,710 | 13,710 |

| STREET/ROAD | TOPOGRAPHY | PU-UTILITIES-PR | ZONING |
|---|---|--|--|
| <input checked="" type="checkbox"/> PAVED | <input checked="" type="checkbox"/> LEVEL | <input type="checkbox"/> WATER | <input type="checkbox"/> AG-RES |
| <input type="checkbox"/> GRAVEL | <input type="checkbox"/> HIGH | <input type="checkbox"/> SEWER | <input checked="" type="checkbox"/> COMMERCIAL |
| <input type="checkbox"/> DIRT | <input type="checkbox"/> LOW | <input type="checkbox"/> GAS | <input type="checkbox"/> INDUSTRIAL |
| <input type="checkbox"/> SIDEWALKS | <input type="checkbox"/> ROLLING | <input type="checkbox"/> ELECTRIC | |
| <input type="checkbox"/> CURBS | <input type="checkbox"/> STANDARD | <input checked="" type="checkbox"/> STANDARD | |

| INFLUENCE FACTORS | | |
|-------------------|-------------|----------------|
| A. NO ROAD | E. SZ/SHAPE | I. WATER FRONT |
| B. TOPGRHY | F. RESTRICT | J. OTHER/CDU |
| C. Ex Front | G. WOOD LT | |
| D. QUANTITY | H. VACANCY | |

| LAND TYPE | SIZE | M | RATE | C | INF | M | VALUE | C |
|-----------|------|---|------|---|-----|-------|-------|-------|
| Totals: | | | | | | 8,920 | 0 | 8,920 |

ORDINANCE 30-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE NINTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, the Law Director Consultant account has insufficient funds appropriated and additional funds must be appropriated to pay for consulting attorney services.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **General Fund:**

Law Director Consultant (110.180.5230) \$ 8,250.00

Appropriate from unappropriated balance **Electric Fund:**

Elec Adm/Gen Law Director Consultant (661.180.5230) \$ 8,000.00

Appropriate from unappropriated balance **Water Fund:**

Water Adm/Gen Law Director Consultant (663.180.5230) \$ 4,375.00

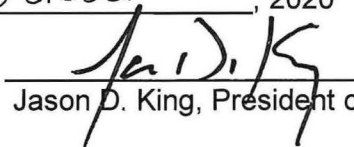
Appropriate from unappropriated balance **Waste Water Fund:**

WW Sys Adm/Gen Law Director Consultant (666.180.5230) \$ 4,375.00

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 12th day of October, 2020



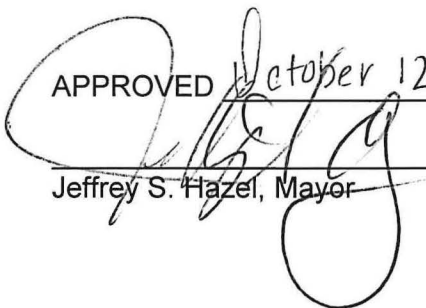
Jason D. King, President of Council

ATTEST:



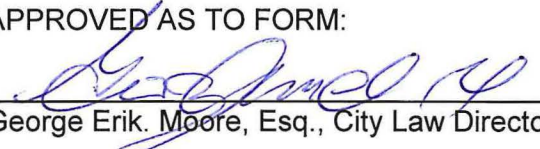
Joan S. Wurster, Clerk of Council

APPROVED October 12, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 31-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE TENTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, the Law Director has a need to purchase additional office supply items while does not have a need to purchase other capital items

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

Unappropriate from appropriated balance of the **General Fund:**

Law Director Capital (110.180.5510) \$ (660.00)

Appropriate from unappropriated balance of the **General Fund:**

Law Director Stat/Incid (110.180.5410) \$ 660.00

Unappropriate from appropriated balance of the **Electric Fund:**

Elec Adm/Gen Law Dir Capital (661.180.5510) \$ (640.00)

Appropriate from unappropriated balance of the **Electric Fund:**

Elec Adm/Gen Law Dir Stat/Incid (661.180.5410) \$ 640.00

Unappropriate from appropriated balance of the **Water Fund:**

Water Adm/Gen Law Director Capital (664.180.5510) \$ (350.00)

Appropriate from unappropriated balance of the **Water Fund:**

Water Adm/Gen Law Director Stat/Incid (663.180.5410) \$ 350.00

Unappropriate from appropriated balance **Waste Water Fund:**

WW Sys Adm/Gen Law Director Capital (671.180.5510) \$ (350.00)

Appropriate from unappropriated balance **Waste Water Fund:**

WW Sys Adm/Gen Law Director Stat/Incid (666.180.5410) \$ 350.00

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for

immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 26th day of October, 2020



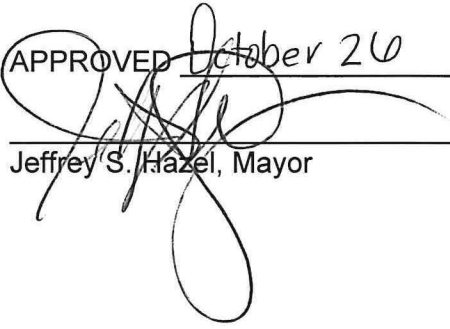
Jason D. King, President of Council, Pro-Tem
Calvin Scott

ATTEST:



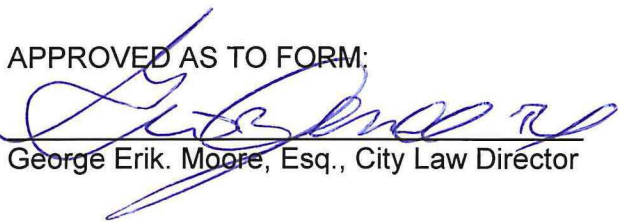
Joan S. Wurster, Clerk of Council

APPROVED October 26, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik. Moore, Esq., City Law Director

AN ORDINANCE TO MAKE APPROPRIATIONS FOR EXPENSES AND OTHER EXPENDITURES OF THE CITY OF CELINA, STATE OF OHIO, DURING THE CALENDAR YEAR ENDING DECEMBER 31, 2021, AND TO DECLARE AN EMERGENCY.

SECTION ONE

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, State of Ohio, that to provide for the expenses and other expenditures of the City of Celina during the calendar year ending December 31, 2021, the following sums be and they are hereby set aside and appropriated as follows,

SECTION TWO

THAT there be appropriated from the General Fund:

| | | | |
|------------------------------------|----------|--|----------|
| Mayor | | | |
| Personal Service | \$5,280 | | |
| Other Expense | \$21,300 | | |
| Capital Outlay | \$825 | | |
| Total for Mayor | | | \$27,405 |
| Council | | | |
| Personal Services | \$11,880 | | |
| Other Expense | \$9,985 | | |
| Total for Council | | | \$21,865 |
| Clerk of Council | | | |
| Personal Services | \$1,485 | | |
| Other Expense | \$330 | | |
| Total for Clerk of Council | | | \$1,815 |
| Director of Safety | | | |
| Personal Services | \$72,773 | | |
| Other Expense | \$7,260 | | |
| Capital Outlay | \$990 | | |
| Total for Director of Safety | | | \$81,023 |
| Engineering Department | | | |
| Personal Services | \$43,758 | | |
| Supplies & Material | \$7,095 | | |
| Capital Outlay | \$825 | | |
| Other-Consultant Fees | \$16,500 | | |
| Total for Engineering Department | | | \$68,178 |
| Civil Service Commission | | | |
| Personal Services | \$330 | | |
| Other Expense | \$9,050 | | |
| Total for Civil Service Commission | | | \$9,380 |
| Auditor/Director of Finance | | | |
| Personal Services | \$48,069 | | |
| Supplies & Other Expense | \$7,590 | | |
| Capital Outlay | \$1,650 | | |

| | | |
|---------------------------------------|-------------|-------------|
| Total for Auditor/Director of Finance | | \$57,309 |
| City Income Tax | | |
| Personal Services | \$95,221 | |
| Supplies & Other Expense | \$19,800 | |
| Capital Outlay | \$1,000 | |
| Other-Tax Refunds | \$120,000 | |
| Total for City Income Tax | | \$236,021 |
| Treasurer | | |
| Personal Services | \$1,485 | |
| Supplies & Other Expense | \$248 | |
| Total for Treasurer | | \$1,733 |
| Municipal Court | | |
| Personal Services | \$412,038 | |
| Supplies & Other Expense | \$45,500 | |
| Jury/Witness Fees, Legal Aid | \$2,000 | |
| Capital Outlay | \$5,000 | |
| Total for Municipal Court | | \$464,538 |
| Community Development Director | | |
| Com Dev Sister City Program | \$3,000 | |
| Total for Com Dev Director | | \$3,000 |
| Law Director | | |
| Personal Services | \$22,916 | |
| Supplies & Other Expense | \$3,960 | |
| Other-Claims & Consultations | \$56,760 | |
| Capital Outlay | \$1,650 | |
| Total for Law Director | | \$85,286 |
| CMU Building | | |
| Personal Services | \$0 | |
| Supplies & Other Expense | \$17,980 | |
| Capital | \$5,800 | |
| Total for Community Development | | \$23,780 |
| City Hall | | |
| Personal Services | \$0 | |
| Other Heat | \$9,800 | |
| Supplies & Other Expense | \$67,500 | |
| Capital | \$20,000 | |
| Total for City Hall | | \$97,300 |
| Miscellaneous General Fund Accounts | | |
| Other Expenses | \$151,900 | |
| County/State Fees/Deductions | \$93,810 | |
| Total for Miscellaneous | | \$245,710 |
| Personnel Miscellaneous | | |
| Public Employees Retirement | \$249,438 | |
| Workers' Compensation | \$80,257 | |
| Hospital & Life Insurance | \$1,291,000 | |
| City Medicare/FICA Share | \$58,669 | |
| Total for Personnel Miscellaneous | | \$1,679,364 |

| | | |
|--------------------------------|-------------|-------------|
| Law Enforcement | | |
| Personal Services | \$1,340,381 | |
| Other Operating Expense | \$284,000 | |
| Total for Law Enforcement | | \$1,624,381 |
| Fire Prevention and Control | | |
| Personal Services | \$1,213,014 | |
| Other Expense | \$141,000 | |
| Total for Fire Prev. & Control | | \$1,354,014 |
| Transfers | | |
| Police Pension | \$169,790 | |
| Fire Pension | \$242,113 | |
| Street Mtc./Repair | \$0 | |
| Park/Recreation | \$474,839 | |
| Cemetery Fund | \$13,080 | |
| Capital Projects | \$6,874 | |
| Total for Transfers | | \$906,696 |
| Basic Services | | |
| Personal Services | \$105,452 | |
| Material and Other Expense | \$97,000 | |
| Capital | \$0 | |
| Total for Basic Services | | \$202,452 |

SECTION THREE

That there be appropriated from the General Fund for Contingencies for purposes not otherwise provided for, to be expended in accordance with the provisions of section 5705.29 R.C. the sum of \$100,000

| | |
|--|------------------|
| Grand Total General Fund Appropriation | 7,291,250 |
|--|------------------|

SECTION FOUR

That there be appropriated from the Income Tax Additional 0.5% Fund for purposes not otherwise provided for, to be expended in accordance with the provisions of Ordinance 61-15-O the sum of

| | | |
|---|---------|-----------|
| Transfers | | |
| Reimbursement into General Fund from .50% f | 637,000 | |
| Reimbursement into General Fund from .50% f | 637,000 | |
| Street Improvement Capital Fund | 511,000 | |
| Total for Transfers | | 1,785,000 |

SECTION FIVE

That there be appropriated from the Street Construction, Maintenance and Repair Fund (Auto License and Gasoline Tax):

| | | |
|--------------------|----------|--------|
| Cemetery Operation | | |
| Personal Services | \$16,330 | |
| Other Expense | \$24,500 | |
| | | 40,830 |

| | | |
|--|-----------|---------|
| Street Repair and Cleaning | | |
| Personal Services | \$397,679 | |
| Supplies and Expense | \$359,000 | |
| Capital Outlay | \$64,416 | |
| Total for Street Const., Maint.,and Repair | | 821,094 |

SECTION SIX

THAT there be appropriated from the State Highway Improvement Fund (7-1/2% of Auto License and Gasoline Tax):

| | | |
|---------------------------|----------|--------|
| Street Cleaning & Repair | | |
| Personal Services | \$5,500 | |
| Supplies and Material | \$55,250 | |
| Capital Equipment | \$6,046 | |
| Total for Street Cleaning | | 66,796 |

SECTION SEVEN

THAT there be appropriated from the Permissive License Fee Fund:

| | | |
|-----------------------|----------|--------|
| Street Repair | | |
| Supplies and Material | \$10,000 | |
| | | 10,000 |

SECTION EIGHT

THAT there be appropriated from the Parks/Recreation Fund:

| | | |
|--------------------------------|-----------|---------|
| Parks/Recreation | | |
| Personal Services- Park | \$252,159 | |
| Personal Services-Pool | \$70,000 | |
| Supplies & Material-Parks | \$174,980 | |
| Supplies & Material-Pool | \$52,500 | |
| Game Officials & Coaches | \$10,000 | |
| Capital-Parks | \$14,300 | |
| Capital-Pool | \$10,000 | |
| Eastview Park Debt | \$0 | |
| Consulting | \$0 | |
| Total for Parks and Recreation | | 583,939 |

SECTION NINE

THAT there be appropriated from the Policemen's Relief and Pension Fund the sum of: 220,000

SECTION TEN

THAT there be appropriated from the Fireman's Relief and Pension Fund the sum of: 292,323

SECTION ELEVEN

THAT there be appropriated from the Indigent Driver's Alcohol Treatment Fund the sum of: 15,000

SECTION TWELVE

THAT there be appropriated from the Court Computer Fund the sum of:

95,000

SECTION THIRTEEN

THAT there be appropriated from the Indigent Offender Special Project Fees Fund:

10,000

SECTION FOURTEEN

THAT there be appropriated from the Municipal Court special Projects Fund the sum of:

110,000

SECTION FIFTEEN

THAT there be appropriated from the Capital Project/Improvement Funds:

| | |
|--------------------------------------|--------------|
| Grand Lake TIF Transfers | \$127,700 |
| Market Street TIF-Transfers | \$500 |
| Mersman TIF Expense | \$400 |
| Havemann Road TIF-Transfers | \$1,300 |
| Staeger Road TIF - Transfers | \$169,900 |
| State Route 29 West TIF-Transfers | \$14,900 |
| Thieman Tailgate TIF-Transfers | \$0 |
| Kriegel (Qualitec) TIF Transfers | \$0 |
| State Route 703 TIF Expense | \$1,000 |
| OPWC 2020 Various St Imp Exp | \$371,000 |
| Drinking Water Solutions Grant Exp | \$53,580 |
| Street Improvement Capital Fund | \$0 |
| Bryson Pool Improvements Splash Park | \$0 |
| Bryson Park Phase 3 | \$250,872 |
| Harley Jones Rotary Mem AMP Bry Pk | \$0 |
| Fire Capital Fund | \$6,500.00 |
| Police Capital Fund | \$181,000.00 |

Total Capital Projects

\$1,178,652

SECTION SIXTEEN

THAT there be appropriated from the Debt Service Funds:

| | |
|---------------------------------------|-----------|
| OWDA Ind Pk Water Tower | 118,000 |
| Bryson Park Phase 3 | \$126,000 |
| Ent/Liv Waterline Bond | \$0 |
| Grand Lake Rd Bond | \$0 |
| State Route 29 West Bond | \$14,400 |
| Wayne Street Bond | \$0 |
| Johnson Avenue Bond | \$0 |
| Main Street (Water/Storm) Bond | \$47,400 |
| Buckeye Street Bond | \$0 |
| Buckeye Street OPWC Loan | \$6,874 |
| Lakeshore Park Property Note | \$517,000 |
| Municipal Court Bldg Improvement Bond | \$0 |
| Total Debt Service Funds | |

829,674

SECTION SEVENTEEN

THAT there be appropriated from the Electric Revenue Fund:

| | | | |
|--------------------------------------|--------------|--------------|------------|
| Electric Plant | | | |
| Purchase Power | \$19,300,000 | | |
| Supplies and Expense | \$12,500 | | |
| Total for Electric Plant | | \$19,312,500 | |
| Electric Distribution | | | |
| Personnel | \$1,003,355 | | |
| Supplies and Expense | \$817,000 | | |
| Capital Outlay | \$1,290,000 | | |
| Total for Elec. Distribution | | \$3,110,355 | |
| Electric Customer Accounts | | | |
| Personnel | \$235,192 | | |
| Supplies and Expense | \$87,350 | | |
| Kilowatt Hour Payments | \$1,005,000 | | |
| Capital Outlay | \$2,000 | | |
| Total for Electric Customer Accounts | | \$1,329,542 | |
| Electric Admin. & General | | | |
| Personnel | \$300,763 | | |
| Supplies and Expense | \$206,960 | | |
| CMU Bldg Other Expense | \$5,890 | | |
| Capital Outlay | \$7,660 | | |
| Debt Service | \$0 | | |
| Total for Electric Admin. & General | | \$521,273 | |
| Total for Electric Revenue Fund | | | 24,273,670 |

SECTION EIGHTEEN

THAT there be appropriated from the Water Revenue Fund:

| | | | |
|-----------------------------------|-------------|-------------|--|
| Water Plant | | | |
| Personnel | \$795,805 | | |
| Supplies & Expense | \$1,607,350 | | |
| Capital Outlay | \$160,000 | | |
| Total for Water Plant | | \$2,563,155 | |
| Water Distribution | | | |
| Personnel | \$388,064 | | |
| Supplies and Expense | \$204,000 | | |
| Capital Outlay | \$132,500 | | |
| Total for Water Distribution | | \$724,564 | |
| Water Customer Accounts | | | |
| Personnel | \$117,596 | | |
| Supplies and Expense | \$43,675 | | |
| Capital Outlay | \$1,000 | | |
| Total for Water Customer Accounts | | \$162,271 | |
| Water Admin. & General | | | |
| Personnel | \$164,468 | | |

| | | |
|---------------------------------------|-----------|-----------|
| Supplies and Expense | \$113,181 | |
| CMU Bldg Other Expense | \$3,100 | |
| Capital Outlay | \$4,150 | |
| County Agreements | \$182,500 | |
| Debt Service | \$52,163 | |
| Transfer to System Reserve & Electric | \$297,650 | |
| Total for Water Admin. & General | | \$817,212 |
| Total for Water Revenue Fund | | 4,267,202 |

SECTION NINETEEN

THAT there be appropriated from the Wastewater Revenue Fund:

| | | |
|--|-----------|-------------|
| Wastewater Plant | | |
| Personnel | \$535,385 | |
| Supplies and Expense | \$552,700 | |
| Capital Outlay | \$114,000 | |
| Total for Wastewater Plant | | \$1,202,085 |
| Wastewater Collection | | |
| Personnel | \$64,405 | |
| Supplies and Expense | \$53,150 | |
| Capital Outlay | \$194,850 | |
| R & I Capital Outlay | \$0 | |
| Total for Wastewater Collections | | \$312,405 |
| Wastewater Customer Accounts | | |
| Personnel | \$117,596 | |
| Supplies & Expense | \$43,675 | |
| Capital Outlay | \$1,000 | |
| Total for Customer Accounts - Wastewater | | \$162,271 |
| Wastewater Admin. & General | | |
| Personnel | \$164,468 | |
| Supplies and Expense | \$113,181 | |
| County Agreements | \$72,000 | |
| CMU Bldg Other Expense | \$3,100 | |
| Capital Outlay | \$4,150 | |
| Debt Service | \$168,495 | |
| Transfer to System, R/I Acct & Electric | \$314,000 | |
| Total for Admin. & General - Wastewater | | \$839,394 |
| Wastewater System Bond Funds | | \$0 |
| Total for Wastewater Revenue Fund | | 2,516,155 |

SECTION TWENTY

THAT there be appropriated from the Stormwater Utility Fund:

| | | |
|-----------------------------------|-----------|-----------|
| Personnel | \$0 | |
| Supplies and Expense | \$51,500 | |
| Capital Outlay | \$209,850 | |
| Debt Service Payments | \$0 | |
| Total for Stormwater Utility Fund | | \$261,350 |

Total for Stormwater Utility Fund 261,350

SECTION TWENTY-ONE

THAT there be appropriated from the GAC Debt Retirement Fund:

Debt Service Payments \$426,923

Total for GAC Debt Retirement Fund 426,923

SECTION TWENTY-TWO

THAT there be appropriated from the Utility Depository Fund the Sum of:

120,000

SECTION TWENTY-THREE

THAT there be appropriated from the Self-Insurance Fund the sum of:

5,000

SECTION TWENTY-FOUR

THAT there be appropriated from the Unclaimed Money Fund the sum of:

10,000

SECTION TWENTY-FIVE

THAT there be appropriated from the S-2011 Wastewater Bond Fund the sum of:

168,495

Total All Appropriations 45,398,354

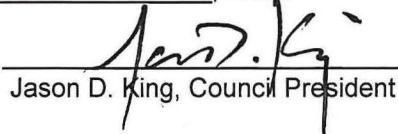
SECTION TWENTY-SIX

THAT the City Auditor is hereby authorized to draw her warrants on the City Treasury for payments from any of the foregoing appropriations upon receiving the proper certification and vouchers therefore approved by the Board of Officers authorized by law to approve the same or an Ordinance or Resolution of Council to make the expenditures; provided that the warrants shall be drawn or paid for salaries or wages, except the persons employed by authority of, and in accordance with, law, or ordinances. Provided further, that the appropriation for contingencies can only be expended upon approval of a two-thirds vote of Council for items of expense constituting a legal obligation against the city, and for the purpose other than those covered by the other specific appropriations herein made.

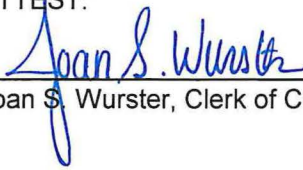
SECTION TWENTY-SEVEN

THAT Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare, such emergency arising out of the necessity to meet 2021 obligations when due. Now, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 21st day of December, 2020.


Jason D. King, Council President

ATTEST:



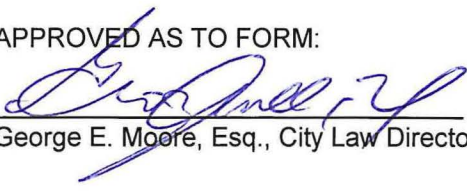
Joan S. Wurster, Clerk of Council

Approved December 21, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George E. Moore, Esq., City Law Director

ORDINANCE 33-20-O

AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN ORDINANCE 34-19-0 AS THE ELEVENTH SUPPLEMENT TO THE 2020 ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.

WHEREAS, The State of Ohio has released HB 614 Coronavirus Relief Funds to the City of Celina in the amount of; Three Hundred Seventy-Five Thousand Six Hundred and Seventy-Two Dollars and Sixty-Three Cents (\$375,672.63). As with the previously-distributed CARES Act dollars, local governments can currently only use the funds for COVID-19 related expenses as prescribed by the federal government; and

WHEREAS, The Coronavirus Relief Fund earned interest in the amount of One Thousand Two Hundred and Nineteen Dollars and Fifty-Two cents (\$1,219.52); and

WHEREAS, The State of Ohio Office of Budget and Management recommends that these three prongs be used when determining proper use of the Coronavirus Relief Funds;

- 1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- 2) were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or Government;
- 3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, City of Celina will use funds to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency such as;

The Administrative Leave period from March 23, 2020 through May 1, 2020, during the "stay at home orders" City personnel were deemed essential workers and in an effort to maintain social distancing, the staff in each department by alternating half of the staff working one week while the other half of the staff remained sequestered at home. Employees continued to receive their pay during this time. Amount paid for this Administrative Leave time was Two Hundred and One Thousand Six Hundred and Twelve Dollars and Fifty cents. (\$201,612.50).

The Mercer County Community Hospital borrowed a large tent from the City of Celina from March 30 2020 through July 1, 2020. This tent was setup in the hospital parking lot by the City of Celina employees at a payroll cost of Four Thousand Twenty-Four Dollars and Sixty-Two cents (\$4,024.62)

The Families First Coronavirus Response Act (FFCRA or Act) requires certain employers to provide their employees with paid sick leave and expanded family and medical leave for specified reasons related to COVID-19. These provisions will apply from April 1, 2020 through December 31, 2020. To date the amount the City of Celina has paid for Expanded Family Medical Leave is Four Hundred Sixty Seven Dollars and Ninety-Three cents (\$467.93). And the amount paid to date for the Emergency Sick Leave is Thirty-Three Thousand Seven Hundred Eighty-Two Dollars and Seventeen cents, (\$33,782.17).

The Emergency Personal of the Celina Fire Department have responded to a total of ninety-two calls thus far that have been COVID-19 related totaling a payroll expense of Twelve Thousand Six Hundred and Sixty-Nine Dollars and Seventy-Seven cents (\$12,669.77).

The City of Celina has incurred to date expenses related to COVID-19 for items such as mask, hand sanitizer, thermometers and plexi-glass to date the amount of Two Thousand Nine Hundred Forty-Four Dollars and Twenty-Nine cents, (\$2,944.29).

The City of Celina intends to use approximately Five Hundred and Twelve Thousand Four Hundred and Sixty-Seven Dollars and Fifty-One cents (\$512,467.51) to purchase remote read meters. Remote read meters will help ensure the safety of business employees and residents.

WHEREAS, the additional HB 614 Coronavirus Relief Funds and Interest Earned must now be appropriated.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

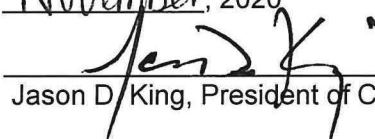
Appropriate from unappropriated balance **Coronavirus Relief Funds:**

| | |
|---|--------------|
| Coronavirus Relief Fund - Expenses (260.110.5550) | \$375,672.63 |
| Coronavirus Relief Fund – Expenses (260.110.5550) | \$ 1,219.52 |

SECTION TWO

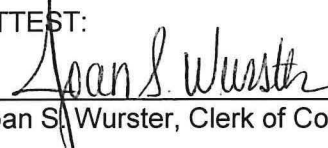
THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 9th day of November, 2020



Jason D. King, President of Council

ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED November 9, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik. Moore, Esq., City Law Director

ORDINANCE 34-20-O

AN ORDINANCE TO AMEND ORDINANCE 18-20-O TO ADD AN ADDITIONAL BAILIFF/PROBATION OFFICER AND TO ADD AN ELETRIC DISTRIBUTION ASSISTANT SUPERINTENDENT AND TO ELIMINATE AN ELECTRIC DISTRIBUTION CREWLEADER.

WHEREAS, through review and consideration of organizational structure and personnel needs, the Judge has determined that the number of employees specified in Ordinance 18-20-O, passed by City Council on June 22, 2020, must be revised and modified to add an additional Bailiff/Probation Officer; and

WHEREAS, through review and consideration of organizational structure and personnel needs, Administration has determined that the number of employees specified in Ordinance 18-20-O, passed by City Council on June 22, 2020, must be revised and modified to add an Electric Distribution Assistant Superintendent and eliminate an Electric Distribution Crewleader; and

WHEREAS, the Municipal Court has determined to increase the number of "Bailiff/Probation Officer" under "Municipal Court" category from one (1) to two (2); and

WHEREAS, the City of Celina has determined to add (1) Electric Distribution Assistant Superintendent under the "Electric Distribution Department" category; and

WHEREAS, the City of Celina has determined to decrease the number of "Electric Distribution Crewleader" under "Electric Distribution Department" from two (2) to one (1); and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, and State of Ohio.

SECTION ONE

THAT, the number of "Bailiff/Probation Officer" positions under the "Municipal Court" category is hereby increased from one (1) to two (2) positions.

THAT, one (1) "Electric Distribution Assistant Superintendent" position under the "Electric Distribution Department" category be added.

THAT, the number of "Electric Distribution Crewleader" positions under the "Electric Distribution Department" category is hereby reduced from two (2) positions to one (1) position.

THAT, the "Total Municipal Court" will be increased to 8.

THAT, the "Total City of Celina Authorized Positions" will be increased to 114.

SECTION TWO

THAT, in order to reflect the modifications set forth in Section One hereinabove, Ordinance 18-20-O, passed by City Council on June 22, 2020 is hereby repealed and replaced in its entirety as follows:

ADMINISTRATION

- 1 Safety-Service Director
- 1 Director of Administrative Services
- 1 Administrative Assistant
- 1 Planning & Community Development Director
- 1 Tax Administrator
- 1 Tax Clerk
- 1 Human Resource Director
- 1 Human Resource Coordinator

ENGINEERING DEPARTMENT

- 1 City Engineer
- 2 Engineering Assistant I or II
- 1 Code Enforcement Officer
- 1 Account Clerk I, II or III
- 5 Total Engineering Department**

ELECTRIC DISTRIBUTION DEPARTMENT

- 1 Electric Distribution Superintendent

8 Total Administration

MUNICIPAL COURT

- 1 Municipal Court Clerk
- 5 Deputy Court Clerks I, II, III
- 2 Bailiff/Probation Officer

8 Total Municipal Court

AUDITOR'S OFFICE

- 1 Chief Deputy Auditor
- 1 Deputy Auditor
- 1 Account Clerk I, II, or III

3 Total Auditor's Office

CUSTOMER SERVICE

- 1 Account Clerk Supervisor
- 3 Account Clerk I, II or III
- 3 Meter Reader I or II

7 Total Customer Service

PARKS & RECREATION DEPARTMENT

- 1 Parks & Recreation Director

1 Total Parks & Recreation Department

POLICE DEPARTMENT

- 1 Chief of Police
- 1 Assistant Chief of Police
- 3 Sergeants
- 15 Patrolman
- 5 Dispatchers

25 Total Police Department

- 1 Electric Distribution Assistant Superintendent
- 1 Electric Distribution Crewleader
- 7 Electric Line Maintenance Worker I, II, or III

10 Total Electric Distribution Department

WASTEWATER DEPARTMENT

- 1 Wastewater Treatment Plant Superintendent
- 1 Wastewater Treatment Plant Assistant Superintendent
- 3 Wastewater Treatment Plant Operators I, II, III or Trainee

5 Total Wastewater Department

WATER DEPARTMENT

- 1 Water Treatment Plant - Distribution Superintendent
- 2 Water Treatment Plant Assistant Superintendent
- 6 Water Treatment Plant Operators I, II, III or Trainee
- 1 Laboratory Technician
- 3 Water Line Maintenance Worker I or II

13 Total Water Department

PUBLIC WORKS DEPARTMENT

- 1 Public Works Superintendent
- 1 Public Works Assistant Superintendent
- 6 Public Works Maintenance Worker I or II
- 1 Parks Maintenance Crewleader
- 3 Wastewater Collection Worker I, II or Trainee

12 Total Public Works Department

FIRE DEPARTMENT

- 1 Fire Chief
- 1 Assistant Fire Chief
- 3 Fire Lieutenants
- 12 Firefighters

17 Total Fire Department

114 Total City of Celina Authorized Positions

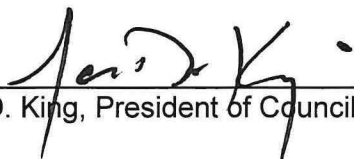
SECTION THREE

THAT, any City legislation or Sections of Ordinances inconsistent with the terms of this Ordinance are hereby repealed and this Ordinance is hereby declared the intent of Council.

SECTION FOUR

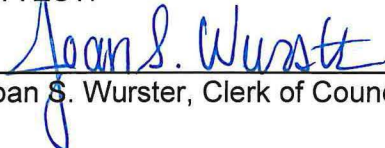
NOW THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 21st day of December, 2020.



 Jason D. King, President of Council

ATTEST:



 Joan S. Wurster, Clerk of Council

APPROVED, December 21, 2020.



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 35-20-O

AN ORDINANCE AUTHORIZING THE MAYOR AND SAFETY-SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT FOR AMBULANCE SERVICE (EMS) WITH MERCER COUNTY AND DECLARING AN EMERGENCY.

WHEREAS, the City of Celina, Ohio, participates in Mercer County's Ambulance Service program (hereafter "EMS") through an Agreement with the Mercer County Commissioners; and

WHEREAS, the current EMS Agreement expires on December 31, 2020; and

WHEREAS, it is of mutual benefit to the City of Celina, Ohio and Mercer County that a new Agreement be entered into for continuation of emergency services.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, the Mayor and Safety-Service Director be and are hereby authorized to enter into an EMS Agreement with the Mercer County Board of Commissioners, in a form substantially similar to the attached Exhibit "A" which is fully incorporated herein by reference.


SECTION TWO

THAT, such agreement shall be effective January 1, 2021, and continue for a three-year period ending December 31, 2023.

SECTION THREE

THAT, Council declares this is to be an emergency measure immediately necessary for the preservation of the public health, safety, and welfare, and out of the necessity to have an EMS Service Agreement in place for the effective commencement date of January 1, 2021. NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of November, 2020




Jason D. King, President of Council

ATTEST:

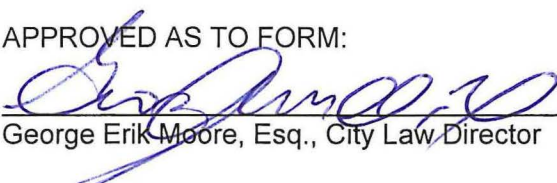


Joan S. Wurster, Clerk of Council

APPROVED November 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

**MERCER COUNTY/CITY OF CELINA
COUNTY AMBULANCE SERVICE (EMS) AGREEMENT**

This agreement made and concluded at Celina, Ohio, on the _____ day of _____, 20____, by and between the County of Mercer, acting through the Board of County Commissioners, hereinafter referred to as the "COUNTY", and the City of Celina, acting through its Mayor and Safety-Service Director, hereinafter referred to as the "CITY",

Witnesseth:

WHEREAS, the CITY provides ambulance service to the residents of the CITY; and

WHEREAS, the CITY desires to also provide ambulance service to the residents of the COUNTY; and

WHEREAS, to that end, it has been ordained by the Council of the CITY that the CITY contract with the COUNTY for ambulance service, pursuant to Ohio Revised Code, Section 735.053; and

WHEREAS, the COUNTY also has a COUNTY Ambulance Service and, therefore, is able and desires to provide the CITY with ambulance service; and

WHEREAS, to that end, it has been resolved by the Board of County Commissioners that the COUNTY contract with the CITY to provide ambulance service pursuant to Ohio Revised Code, Section 307.05.

NOW, THEREFORE, in consideration of the promises and covenants and agreements herein set forth, the parties hereto agree as to follows:

1. The COUNTY agrees to provide ambulance service to the CITY and its residents for a period of thirty-six (36) months beginning the January 1, ~~2018~~ 2021, and ending December 31, ~~2020~~ 2023, at 12:00 midnight. Said service shall be known as the Celina Branch of the County Ambulance Service.
2. The COUNTY agrees that said ambulance service will be provided through a Coordinator who, in conjunction with the Chief of the Celina Fire Department, will be in charge of the overall operation of providing ambulance service to the CITY. The Coordinator will be appointed by, and under the direction of, the Board of County Commissioners, and the CITY shall operate its Celina Branch under the joint discretion of the Coordinator and Fire Chief who, together, will have full power and authority to designate the response area of the Celina Branch. All Personnel of the City Fire Department will be under the direction of the City through the Fire Chief, including all related personnel matters.
3. The CITY agrees to pay the COUNTY for said ambulance service provided during the term of this agreement on or before the 1st of April each year, the sum of Twenty-Six Thousand and no/100 Dollars (\$26,000.00). (10,400 @ \$2.50 per capita = \$26,000). Said amount represents the CITY's share of the operational expense of the County Ambulance Service. The CITY further agrees to pay, in addition to such share, its pro rata share for any actual loss sustained during the term of this agreement, which pro rata share shall be determined by dividing the CITY's share of the operational expenses of

the County Ambulance Service as stated above by the total operational expenses of said County Ambulance Service.

4. The CITY shall provide suitable housing space for two (2) ambulances owned by the COUNTY which are used in connection with the County Ambulance Service, which is stationed in the CITY of Celina for which the COUNTY shall pay rent and utilities in accordance with paragraph 8, Item D and E, hereof. The county will provide suitable housing for two additional ambulances that are currently housed in the County Building.
5. The CITY agrees to see that all ambulance personnel are trained in accordance with state regulations when obtaining their EMS certification, including any refresher training required to maintain their present status. Cost of EMS certification training, refresher training, including special training, which shall include only the costs of instructor's fees, manual, workbooks, and special equipment needed for said training, and registration fees for said training, shall be paid by the CITY in accordance with its personnel rules. COUNTY promises and agrees to reimburse the CITY, through the County Ambulance Service, for said cost in accordance with Paragraph 8, Item F, hereof. Any City firefighter obtaining their EMT, Advanced EMT or Paramedic certification shall sign an agreement with the county.
6. The CITY agrees to see that all equipment in its possession that is owned and/or operated by the Ambulance Service is properly maintained. The costs of this maintenance are the responsibility of County Ambulance Service and for which the County Ambulance Service agrees to pay. If necessary, the CITY, upon presentation of proper itemized receipts to the Ambulance Service, would receive reimbursement for Coordinator approved maintenance items purchased, or acquired, directly by the CITY.
7. The CITY and COUNTY agree to be bound by the jurisdictional boundaries as set forth in the "EMS District Map" which is currently on file in the Mercer County Tax Map Office, as amended from time to time, the current version of which is attached hereto and labeled as **Exhibit "A"** and which is fully-incorporated by reference.
8. The COUNTY agrees to pay and/or reimburse the CITY for the following items:
 - A. The base fee for three (3) firefighter /paramedics in the following yearly amounts, which represents the CITY's Fire Department's top step/pay-grade lieutenant, as well as the CITY's Fire Department's two (2) highest step/pay-grade firefighters, excluding the pensions of these three firefighters/paramedics, as further set forth in the attached "Pay Breakdown" which is attached hereto as **Exhibit "B"**, as well as the "Mercer County Ambulance Service Contract Summary" which is attached hereto as **Exhibit "C"**, both of which are fully-incorporated herein by reference:

| Year | <u>Grand Total</u> |
|-----------------|-----------------------|
| 2018 | \$ 227,000 |
| 2019 | \$ 231,000 |
| 2020 | \$ 234,000 |
| 2021 | \$251,000 |
| 2022 | \$256,000 |
| 2023 | \$260,000 |

- B. The premium pay of all the remaining City certified firefighter/paramedics, excluding the three (3) firefighter/paramedics in paragraph 8A, will be paid at the following yearly rates per week per certified paramedic.

| Year | Fee per certified Firefighter/Paramedic employed |
|-----------------|---|
| 2018 | \$ 39.00 week/per certificate |
| 2019 | \$ 39.00 week/per certificate |
| 2020 | \$ 40.00 week/per certificate |
| 2021 | \$ 40.00 week/per certificate |
| 2022 | \$ 41.00 week/per certificate |
| 2023 | \$ 41.00 week/per certificate |

- C. Meal expenses of firefighter/paramedics connected with providing ambulance service only up to a maximum of fifteen and no/100 (\$15.00) dollars per meal, provided said meal expenses are approved by the Fire Chief and the Coordinator. All such reimbursements for meals and or ancillary expenses may be taxable and in accordance with IRS Fringe Benefits Guidelines.
- D. Rent in the sum of three hundred and no/100 (\$300.00) dollars per month per ambulance for ambulances housed by the CITY in accordance with paragraph 4, hereof.
- E. Utilities of Two Hundred and no/100 Dollars (\$200.00) per month in accordance with paragraph 4, hereof.
- F. Upon receipt of a proper itemized request, reimbursement to the CITY for the cost of training, including special training, which shall include only the costs of instructor's fees, manuals, workbooks, and special equipment needed for said training, and registration fees for said training, of all ambulance personnel, as stated in paragraph 5, hereof.
- G. The COUNTY agrees to reimburse the CITY for overtime cost for station manning when handling primary runs for other branches of the Mercer County Ambulance Service, ~~when a patient is transported~~. Primary run is defined as lack of personnel to respond to the call. Mutual Aid does not apply.

~~The cost to maintain the 911 printer used by the CITY and COUNTY pursuant to this agreement.~~

- H. All vaccinations for CITY firefighters/paramedics pursuant to the applicable Federal Regulations, as amended from time to time, except the flu vaccination. The CITY will cover the Full-Time Firefighters cost and the COUNTY will cover the Auxiliary Firefighters cost for the flu vaccination.
- I. The sum of Two Thousand Dollars (\$2,000) by March 01, of each year, for the cost of pagers and maintenance of CITY Fire Department pagers.
- J. The County agrees to reimburse the CITY for any cost associated with providing EMS coats for CITY firefighters.

All of the above payments shall be made through the County Ambulance Service upon submission of a proper itemized request, to which bills and/or invoices shall be attached. The CITY shall make said requests to the COUNTY, through the County Ambulance Service between the first and the tenth of each month.

9. The parties agree to open negotiations to change this agreement prior to its expiration. The party requesting the change will notify the other in writing with a statement identifying the need for the change.
10. The parties agree to pass all appropriate resolutions and/or ordinances to do all things necessary and proper to authorize and/or ratify this contract and to carry out the terms of this agreement.

IN WITNESS WHEREOF, this Ambulance Service Contract was executed in duplicate at Celina, Ohio, this ____ day of _____, 20__.

CITY OF CELINA

COUNTY OF MERCER

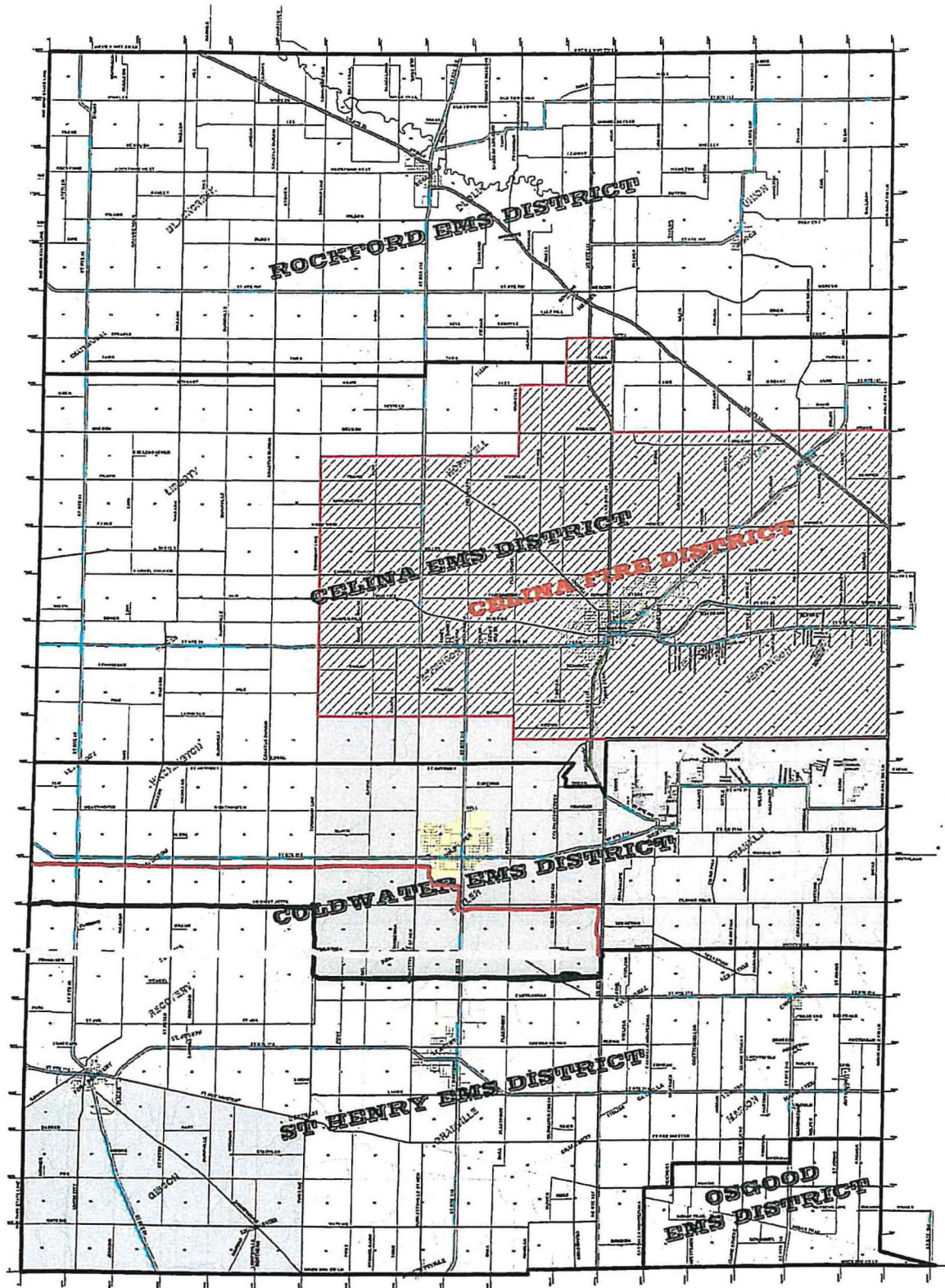
By: _____
Jeffrey S. Hazel, Mayor

By: _____
Jerry Laffin, Commissioner

By: _____
Thomas J. Hitchcock,
Safety-Service Director

By: _____
Rick Muhlenkamp, Commissioner

By: _____
Greg Homan, Commissioner



MERCER COUNTY EMS DISTRICT MAP

DRAWN BY: CRH 12/09/13

SCALE: 1" = 4,800'

EMS Agreement
Exhibit B

| <u>Top Firefighter</u> | 2021 | 2022 | 2023 | 2021 | 2022 | 2023 |
|---------------------------|---------------------|---------------------|---------------------|-------|-------|-------|
| Salary Reg | \$55,222.96 | \$56,603.04 | \$58,012.24 | 18.44 | 18.90 | 19.37 |
| Medicare & Workers Comp | \$1,595.94 | \$1,635.83 | \$1,676.55 | 28.22 | 28.94 | 29.67 |
| | <u>\$56,818.90</u> | <u>\$58,238.87</u> | <u>\$59,688.79</u> | | | |
| | | | | | | |
| <u>Top Firefighter</u> | 2021 | 2022 | 2023 | 2021 | 2022 | 2023 |
| Salary Reg | \$55,222.96 | \$56,603.04 | \$58,012.24 | 18.44 | 18.90 | 19.37 |
| Medicare & Workers Comp | \$1,595.94 | \$1,635.83 | \$1,676.55 | 28.22 | 28.94 | 29.67 |
| | <u>\$56,818.90</u> | <u>\$58,238.87</u> | <u>\$59,688.79</u> | | | |
| | | | | | | |
| <u>Top Lieutenant</u> | 2021 | 2022 | 2023 | 2021 | 2022 | 2023 |
| Salary | \$61,828.52 | \$63,384.88 | \$64,975.04 | 20.65 | 21.17 | 21.70 |
| Medicare & Workers Comp | \$1,786.84 | \$1,831.82 | \$1,877.78 | 31.52 | 32.31 | 33.14 |
| | <u>\$63,615.36</u> | <u>\$65,216.70</u> | <u>\$66,852.82</u> | | | |
| | | | | | | |
| <u>TOTAL WAGES</u> | <u>\$177,253.17</u> | <u>\$181,694.44</u> | <u>\$186,230.41</u> | | | |
| | | | | | | |
| <u>+INSURANCE</u> | <u>\$73,920.00</u> | <u>\$73,920.00</u> | <u>\$73,920.00</u> | | | |
| | | | | | | |
| Total | \$251,173.17 | \$255,614.44 | \$260,150.41 | | | |

ORDINANCE 36-20-O

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO CONTRACTS FOR CITY PROJECTS AND CAPITAL EQUIPMENT FOR FISCAL YEAR 2021.

WHEREAS, certain projects and equipment are necessary for the efficient operation of various departments and for the public health, safety and welfare of the City of Celina, Ohio; and

WHEREAS, it is necessary that advertising bidding and awarding of these contracts be carried out in compliance per the requirements of the Ohio Revised Code.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, the Safety-Service Director and other appropriate appointing authorities be and is hereby authorized to advertise for, and or receive bids, and enter into a contract, and or that the Board of Control award such public bids for the following equipment and projects:

Equipment

Auditor- Computer/Office
Municipal Courts- Computer/Office
Municipal Courts- Install Security System
City Hall- Miscellaneous Repairs
City Hall- Electrical Upgrades
Administration- Miscellaneous Repairs
Law Director- Computer/Office
Police Department- Computers (5)
Police Department- MARCS Mobile Radio (2)
Police Department- Shotguns (13)
Police Department- Replace Marked Patrol Cars (2)
Police Department- Balistic Shields (2)
Police Department- Replace In-Car Cameras (4)
Public Works Department- Replace Cemetery Mower
Parks- Replace 2015 Mower
Parks- Pool Painting
Parks- Restroom Change Area Walls
Parks- Hot Water Hole Restroom
Electric Department- Replace Scada System
Electric Department- Street Light Replacement LED
Electric Department- Pole Replacement & Underground
Electric Department- Transformers & Regulators
Electric Department- Replace Sub Relays on 69kv
Electric Department- Meter Upgrade Radio Read 200 Meters
Electric Department- Replace Pickup Truck
Water- 1974 Building SCADA Control Panel
Water- WTP Front Parking Lot
Water- Sludge Lagoon Bank Dirt Work
Water- Sludge Lagoon Fence Repair
Water- WWTP Meter Match (1/2)
Water- Summit Street Tower Drain/Clean/Paint
Water- Fire Hydrants

Wastewater- Additional Blower/Controls for Aerobic Digestion
Wastewater- Miscellaneous Equipment (pumps, blowers, etc.)
Wastewater- Water Meter Split (1/2)
Wastewater- Meter, Valve, Pipe Replacement
Wastewater- Miscellaneous Building Repairs
Wastewater- Camera Truck (1/2)
Stormwater- Storm Pipe, Manholes, Castings
Stormwater- Catch Basins
Stormwater- Camera Truck (1/2)

Projects
Resurfacing Projects
Reconstruction Projects

SECTION TWO

THAT, the Safety-Service Director, at his discretion, use the approved Equipment Listing from the State of Ohio's bidding process, in lieu of formal bidding for qualifying equipment purchases.

SECTION THREE

THAT, the Auditor be and is hereby authorized to draw warrants for payment of the above projects and capital equipment, the funding of said items as appropriated and passed within Ordinance 32-20-O.

SECTION FOUR

NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 11th day of January, 2021



Jason D. King, President of Council

ATTEST:



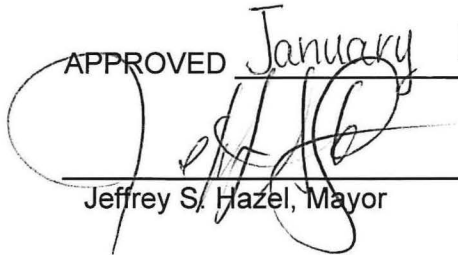
Joan S. Wurster, Clerk of Council

APPROVED AS TO FORM:



George E. Moore, City Law Director

APPROVED January 11, 2021



Jeffrey S. Hazel, Mayor

ORDINANCE 37-20-O

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND TO ENTER INTO CONTRACTS FOR CERTAIN MATERIALS, SERVICES, SUPPLIES AND EQUIPMENT NEEDED DURING 2021.

WHEREAS, certain materials, services, supplies and equipment are necessary for efficient operation of various departments of the City of Celina, Ohio, and are obtained by contract; and

WHEREAS, it is necessary that advertising, bidding and awarding of these contracts be carried out in compliance per the requirements of the Ohio Revised Code; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, the Safety-Service Director be and is hereby authorized to advertise for, and or receive bids, and enter into a contract, and or that the Board of Control award public bids for personnel consulting services, engineering consulting, electric consulting, cleaning services, wastewater and water treatment (coagulant, lime, oxygen, granular activated charcoal, sodium hypochlorite, sodium aluminates, calcium nitrate, polymer and other necessary chemicals), water line material, bituminous material, salt, concrete, stone, transformers, wire, poles, and contract labor and equipment for street marking, crack sealing, tree trimming, grinding, and maintenance and upgrading of the electric distribution system.

SECTION TWO

THAT, the Auditor be and is hereby authorized and directed to draw warrants for payment of the above materials, services, supplies and equipment and the funding of said items has been appropriated through Ordinance 32-20-O.

SECTION THREE

NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 11th day of January, 2021

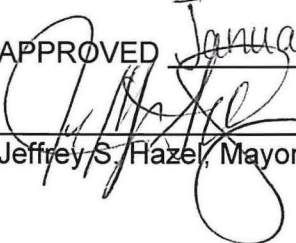


Jason D. King, President of Council

ATTEST:

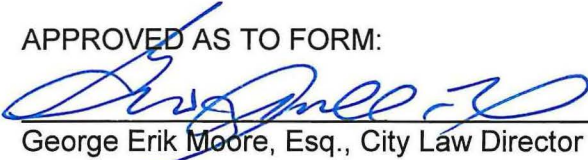


Joan S. Wurster, Clerk of Council

APPROVED January 11, 2021


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 38-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE TWELFTH SUPPLEMENT TO THE 2020
ANNUAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, The City of Celina has received a bid in the amount of Eight Thousand Nine Hundred and Fifty-Nine Dollars (\$8,959.00) to have four cameras installed at the Bryson Park District; and

WHEREAS, in 2019 a donation of Thirty Thousand Dollars (\$30,000.00) came through the Mercer County Civic Foundation from an anonymous donor to the City of Celina to help with the purchase of security cameras at the Bryson Park District; and

WHEREAS, at this time the amount of Eight Thousand Nine Hundred and Fifty-Nine Dollars (\$8,959.00) must now be appropriated; and

WHEREAS, The City of Celina is in the need of installing an additional three cameras to the Westview Park at a cost of Three Thousand Four Hundred and Thirty-Eight Dollars (\$3,438.00) and an additional amount of Six Hundred Dollars (\$600.00) needs to be appropriated to complete the purchase of these cameras; and

WHEREAS, The City of Celina computer server, which is located at the City Hall Building, is in need of being replaced, the quote received from Computer & Networking Technologies is in the amount of Four Thousand Three Hundred and Fifty-Nine Dollars (\$4,359.00) and an additional amount of Eight Hundred Dollars (\$800.00) needs to be appropriated to complete the purchase of this server.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **Parks / Recreation Funds:**

| | |
|--|-------------|
| Bryson Park District Donation Capital (224.410.5530) | \$ 8,959.00 |
| Parks Capital – New (224.410.5520) | \$ 600.00 |

Appropriate from unappropriated balance **General Fund:**

| | |
|---------------------------------|-----------|
| City Tax Capital (110.133.5510) | \$ 800.00 |
|---------------------------------|-----------|

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of November, 2020




Jason D. King, President of Council

ATTEST:

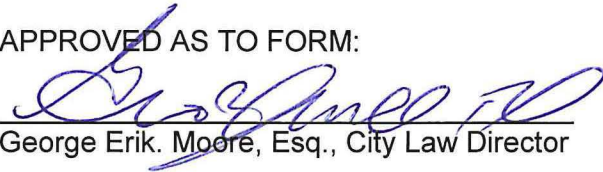


Joan S. Wurster, Clerk of Council

APPROVED November 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 39-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE THIRTEENTH SUPPLEMENT TO THE
2020 ANNUAL APPROPRIATIONS, AND DECLARING AN
EMERGENCY.**

WHEREAS, in 2009 the Celina Police Department was awarded the 2009 Recovery Act Justice Assistance Grant through the Bureau of Justice Assistance (BJA) as referenced in Ordinance 53-09-O (Exhibit A) for the purpose of purchasing vehicle computer mounts and three laptop computers, and a disparate agency payment to the Mercer County; and

WHEREAS, the 2009 Recovery JAG Grant awarded to the Celina Police Department in the amount of Fourteen Thousand Three Hundred and Eighty Dollars (\$14,380.00); and

WHEREAS, Invoice expenses in the amount of Fourteen Thousand Seventy Dollars and Sixty-Three Cents (\$14,070.63) were reimbursed through 2009 Recovery JAG Grant and the final expenses in the amount of Three Hundred and Nine Dollars and Thirty-Seven Cents (\$309.37) were never reimbursed; and

WHEREAS, the 2009 Recovery JAG Grant funds are no longer available for reimbursement and funds must now be appropriated to clear the negative amount of Three Hundred and Nine Dollars and Thirty-Seven Cents (\$309.37).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

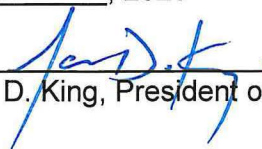
Appropriate from unappropriated balance **General Fund:**

| | |
|---|----------|
| Transfer – Police Grant Transfer (110.211.5910) | \$309.37 |
|---|----------|

SECTION TWO


THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to correct the negative fund balance in the FY 2009 Recovery JAG Grant Fund to be in compliance with State Auditor requirements through the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of November, 2020

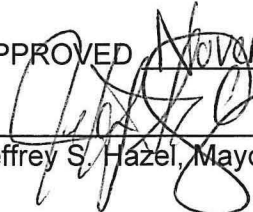


Jason D. King, President of Council

ATTEST:




Joan S. Wurster, Clerk of Council

APPROVED November 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik. Moore, Esq., City Law Director

ORDINANCE 53-09-O

AN ORDINANCE AUTHORIZING THE CITY OF CELINA TO ACCEPT A GRANT FROM THE BUREAU OF JUSTICE ASSISTANCE FOR PURCHASE OF COMPUTER EQUIPMENT FOR USE BY THE CELINA POLICE DEPARTMENT, APPROPRIATING FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, the Celina Police Department has applied for the 2009 Recovery Act Justice Assistance Grant through the Bureau of Justice Assistance (hereafter "BJA") for the acquisition of vehicle computer mounts and three (3) laptop computers, and a disparate agency payment to Mercer County; and

WHEREAS, City Council passed Resolution 6-09-R on April 27, 2009, authorizing the Celina Police Department to apply for the BJA Grant; and

WHEREAS, the BJA has notified the Celina Police Department that it has been awarded the grant in the amount of Fourteen Thousand Three-Hundred Eighty Dollars (\$14,380.00).

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Celina City Council hereby accepts the Bureau of Justice Assistance 2009 Recovery Act Justice Assistance Grant in the amount of Fourteen Thousand Three-Hundred Eighty Dollars (\$14,380.00) and establishes a special revenue fund called the "FY 09 Justice Assistance Grant Fund" for the purpose of accounting for these funds.

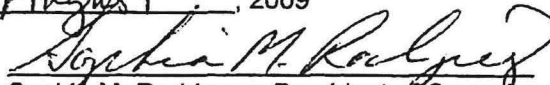
SECTION TWO

THAT, the Council hereby appropriates Fourteen Thousand Three-Hundred Eighty Dollars (\$14,380.00) from the FY 09 Justice Assistance Grant Fund for the purchase of vehicle computer mounts and laptop computers for the Police Department and disparate agency payment to Mercer County.

SECTION THREE

THAT this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity to accept the grant and purchase the equipment as soon as possible. NOW, THEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.


PASSED this 24 day of August, 2009


Sophia M. Rodriguez, President of Council


ATTEST:


Jackie L. Lacy, Clerk of Council

APPROVED August 24 2009


Sharon LaRue, Mayor

APPROVED AS TO FORM:


Kevin M. McKirman, City Law Director

ORDINANCE 40-20-O

AN ORDINANCE APPROVING THE TENTATIVE AGREEMENT AND AUTHORIZING THE MAYOR AND THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE CELINA MUNICIPAL EMPLOYEES REPRESENTATIVE COMMITTEE (CMERC), AND DECLARING AN EMERGENCY.

WHEREAS, the Celina Municipal Employees Representative Committee (CMERC), has been certified by the State Employment Relations Board as exclusive representatives of all employees in the prescribed bargaining unit; and

WHEREAS, a full tentative agreement was reached by the City Administration and said Union on November 13, 2020; and

WHEREAS, the Union members ratified the aforementioned full tentative agreement on November 13, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Council of the City of Celina does hereby approve the full tentative agreement recently reached between the City of Celina and the Celina Municipal Employees Representative Committee (CMERC).

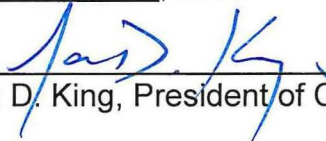
SECTION TWO

THAT, the Mayor and the Safety-Service Director be and are hereby authorized on behalf of the City to enter into a contract with the Celina Municipal Employees Representative Committee (CMERC) and that said Contract shall supersede the existing Contract authorized by Ordinance 21-17-O as written and amended for the period October 1, 2020 through September 30, 2023.

SECTION THREE

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public health, safety, and welfare and for the further reason council action must be taken within 30 days of presentation to Council. NOW, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of November, 2020

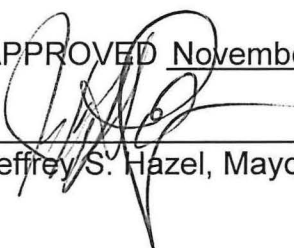


Jason D. King, President of Council

ATTEST:

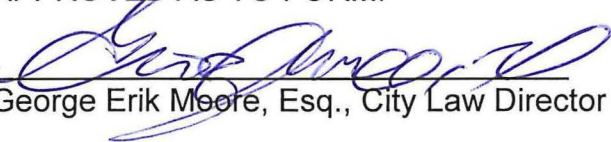


Joan S. Wurster, Clerk of Council

APPROVED November 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 41-20-O

AN ORDINANCE ADOPTING SCHEDULES OF SALARIED AND HOURLY RANGES, EMPLOYEE BENEFITS ALONG WITH PERSONNEL PROVISIONS FOR NON-UNION OFFICERS AND EMPLOYEES AS WELL AS PROVISIONS NOT COVERED IN CONTRACTS WITH UNION EMPLOYEES OF THE CITY OF CELINA, OHIO, TO REPEAL ALL ORDINANCES OR PARTS THEREOF INCONSISTENT HERewith AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Council of the City of Celina does hereby adopt the schedules of salaried and hourly ranges, employee benefits along with personnel provisions for non-union officers and employees as well as provisions not covered in contracts with union employees of the City of Celina, Ohio, hereto attached as Exhibit A, and made part of this Ordinance.

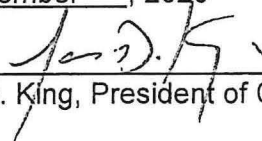
SECTION TWO

THAT, this Ordinance shall be effective retroactive to October 1, 2020. All Ordinances or parts thereof inconsistent with this Ordinance are hereby repealed.

SECTION THREE

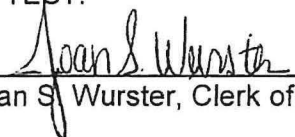
THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public health, safety and welfare. Such emergency arising out of the necessity to complete the revisions of the payroll ordinance at the earliest date possible. NOW, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of November, 2020

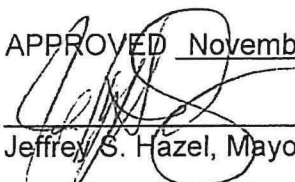


Jason D. King, President of Council

ATTEST:




Joan S. Wurster, Clerk of Council

APPROVED November 23, 2020


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

41-20-O
Exhibit A

CITY OF CELINA, OHIO

**WAGE AND BENEFIT ORDINANCE FOR
NON-BARGAINING UNIT EMPLOYEES**

EFFECTIVE October 1, 2020

ORDINANCE 41-20-O

41-20-O
Exhibit A

CITY OF CELINA, OHIO

**WAGE AND BENEFIT ORDINANCE FOR
NON-BARGAINING UNIT EMPLOYEES**

EFFECTIVE October 1, 2020

ORDINANCE 41-20-O

SECTION 1
SCOPE OF COVERAGE

The following wage and benefit Ordinance shall be applicable to all City employees not otherwise covered by a collective bargaining agreement or individual employment contract.

SECTION 2
EMPLOYMENT POLICIES

The policies and procedures, as contained in the City of Celina Personnel Policy and Procedure Manual, shall be applicable to all employees covered by this Ordinance, unless said employee's position is specifically exempted from said policy or procedure by the terms and conditions therein.

SECTION 3
BENEFITS

It is the City's intent, through this Ordinance, to provide its non-bargaining unit employees with generally the same or similar economic fringe benefits as provided to employees included in the Celina Municipal Employee Representative Committee (CMERC) bargaining unit. Therefore, non-bargaining unit employees shall be provided the following economic fringe benefits:

1. Generally: All applicable fringe benefits as contained in the City of Celina Personnel Policy and Procedure Manual as adopted on October 5, 2006, or as thereafter amended by the City.
2. Health and Life Insurance: All eligible full-time non-bargaining unit employees shall be provided group health and life insurance in accordance with the same terms and conditions as contained in Article 30 of the CMERC Agreement currently in effect. Such terms and conditions shall also include, but not be limited to, the following:
 - A. The Employer will pay a portion of the monthly family or individual premium for each permanent full-time employee, except when the spouse also works for City. If both spouses work for the City the employer will have the option to pay a portion of either each employee's individual plan or for one family plan if the family plan is applicable. Each employee shall be provided with a booklet detailing the employee's selected City medical benefit plan.

B. Each permanent full-time employee shall pay a portion of the monthly estimated insurance premium of the plan selected by the employee on an annual basis. The employee's cost for the basic Health Insurance plan (Plan A) shall be as outlined below.

- a. Plan A shall be the Health Saving Account (HSA) plan. The employee contribution for the plan shall be equal to fifteen percent (15%) effective January 1, 2016 of the total annual cost of the applicable coverage. The Employer contribution to the deductible shall not exceed \$2,000 per year for a single (employee only) coverage or \$4,000 per year for any non-single coverage. If overall costs savings can be realized by the Employer, this deductible may be adjusted.
- b. For employees participating in Plan A, their spouses will not be required to take other insurance that may be offered by the spouses' employers.
- c. If, in the future, HSA high deductible plans are phased out by the federal government, the Employer agrees to allow the bargaining unit to replace the current Plan A with an alternative health care plan through use of the Insurance Executive Committee.
- d. The Employer shall determine the cost sharing arrangements for other alternative plans offered.

3. Longevity Pay: Each full-time, non-bargaining unit employee of the City, employed prior to September 16, 2004, with five (5) or more years of continuous employment with the City shall receive, in addition to the employee's regular salary or hourly wage, additional compensation at the following rates:

- | | | |
|----|--|----------|
| a. | Five (5) full years of service | \$100.00 |
| b. | Six (6) full years of service | 120.00 |
| c. | Seven (7) full years of service | 140.00 |
| d. | Eight (8) full years of service | 160.00 |
| e. | Nine (9) full years of service | 180.00 |
| f. | Ten (10) full years of service | 200.00 |
| g. | \$60.00 additional for each year thereafter of continuous service. | |

Any full-time employee hired after September 16, 2004, shall not be eligible for Longevity Pay.

This additional compensation shall be accumulated by the City and paid to said employee on the first Friday in December of each year.

In the event an employee terminates employment with the City, longevity pay provided herein shall be pro-rated from the anniversary date over the period of employment in the year of termination.

“Continuous employment” as used in this Section means full-time employment in the City, including regular vacation and sick leave time.

Such continuous employment shall commence at the employee’s most recent date of employment.

Longevity pay shall be computed and goes into effect on the first day of the first full pay period within which the anniversary date of such employment falls, assuming the time and continuous employment provisions are met.

Any employee who takes a leave of absence, which is approved by the Appointing Authority, shall, for purposes of longevity pay, be considered as being continuously employed.

4. Uniform Allowances: The Chief of Police and the Assistant Chief of Police shall receive the same uniform benefits as prescribed in the Agreement between the Fraternal Order of Police/Ohio Labor Council, Inc. and the City of Celina, for patrol officers.

Auxiliary/Intermittent Firefighters, EMTs, and Paramedics will be reimbursed up to \$150.00 per year for expenditures for uniforms and cleaning expense for uniforms, upon written approval of the Fire Chief.

The Fire Chief shall receive the same uniform allowance as provided to the other full-time firefighters in accordance with the negotiated Agreement between the City of Celina and International Association of Firefighters.

SECTION 4 **PAY ADJUSTMENTS**

1. Each non-bargaining unit employee who is not exempt from the overtime provisions of the Fair Labor Standards Act (FLSA) shall be eligible for an annual step increase of two percent (2%). Such increase shall be effective no sooner than the first day of the pay period which includes the employee’s

anniversary date of hire and shall not exceed the maximum of the assigned pay range.

2. Merit increases for exempt employees within the established salary brackets shall be based on the employee's evaluation and may vary from 0% to 3% per year, effective April 1 of each year.
3. Additionally, City Council may grant a general "Across the Board" pay adjustment on an annual basis, or as otherwise determined for all non-bargaining unit employees. The amount and timeliness of any adjustments shall be determined in consideration of available funds, recommendations by the Mayor and Administration, negotiated agreements with other employees, and/or other relevant factors. Increases, when granted, shall be awarded to all employees within the same pay period, and will be reflected in the wage schedule through a proportionate adjustment upwards.
 - A. Effective October 1, 2020, the hourly base schedule shall be increased by two and one-half percent (2.5%).
 - B. Effective October 1, 2021, the hourly base schedule shall be increased by two and one-half percent (2.5%).
 - C. Effective October 1, 2022, the hourly base schedule shall be increased by two and one-half percent (2.5%).
4. Regular City employees under PERS or the Police and Fire Pension Fund shall be enrolled in pension pickup program utilizing the salary reduction method.

SECTION 5

WAGE AND SALARY SCHEDULES

1. A newly appointed employee shall normally be assigned to the minimum rate of their assigned pay range. The Appointing Authority may choose to initially assign a new employee to a rate higher than the minimum.
2. Upon successful completion of their probation the employee may be advanced to the next step of the pay range, and thereafter each year advance over time, up to the maximum rate assigned to the range. This is to assist the City in recruiting and retaining exceptionally qualified job applicants. In no case, however, shall an hourly employee be hired into a rate above Step E of their pay range without approval of Council.
3. If a former employee is re-employed to a classification the employee had previously held with the City of Celina, the Appointing Authority may make an

appointment at the same classification and step the employee had received at the time of separation of service; insofar as that rate is at or below the maximum rate assigned to the employee's pay range. Additionally, employees on layoff shall, at the time of reinstatement, be reinstated at the same classification and step at the time of their layoff.

4. The following wage and salary schedules shall be effective on the dates indicated for non-bargaining unit employees. Such employees shall be assigned to the appropriate pay range in accordance with the classification and pay range assignment schedule listed below.

**CLASSIFICATION TITLES
AND PAY RANGES**

| | |
|---|-----------------------------|
| Administrative Assistant to the Safety Service Director | 22 |
| Assistant Law Director | 32 |
| Bailiff | (Wage Established by Judge) |
| Chief Deputy Auditor..... | 25 |
| Custodial Worker | 7 |
| Deputy Auditor..... | 23 |
| Deputy Court Clerk I..... | 16 |
| Deputy Court Clerk II | 18 |
| Deputy Court Clerk III | 20 |
| Human Resource Coordinator..... | 23 |
| Laborer | 4 |
| Parks Facilities Worker..... | 12 |
| Account Clerk I..... | 16 |
| Account Clerk II..... | 18 |
| Account Clerk III | 20 |
| Tax Administrator | 24 |
| Tax Clerk I | 16 |
| Tax Clerk II..... | 18 |
| Tax Clerk III..... | 20 |

OTHER POSITIONS

Auxiliary/Intermittent Patrol Office..... “to meet state minimum wage as amended from time to time”

Police and Fire Department Intern... “to meet state minimum wage as amended from time to time”

Auxiliary/Intermittent Firefighters Active Duty/Training Rate

- 36-hour or FF1/EMT Basic \$13.75
- 36-hour or FF1/EMT Advanced \$13.97

- 36-hour or FF1/Paramedic \$14.39
- FF2/EMT Basic \$14.17
- FF2/Advanced \$14.39
- FF2/Paramedic \$14.81
- Emergency Call-Back 1-hour minimum

Temporary, Part-time, Seasonal, or Student Intern employees, for which no salary range is established, shall be compensated based on one of the following:

- 75% of grade of work performed; or if no grade is assigned to work performed, or
- Pay Grade 4 contained within this Agreement; or
- Set by another Celina City Ordinance; or
- Minimum Federal Wage Rate

EXEMPT EMPLOYEES CLASSIFICATION AND SALARY SCHEDULE

| | |
|---|-----------------------------|
| Assistant Fire Chief..... | D |
| Assistant Police Chief | D |
| Assistant Wastewater Treatment Superintendent | E |
| Assistant Water Treatment & Distribution Superintendent | E |
| Assistant Public Works Superintendent..... | E |
| City Engineer | B |
| Community Development Director..... | C |
| Customer Accounts Supervisor..... | G |
| Director of Administrative Services | D |
| Electric Distribution Assistant Superintendent..... | E |
| Electric Distribution Superintendent | C |
| Fire Chief..... | C |
| Municipal Court Clerk | (Wage Established by Judge) |
| Parks/Recreation Director | D |
| Police Chief..... | C |
| Planning and Community Development Director..... | B |
| Public Works Superintendent..... | C |
| Safety Service Director | A |
| Wastewater Treatment Plant Superintendent..... | C |
| Water Treatment Plant Superintendent | C |

**CITY OF CELINA
NON-BARGAINING UNIT EMPLOYEES PAY SCALE**

Effective October 1, 2020

| Grade | S | A | B | C | D | E | F | G | H | I | J |
|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 4 | 10.32 | 10.50 | 10.73 | 10.93 | 11.15 | 11.36 | 11.61 | 11.84 | 12.06 | 12.33 | 12.56 |
| 5 | 10.73 | 10.93 | 11.15 | 11.36 | 11.61 | 11.84 | 12.06 | 12.33 | 12.56 | 12.75 | 13.05 |
| 6 | 11.15 | 11.36 | 11.61 | 11.84 | 12.06 | 12.33 | 12.56 | 12.75 | 13.05 | 13.34 | 13.60 |
| 7 | 11.61 | 11.84 | 12.06 | 12.33 | 12.56 | 12.75 | 13.05 | 13.34 | 13.60 | 13.86 | 14.17 |
| 8 | 12.06 | 12.33 | 12.56 | 12.75 | 13.05 | 13.34 | 13.60 | 13.86 | 14.17 | 14.38 | 14.69 |
| 9 | 12.56 | 12.75 | 13.05 | 13.34 | 13.60 | 13.86 | 14.17 | 14.38 | 14.69 | 15.06 | 15.26 |
| 10 | 13.05 | 13.34 | 13.60 | 13.86 | 14.17 | 14.38 | 14.69 | 15.06 | 15.26 | 15.60 | 15.92 |
| 11 | 13.60 | 13.86 | 14.17 | 14.38 | 14.69 | 15.06 | 15.26 | 15.60 | 15.92 | 16.24 | 16.63 |
| 12 | 14.17 | 14.38 | 14.69 | 15.06 | 15.26 | 15.60 | 15.92 | 16.24 | 16.63 | 16.85 | 17.22 |
| 13 | 14.69 | 15.06 | 15.26 | 15.60 | 15.92 | 16.24 | 16.63 | 16.85 | 17.22 | 17.59 | 17.90 |
| 14 | 15.26 | 15.60 | 15.92 | 16.24 | 16.63 | 16.85 | 17.22 | 17.59 | 17.90 | 18.28 | 18.66 |
| 15 | 15.92 | 16.24 | 16.63 | 16.85 | 17.22 | 17.59 | 17.90 | 18.28 | 18.66 | 19.03 | 19.36 |
| 16 | 16.63 | 16.85 | 17.22 | 17.59 | 17.90 | 18.28 | 18.66 | 19.03 | 19.36 | 19.80 | 20.20 |
| 17 | 17.22 | 17.59 | 17.90 | 18.28 | 18.66 | 19.03 | 19.36 | 19.80 | 20.20 | 20.59 | 21.00 |
| 18 | 17.90 | 18.28 | 18.66 | 19.03 | 19.36 | 19.80 | 20.20 | 20.59 | 21.00 | 21.45 | 21.86 |
| 19 | 18.66 | 19.03 | 19.36 | 19.80 | 20.20 | 20.59 | 21.00 | 21.45 | 21.86 | 22.28 | 22.78 |
| 20 | 19.36 | 19.80 | 20.20 | 20.59 | 21.00 | 21.45 | 21.86 | 22.28 | 22.78 | 23.23 | 23.64 |
| 21 | 20.20 | 20.59 | 21.00 | 21.45 | 21.86 | 22.28 | 22.78 | 23.23 | 23.64 | 24.12 | 24.62 |
| 22 | 21.00 | 21.45 | 21.86 | 22.28 | 22.78 | 23.23 | 23.64 | 24.12 | 24.62 | 25.11 | 25.60 |
| 23 | 21.86 | 22.28 | 22.78 | 23.23 | 23.64 | 24.12 | 24.62 | 25.11 | 25.60 | 26.10 | 26.59 |
| 24 | 22.78 | 23.23 | 23.64 | 24.12 | 24.62 | 25.11 | 25.60 | 26.10 | 26.59 | 27.15 | 27.68 |
| 25 | 23.64 | 24.12 | 24.62 | 25.11 | 25.60 | 26.10 | 26.59 | 27.15 | 27.68 | 28.24 | 28.86 |
| 26 | 24.62 | 25.11 | 25.60 | 26.10 | 26.59 | 27.15 | 27.68 | 28.24 | 28.86 | 29.36 | 29.97 |
| 27 | 25.60 | 26.10 | 26.59 | 27.15 | 27.68 | 28.24 | 28.86 | 29.36 | 29.97 | 30.62 | 31.21 |
| 28 | 26.59 | 27.15 | 27.68 | 28.24 | 28.86 | 29.36 | 29.97 | 30.62 | 31.21 | 31.80 | 32.42 |
| 32 | 31.21 | 31.84 | 32.46 | 33.12 | 33.78 | 34.47 | 35.15 | 35.86 | 36.57 | 37.31 | 38.08 |

**CITY OF CELINA
NON-BARGAINING UNIT EMPLOYEES PAY SCALE**

Effective October 1, 2021

| Grade | S | A | B | C | D | E | F | G | H | I | J |
|--------------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|
| 4 | 10.58 | 10.76 | 11.00 | 11.20 | 11.43 | 11.64 | 11.90 | 12.13 | 12.37 | 12.64 | 12.87 |
| 5 | 11.00 | 11.20 | 11.43 | 11.64 | 11.90 | 12.13 | 12.37 | 12.64 | 12.87 | 13.07 | 13.37 |
| 6 | 11.43 | 11.64 | 11.90 | 12.13 | 12.37 | 12.64 | 12.87 | 13.07 | 13.37 | 13.67 | 13.94 |
| 7 | 11.90 | 12.13 | 12.37 | 12.64 | 12.87 | 13.07 | 13.37 | 13.67 | 13.94 | 14.20 | 14.52 |
| 8 | 12.37 | 12.64 | 12.87 | 13.07 | 13.37 | 13.67 | 13.94 | 14.20 | 14.52 | 14.74 | 15.06 |
| 9 | 12.87 | 13.07 | 13.37 | 13.67 | 13.94 | 14.20 | 14.52 | 14.74 | 15.06 | 15.43 | 15.64 |
| 10 | 13.37 | 13.67 | 13.94 | 14.20 | 14.52 | 14.74 | 15.06 | 15.43 | 15.64 | 15.99 | 16.32 |
| 11 | 13.94 | 14.20 | 14.52 | 14.74 | 15.06 | 15.43 | 15.64 | 15.99 | 16.32 | 16.64 | 17.04 |
| 12 | 14.52 | 14.74 | 15.06 | 15.43 | 15.64 | 15.99 | 16.32 | 16.64 | 17.04 | 17.27 | 17.65 |
| 13 | 15.06 | 15.43 | 15.64 | 15.99 | 16.32 | 16.64 | 17.04 | 17.27 | 17.65 | 18.03 | 18.34 |
| 14 | 15.64 | 15.99 | 16.32 | 16.64 | 17.04 | 17.27 | 17.65 | 18.03 | 18.34 | 18.73 | 19.12 |
| 15 | 16.32 | 16.64 | 17.04 | 17.27 | 17.65 | 18.03 | 18.34 | 18.73 | 19.12 | 19.51 | 19.85 |
| 16 | 17.04 | 17.27 | 17.65 | 18.03 | 18.34 | 18.73 | 19.12 | 19.51 | 19.85 | 20.30 | 20.71 |
| 17 | 17.65 | 18.03 | 18.34 | 18.73 | 19.12 | 19.51 | 19.85 | 20.30 | 20.71 | 21.11 | 21.53 |
| 18 | 18.34 | 18.73 | 19.12 | 19.51 | 19.85 | 20.30 | 20.71 | 21.11 | 21.53 | 21.99 | 22.41 |
| 19 | 19.12 | 19.51 | 19.85 | 20.30 | 20.71 | 21.11 | 21.53 | 21.99 | 22.41 | 22.84 | 23.34 |
| 20 | 19.85 | 20.30 | 20.71 | 21.11 | 21.53 | 21.99 | 22.41 | 22.84 | 23.34 | 23.81 | 24.23 |
| 21 | 20.71 | 21.11 | 21.53 | 21.99 | 22.41 | 22.84 | 23.34 | 23.81 | 24.23 | 24.72 | 25.24 |
| 22 | 21.53 | 21.99 | 22.41 | 22.84 | 23.34 | 23.81 | 24.23 | 24.72 | 25.24 | 25.74 | 26.24 |
| 23 | 22.41 | 22.84 | 23.34 | 23.81 | 24.23 | 24.72 | 25.24 | 25.74 | 26.24 | 26.75 | 27.25 |
| 24 | 23.34 | 23.81 | 24.23 | 24.72 | 25.24 | 25.74 | 26.24 | 26.75 | 27.25 | 27.83 | 28.37 |
| 25 | 24.23 | 24.72 | 25.24 | 25.74 | 26.24 | 26.75 | 27.25 | 27.83 | 28.37 | 28.94 | 29.59 |
| 26 | 25.24 | 25.74 | 26.24 | 26.75 | 27.25 | 27.83 | 28.37 | 28.94 | 29.59 | 30.09 | 30.72 |
| 27 | 26.24 | 26.75 | 27.25 | 27.83 | 28.37 | 28.94 | 29.59 | 30.09 | 30.72 | 31.38 | 31.99 |
| 28 | 27.25 | 27.83 | 28.37 | 28.94 | 29.59 | 30.09 | 30.72 | 31.38 | 31.99 | 32.59 | 33.23 |
| 32 | 31.99 | 32.63 | 33.27 | 33.95 | 34.63 | 35.33 | 36.03 | 36.76 | 37.49 | 38.24 | 39.03 |

**CITY OF CELINA
NON-BARGAINING UNIT EMPLOYEES PAY SCALE**

Effective October 1, 2022

| Grade | S | A | B | C | D | E | F | G | H | I | J |
|--------------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|
| 4 | 10.84 | 11.03 | 11.28 | 11.48 | 11.72 | 11.93 | 12.20 | 12.43 | 12.68 | 12.96 | 13.19 |
| 5 | 11.28 | 11.48 | 11.72 | 11.93 | 12.20 | 12.43 | 12.68 | 12.96 | 13.19 | 13.40 | 13.70 |
| 6 | 11.72 | 11.93 | 12.20 | 12.43 | 12.68 | 12.96 | 13.19 | 13.40 | 13.70 | 14.01 | 14.29 |
| 7 | 12.20 | 12.43 | 12.68 | 12.96 | 13.19 | 13.40 | 13.70 | 14.01 | 14.29 | 14.56 | 14.88 |
| 8 | 12.68 | 12.96 | 13.19 | 13.40 | 13.70 | 14.01 | 14.29 | 14.56 | 14.88 | 15.11 | 15.44 |
| 9 | 13.19 | 13.40 | 13.70 | 14.01 | 14.29 | 14.56 | 14.88 | 15.11 | 15.44 | 15.82 | 16.03 |
| 10 | 13.70 | 14.01 | 14.29 | 14.56 | 14.88 | 15.11 | 15.44 | 15.82 | 16.03 | 16.39 | 16.73 |
| 11 | 14.29 | 14.56 | 14.88 | 15.11 | 15.44 | 15.82 | 16.03 | 16.39 | 16.73 | 17.06 | 17.47 |
| 12 | 14.88 | 15.11 | 15.44 | 15.82 | 16.03 | 16.39 | 16.73 | 17.06 | 17.47 | 17.70 | 18.09 |
| 13 | 15.44 | 15.82 | 16.03 | 16.39 | 16.73 | 17.06 | 17.47 | 17.70 | 18.09 | 18.48 | 18.80 |
| 14 | 16.03 | 16.39 | 16.73 | 17.06 | 17.47 | 17.70 | 18.09 | 18.48 | 18.80 | 19.20 | 19.60 |
| 15 | 16.73 | 17.06 | 17.47 | 17.70 | 18.09 | 18.48 | 18.80 | 19.20 | 19.60 | 20.00 | 20.35 |
| 16 | 17.47 | 17.70 | 18.09 | 18.48 | 18.80 | 19.20 | 19.60 | 20.00 | 20.35 | 20.81 | 21.23 |
| 17 | 18.09 | 18.48 | 18.80 | 19.20 | 19.60 | 20.00 | 20.35 | 20.81 | 21.23 | 21.64 | 22.07 |
| 18 | 18.80 | 19.20 | 19.60 | 20.00 | 20.35 | 20.81 | 21.23 | 21.64 | 22.07 | 22.54 | 22.97 |
| 19 | 19.60 | 20.00 | 20.35 | 20.81 | 21.23 | 21.64 | 22.07 | 22.54 | 22.97 | 23.41 | 23.92 |
| 20 | 20.35 | 20.81 | 21.23 | 21.64 | 22.07 | 22.54 | 22.97 | 23.41 | 23.92 | 24.41 | 24.84 |
| 21 | 21.23 | 21.64 | 22.07 | 22.54 | 22.97 | 23.41 | 23.92 | 24.41 | 24.84 | 25.34 | 25.87 |
| 22 | 22.07 | 22.54 | 22.97 | 23.41 | 23.92 | 24.41 | 24.84 | 25.34 | 25.87 | 26.38 | 26.90 |
| 23 | 22.97 | 23.41 | 23.92 | 24.41 | 24.84 | 25.34 | 25.87 | 26.38 | 26.90 | 27.42 | 27.93 |
| 24 | 23.92 | 24.41 | 24.84 | 25.34 | 25.87 | 26.38 | 26.90 | 27.42 | 27.93 | 28.53 | 29.08 |
| 25 | 24.84 | 25.34 | 25.87 | 26.38 | 26.90 | 27.42 | 27.93 | 28.53 | 29.08 | 29.66 | 30.33 |
| 26 | 25.87 | 26.38 | 26.90 | 27.42 | 27.93 | 28.53 | 29.08 | 29.66 | 30.33 | 30.84 | 31.49 |
| 27 | 26.90 | 27.42 | 27.93 | 28.53 | 29.08 | 29.66 | 30.33 | 30.84 | 31.49 | 32.16 | 32.79 |
| 28 | 27.93 | 28.53 | 29.08 | 29.66 | 30.33 | 30.84 | 31.49 | 32.16 | 32.79 | 33.40 | 34.06 |
| 32 | 32.79 | 33.45 | 34.10 | 34.80 | 35.50 | 36.21 | 36.93 | 37.68 | 38.43 | 39.20 | 40.01 |

**CITY OF CELINA
WEEKLY SALARY SCHEDULE EXEMPT EMPLOYEES**

| | 2020 Range (+2.5% from 2019) | 2021 Range (+2.5% from 2020) | 2022 Range (+2.5% from 2021) |
|----------------|---------------------------------|---------------------------------|---------------------------------|
| Grade A | \$1,799.33 - \$2,144.72 | \$1,844.31 - \$2,198.34 | \$1,890.42 - \$2,253.30 |
| Grade B | \$1,710.74 - \$2,008.49 | \$1,753.51 - \$2,058.70 | \$1,797.35 - \$2,110.17 |
| Grade C | \$1,432.83 - \$1,645.62 | \$1,468.65 - \$1,686.76 | \$1,505.37 - \$1,728.93 |
| Grade D | \$1,324.99 - \$1,518.19 | \$1,358.11 - \$1,556.14 | \$1,392.07 - \$1,595.05 |
| Grade E | \$1,183.96 - \$1,382.77 | \$1,213.56 - \$1,417.34 | \$1,243.90 - \$1,452.77 |
| Grade F | \$1,042.96 - \$1,247.32 | \$1,069.03 - \$1,278.50 | \$1,095.76 - \$1,310.47 |
| Grade G | \$891.29 - \$1,063.29 | \$913.57 - \$1,089.87 | \$936.41 - \$1,117.12 |



 Safety-Service Director
 City of Celina

Dated: 11/25/2020

ORDINANCE 42-20-O

AN ORDINANCE APPROVING THE TENTATIVE AGREEMENT AND AUTHORIZING THE MAYOR AND THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. REPRESENTING THE POLICE OFFICERS AND DECLARING AN EMERGENCY.

WHEREAS, the Fraternal Order of Police, Ohio Labor Council, Inc. (hereafter F.O.P.), has been certified by the State Employment Relations Board as exclusive representatives of the Police Officers of the City of Celina Police Department; and

WHEREAS, a full tentative agreement was reached by the City Administration and said Union on November 17, 2020; and

WHEREAS, the Union members ratified the aforementioned full tentative agreement on November 21, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Council of the City of Celina does hereby approve the full tentative agreement recently reached between the City of Celina and the F.O.P. representing the Police Officers of the City of Celina Police Department.

SECTION TWO

THAT, the Mayor and Safety-Service Director be and are hereby authorized on behalf of the City to enter into a contract with the F.O.P. Police Officers and that said contract shall supersede the existing contract authorized by Ordinance 41-17-O as written and amended for the period October 1, 2020 through September 30, 2023.

SECTION THREE

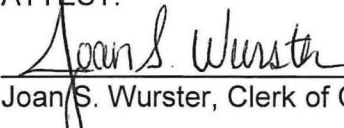
THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public health, safety, and welfare and for the further reason Council action must be taken within 30 days of presentation to Council. NOW, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 23rd day of November, 2020



Jason D. King, President of Council

ATTEST:



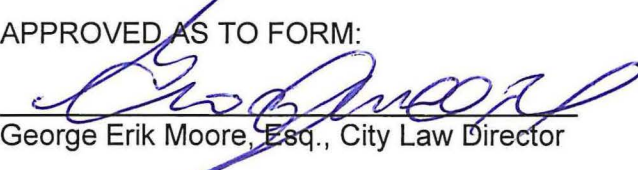
Joan S. Wurster, Clerk of Council

APPROVED November 23, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 43-20-O

AN ORDINANCE APPROVING THE TENTATIVE AGREEMENT AND AUTHORIZING THE MAYOR AND THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. REPRESENTING THE DISPATCHERS AND DECLARING AN EMERGENCY.

WHEREAS, the Fraternal Order of Police, Ohio Labor Council, Inc., (hereafter F.O.P.) has been certified by the State Employment Relations Board as exclusive representatives of the Dispatchers of the City of Celina Police Department; and

WHEREAS, a full tentative agreement was reached by the City Administration and said Union on November 23, 2020; and

WHEREAS, the Union members ratified the aforementioned full tentative agreement on November 23, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Council of the City of Celina does hereby approve the full tentative agreement recently reached between the City of Celina and the F.O.P. representing the Dispatchers of the Celina Police Department.

SECTION TWO

THAT, the Mayor and the Safety-Service Director be and are hereby authorized on behalf of the City to enter into a contract with the F.O.P. Dispatchers and that said Contract shall supersede the existing Contract authorized by Ordinance 42-17-O as written and amended for the period October 1, 2020 through September 30, 2023.

SECTION THREE

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public health, safety, and welfare and for the further reason council action must be taken within 30 days of presentation to Council. NOW, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 21st day of December, 2020



Jason D. King, President of Council

ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED December 21, 2020



Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

ORDINANCE 44-20-O

AN ORDINANCE AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ADVERTISE AND RECEIVE BIDS AND ENTER INTO AN AGREEMENT FOR THE DEMOLITION OF THE STRUCTURE COMMONLY KNOWN AS 509 WEST FULTON STREET (FORMER STOKLEY BUILDING) AND APPROPRIATING FUNDS.

WHEREAS, the City of Celina desires to assist in the demolition of 509 West Fulton Street that has become slum and blight in the City; and

WHEREAS, the Office of Community Development (OCD) has reviewed and approved the City's request to use Sixty Thousand Dollars (\$60,000.00) from its Community Development Block Grant (CDBG) Economic Development Revolving Loan Fund (RLF) to demolish the former Stokley Building at 509 West Fulton Street, Celina; and

WHEREAS, the property owner will be responsible for all cost that exceeds Sixty Thousand Dollars (\$60,000.00), and will need to deposit funds.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, the Safety Service Director be and is hereby authorized to advertise and receive bids to perform the necessary work to complete the demolition of the structure at 509 West Fulton Street (former Stokley Building).

SECTION TWO

THAT, the Board of Control be and is hereby authorized to award the bid to the lowest responsive and responsible bidder, and the Safety Service Director be and is hereby authorized to enter into necessary Agreements for the completion of the demolition of the structure at 509 West Fulton Street (former Stokley Building).

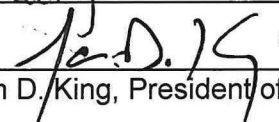
SECTION THREE

THAT, City Council hereby directs the Auditor to appropriate Sixty Thousand Dollars (\$60,000.00) from the unappropriated balance of the Revolving Loan Fund (223.511.5950) for the demolition of the structure at 509 West Fulton Street (former Stokley Building).

SECTION FOUR

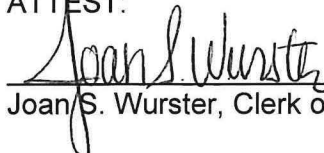
NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

Passed this 25th day of January 2021.

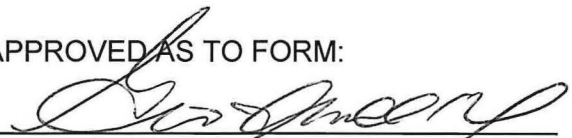


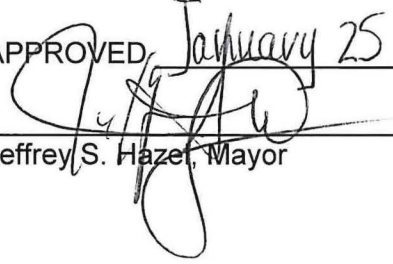
Jason D. King, President of Council

ATTEST:



Joan S. Wurster, Clerk of Council

APPROVED AS TO FORM:

George Erik Moore, Esq., City Law Director

APPROVED January 25, 2021.

Jeffrey S. Hazel, Mayor

ORDINANCE 45-20-O

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE MERCER COUNTY COMMISSIONERS FOR INDIGENT DEFENSE SERVICES IN MUNICIPAL COURT.

WHEREAS, the City of Celina recognizes its responsibility under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with a violation of a City ordinance for which the penalty or any possible adjudication includes the potential loss of liberty; and

WHEREAS, Mercer County Commissioners adopted a program for the Municipality, whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify; and

WHEREAS, the Mercer County Commissioners pursuant to Ohio Revised Code §120.33 may enter into a contract with a municipal corporation under which the municipal corporation shall reimburse the County for counsel appointed to represent indigent persons charged with a violation of an ordinance of the municipal corporation; and

WHEREAS, these contracts must contain terms in conformance with Ohio Administrative Code 120-1-09 and the parties must follow the Ohio Public Defender Commission standards and guidelines and the limits of the County Maximum Fee Schedule for Appointed Counsel in order for Mercer County to obtain reimbursement for indigent defense costs pursuant to Ohio Revised Code §120.33 and §120.35, and pay the City of Celina it's appropriate share.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

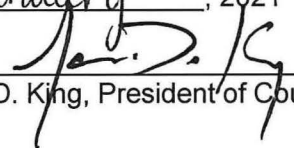
SECTION ONE

THAT, the Mayor is hereby authorized to execute an Agreement, in a form substantially similar to Exhibit A hereto attached and fully incorporated herein, with the Mercer County Commissioners to allow for the continuation of reimbursement of Indigent Defense Services in Municipal Court.

SECTION TWO

NOW, therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 25th day of January, 2021 .




Jason D. King, President of Council

ATTEST:

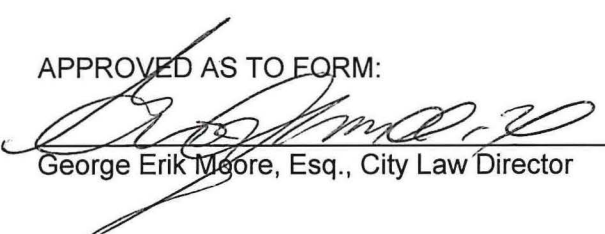


Joan S. Wurster, Clerk of Council

APPROVED: January 25, 2021


Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



George Erik Moore, Esq., City Law Director

**AGREEMENT FOR INDIGENT DEFENSE SERVICES
IN MUNICIPAL COURT
(ASSIGNED COUNSEL)**

This Agreement entered into by and between the Mercer County Commissioners with a mailing address of 220 W. Livingston St., Room A201, Celina, Ohio 45822 (hereinafter referred to as the "COUNTY"), and the City of Celina, with a mailing address of City of Celina Municipal Court, 202 N. Main St., P.O. Box 362, Celina, Ohio 45822, (hereinafter referred to as the "CITY").

WHEREAS, the CITY recognizes its responsibility under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with a violation of a CITY ordinance for which the penalty or any possible adjudication includes the potential loss of liberty, and

WHEREAS, the COUNTY has adopted a program for this Municipality, whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify, and

WHEREAS, the County Commissioners pursuant to Ohio Revised Code §120.33 may enter into a contract with a municipal corporation under which the municipal corporation shall reimburse the County for counsel appointed to represent indigent persons charged with a violation of an ordinance of the municipal corporation, and

WHEREAS, these contracts must contain terms in conformance with Ohio Administrative Code 120-1-09 and the parties must follow the Ohio Public Defender Commission standards and guidelines and the limits of the County Maximum Fee Schedule for Appointed Counsel in order for the COUNTY to obtain reimbursement for indigent defense costs pursuant to Ohio Revised Code §120.33 and §120.35, and pay the CITY it's appropriate share, and

WHEREAS, this Agreement has been authorized by the CITY by Ordinance # _____, passed by the _____ CITY Council on _____, and by Resolution # _____, passed by the Board of Commissioners of Mercer County on _____.

NOW THEREFORE, the parties do mutually agree to bind themselves as follows:

1. REPRESENTATION

- 1.1 The CITY and COUNTY agree that the judges of the municipal court may assign by journal entry, recorded on the Court Docket, appointed counsel to represent indigent adults and juveniles in Municipal Court on or after the commencement date and during the term of this agreement in which the defendant is indigent and charged with the commission of an offense or act which is a violation of a CITY ordinance and for which the penalty or any possible adjudication includes the potential loss of liberty.

- 1.2 Indigency shall be determined in accordance with the standards of indigency and other rules and guidelines established by the Ohio Public Defender's Commission and the State Public Defender, pursuant to Ohio Revised Code §120.03 and Ohio Administrative Code §120-1-03. In addition to indigency determination, all rules, standards and guidelines issued by the Office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.

2. COMPENSATION

- 2.1 Pursuant to Ohio Revised Code 120.33 and aforesaid resolutions, the COUNTY shall pay all legal fees and expenses to counsel duly appointed by the Municipal Court of Celina, Ohio, to represent indigent persons charged with violations of the ordinances of the City of Celina, Ohio.
- 2.2 Payment by the municipality for representation of indigent persons may be by contractual amount or a fee schedule, however in either event such payment shall not exceed the fee schedule in effect and adopted by the County Commissioners of the county wherein the municipal corporation is located.
- 2.3 CITY agrees to reimburse the COUNTY for all legal fees and expenses which are paid by the COUNTY according to 2.1 above within thirty (30) days of receipt of an invoice for such fees and expenses.
- 2.4 The COUNTY shall promptly pay over to the CITY any reimbursement received from the Office of the Ohio Public Defender Commission pursuant to Chapter 120 of the Ohio Revised Code for any amounts expended pursuant to this agreement, within thirty (30) days of receipt of said reimbursement.

3. DURATION OF CONTRACT AND TERMINATION

- 3.1 The term of this agreement shall be for one year, January 1, 2021 to December 31, 2021. *This contract may be renewed for additional one year terms upon proper resolution of each entity agreeing to the one year extension and proper appropriation of funding for the new year. Copies of the resolutions are to be sent to the Ohio Public Defender, 250 East Broad St., Suite 1400, Columbus, Ohio 43215.*
- 3.2 If the COUNTY or CITY shall fail to fulfill in a reasonable, timely and proper manner its obligations under this agreement or if either party shall substantially violate any of the covenants, agreements or stipulations of this agreement by giving written notice to the other party of such termination and specifying an effective date thereof at least thirty (30) days before the effective date of said termination. Termination by either party shall not constitute a waiver of any other right or remedy it may have in law or in equity for breach of this agreement by the other party.
- 3.3 Written notice shall be considered furnished when it is sent by Certified Mail, return receipt requested or is hand delivered.

- 3.4 This agreement is automatically canceled, without requirement of notice, if any payment required by Section 2.1 of this agreement is not made within 90 business days of the date on which it is due.

4. TERMS OF AGREEMENT

- 4.1 Indigency and client eligibility for representation under this agreement shall be determined in conformity with the standards of indigency and other rules and standards established by the Ohio Public Defender Commission and the State Public Defender.
- 4.2 As soon as is reasonably practical after a case is finally disposed of by the Municipal Court, the court shall approve counsel fees in accordance with the standards of indigency, which fees shall not be taxed as part of the costs of the case. In only exceptional circumstances shall the court approve attorney's fees in excess of the schedule established by the COUNTY.
- 4.3 Recognizing that the requests for reimbursements must be received by the State Public Defender within ninety (90) days of the end of the calendar month in which a case is finally disposed of by the court, the Celina Municipal Court Clerk shall promptly notify the COUNTY of the fees which have been approved.
- 4.4 After approval, the COUNTY Auditor shall thereafter, process the fees and expenses approved by the court in accordance with the procedure set forth in Ohio Revised Code §120.33.
- 4.5 There shall be no discrimination against any employee who is employed in the work covered by this agreement or against any application for such employment because of the race, color, religion, sex, age, handicap or national origin. This provision shall apply to, but not be limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, raises of pay or other forms of compensation, and selection for training, including apprenticeship. The COUNTY shall insert a similar provision in any subcontract for services covered by this agreement.
- 4.6 No personnel of the parties or member of the governing body of any locality or other public official or employee of any such locality in which, or relating to which, the work under this Agreement is being carried out, and who exercises any functions or responsibilities in connection with the review or approval of the understanding or carrying out of any such work, shall prior to the completion of said work, voluntarily acquire any personal interest, direct or indirect, which is incompatible or in conflict with the discharge and fulfillment of his or her functions and responsibilities with respect to the carrying out of said work.

5. MODIFICATION

- 5.1 This contract may not be amended orally.
- 5.2 This contract may be amended only by written addendum, signed and executed by the parties named herein, or their successors.

IN WITNESS WHEREOF, the parties have hereunto set their hands.

| | | | |
|-------|-------|---------------------|-------|
| _____ | _____ | _____ | _____ |
| CITY | Date | County Commissioner | Date |
| _____ | _____ | _____ | _____ |
| CITY | Date | County Commissioner | Date |
| _____ | _____ | _____ | _____ |
| CITY | Date | County Commissioner | Date |

COUNTY AUDITOR CERTIFICATE

It is hereby certified that the amount required to meet the contract agreement, obligation, payment, or expenditure for the above has been lawfully appropriated, authorized or directed for such purpose and is in the County Treasury or in the process of collection free from any obligation of certificate now outstanding, as required by § 5705.41(D) of the Ohio Rev. Code.

DATED _____

Randy Grapner, County Auditor

ORDINANCE 46-20-O

**AN ORDINANCE AMENDING VARIOUS CATEGORIES WITHIN
ORDINANCE 34-19-0 AS THE FOURTEENTH SUPPLEMENT TO THE
2020 ANNUAL APPROPRIATIONS, AND DECLARING AN
EMERGENCY.**

WHEREAS, The Bureau of Workers Compensation base rate has increased from 1.45% to 1.95% due to Worker's Compensation claims and additional funds must now be appropriated to pay the annual premium; and

WHEREAS, The State of Ohio has released Re-Distribution Coronavirus Relief Funds to the City of Celina in the amount of; One Hundred Seventy-Four Thousand Seven Hundred and Eighty-One Dollars and Ninety-Three Cents (\$174,781.93). As with the previously-distributed CARES Act dollars, local governments can currently only use the funds for COVID-19 related expenses as prescribed by the federal government and in which the City of Celina has explained in Ordinance 33-20-0; and

WHEREAS, The Coronavirus Relief Fund in November earned interest in the amount of Seventy-Nine Dollars and Twenty-Four Cents (\$79.24) and these funds must now be appropriated; and

WHEREAS, The Electric Distribution has an employee that has qualified for unemployment benefits and funds must now be appropriated; and

WHEREAS, budgeted appropriations in various categories of the City Budget are insufficient to cover obligations and anticipated expenditures, and changes to the appropriations must be approved by Council to rebalance the accounts.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, City Council hereby directs the Auditor to appropriate the following from the unencumbered balance in the respective fund:

Appropriate from unappropriated balance **General Fund:**

| | |
|---|------------|
| Gen Govt Work Comp (110.199.5122) | \$2,400.00 |
| Sec Per Prop Work Comp (110.299.5122) | \$7,200.00 |
| Transportation Work Comp (110.399.5122) | \$ 300.00 |
| Leisure Act Work Comp (110.499.5122) | \$ 300.00 |
| Basic Services Work Comp (110.699.5122) | \$1,000.00 |
| Personnel Consultants (110.190.5230) | \$7,260.00 |

Appropriate from unappropriated balance **Electric Fund:**

| | |
|---|------------|
| Elec Dist Unemployment (661.622.5128) | \$3,000.00 |
| Elec Cus/Acct Work Comp (661.623.5122) | \$ 500.00 |
| Elec Adm/Gen Work Comp (661.624.5122) | \$ 500.00 |
| Elec Adm/Gen Personnel Consultants (661.190.5230) | \$7,040.00 |

Appropriate from unappropriated balance **Water Fund:**

| | |
|---|------------|
| Water Plant Work Comp (663.631.5122) | \$1,000.00 |
| Water Dist Work Comp (663.632.5122) | \$ 500.00 |
| Water Cus/Acct Work Comp (663.633.5122) | \$ 300.00 |
| Water Adm/Gen Work Comp (663.634.5122) | \$ 300.00 |

| | |
|--|------------|
| Water Adm/Gen Personnel Consultants (663.190.5230) | \$3,850.00 |
| Appropriate from unappropriated balance Waste Water Fund: | |
| WW Sys Plant Work Comp (666.641.5122) | \$1,000.00 |
| WW Sys Collect Work Comp (666.642.5122) | \$ 300.00 |
| WW Sys Cus/Acct Work Comp (666.643.5122) | \$ 300.00 |
| WW Sys Adm/Gen Work Comp (666.644.5122) | \$ 300.00 |
| WW Sys Adm/Gen Personnel Consultants (666.190.5230) | \$3,850.00 |

Appropriate from unappropriated balance Coronavirus Relief Fund:

| | |
|---|--------------|
| Coronavirus Relief Fund - Expenses (260.110.5550) | \$174,781.93 |
| Coronavirus Relief Fund - Expenses (260.110.5550) | \$ 79.24 |

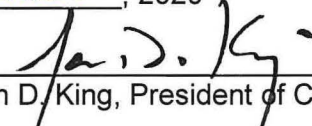
Appropriate from unappropriated balance North Grove Cemetery

| | |
|--|------------|
| Cemetery Bldg & Grd Maintenance (220.450.5274) | \$1,800.00 |
|--|------------|

SECTION TWO

THAT, this Ordinance shall be declared an emergency measure immediately necessary for the preservation of the public peace, safety, and welfare, such emergency arising out of the necessity for immediate adjustments to the 2020 Annual Appropriations. NOW, therefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor at the earliest period allowed by law.

PASSED this 21st day of December, 2020

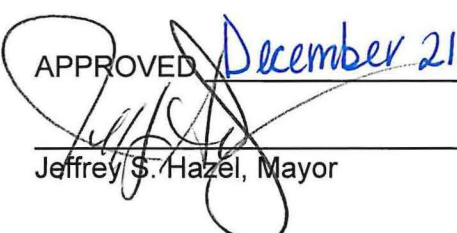


 Jason D. King, President of Council

ATTEST:




 Joan S. Wurster, Clerk of Council

APPROVED December 21, 2020


 Jeffrey S. Hazel, Mayor

APPROVED AS TO FORM:



 George Erik. Moore, Esq., City Law Director