

ORDINANCE NO. _____

**AN ORDINANCE AUTHORIZING A CONTRACT FOR THE
REHABILITATION OF MANHOLES THROUGHOUT THE SANITARY
SEWER SYSTEM AND DECLARING AN EMERGENCY**

WHEREAS, a consultant for the City identified the need to rehabilitate eleven existing manholes throughout the sanitary sewer system due to their exposure to hydrogen sulfide gases; and,

WHEREAS, the City opened bids on the project on November 16, 2021 and Advanced Rehabilitation Technology, LTD of Bryan, OH was the sole bidder at \$60,954.00; and,

WHEREAS, the City Engineer's estimate of probable costs was \$78,540.00; and,

WHEREAS, Council finds that the undertaking of this rehabilitation project will help sustain the City sewer works;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is directed to enter into a contract with Advanced Rehabilitation Technology, LTD for the repair and refurbishment of eleven manholes throughout the sanitary sewer system in the amount of \$60,954.00 and according to the specifications on file with the City Engineer.

Section 2: The Finance Director is authorized to pay the contract price from Section 1 from appropriated funds allocated by expenditure from Line 590-540-52-980880 of the 2021 annual budget.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety or welfare of the community for the reason that R.C. §153.12(A) requires the award of a contract within sixty days after the date of the bid opening or the delay invalidates the entire competitive bidding proceedings. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than five (5) Members of Council and approval of the Mayor.

Passed: _____, 2021

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2021

Mayor

Ordinance No. _____

AN ORDINANCE AUTHORIZING THE CITY FINANCE DIRECTOR TO CONTRACT WITH JULIAN & GRUBE, INC., FOR THE PERFORMANCE OF PROFESSIONAL SERVICES.

WHEREAS, the municipality maintains financial records in accordance with generally accepted principles of cash-based accounting; and,

WHEREAS, State and Federal regulations require the City's annual financial statements to be presented on an accrual basis in accordance with Generally Accepted Accounting Principles; and,

WHEREAS, the city has traditionally engaged the services of an independent accounting firm to assist with the GAAP conversion; and,

WHEREAS, Julian & Grube, Inc. has performed the required services in recent years pursuant to a multi-year contract that is scheduled to expire; and,

WHEREAS, the Finance Director recommends extension of a three-year contract to Julian & Grube, Inc.;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The Finance Director is authorized to enter into a contract with Julian & Grube, Inc., to perform accounting services necessary to the preparation of annual financial statements in accordance with Generally Accepted Accounting Principles for a period of three years at a cost of \$13,600 per year. The Finance Director is further authorized to pay costs arising under the authorized contract as they become due from moneys appropriated and budgeted for that purpose in 2022 and subsequent years of the contract term without further legislative authorization.

Section 2: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session duly convened in accordance with law.

Section 3: This Ordinance shall be effective on the earliest date permitted by law.

Passed: _____, 2021 _____
President of Council

Votes in Favor of Adoption: _____
Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2021 _____
Mayor

Ordinance No. _____

**AN ORDINANCE PERTAINING TO THE
COMPENSATION OF NONBARGAINING
PERSONNEL DURING CALENDAR YEAR 2022 AND
DECLARING AN EMERGENCY**

WHEREAS, Codified Ordinance 147.20 requires Council to annually review the compensation of non-bargaining personnel; and,

WHEREAS, Council previously approved collective bargaining agreements that accord pay increases of up to 2.50% for 2022, and Council finds that comparable adjustments should be made to the compensation of nonbargaining personnel to maintain wage parity between unionized and non-unionized employees; and,

WHEREAS, Charter Section 2.12(4) authorizes Council to fix the number of employees in the various departments of the City and fix the rate of their compensation; and,

WHEREAS, Council finds that, over time, disparities can arise that call for the adjustment of compensation for various individual positions;

Now, therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1. Effective January 1, 2022, the annual salary of the Network Administrator shall be 108.70% of that individual's base rate or salary on December 31, 2021.

Section 2. Effective January 1, 2022, the base rate of pay or salary of each full-time and permanent part-time municipal employee assigned to a non-bargaining unit position and not in a probationary status on December 31, 2021 shall be 102.50% of that individual's base rate or salary on December 31, 2021.

Section 3. It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4. This Ordinance is declared to be an emergency measure necessary to preserve the health, safety or welfare of the community for the reason that administrative efficiency requires that wage adjustments enacted by this Ordinance take effect at the same time as wage adjustments made through collective bargaining. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than 5 Members of Council and approval of the Mayor.

Passed: _____, 2021 _____
President of Council

Votes in Favor of Adoption: _____
Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2021 _____
Mayor

Ordinance No. _____

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF DEFIANCE, OHIO, DURING THE PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2022.

Now, therefore, be it enacted by the Council of the Municipality of Defiance, Ohio:

Section 1: That, to provide for the current expenses and other expenditures of the City of Defiance, State of Ohio, during the period of January 1, 2022 through December 31, 2022, the following sums be, and are hereby set aside and appropriated as follows, to wit:

101 - GENERAL FUND			
101 - COUNCIL			
Salaries, Wages and Benefits	\$	106,910.00	
Operating	\$	32,900.00	
TOTAL - COUNCIL			\$ 139,810.00
136 - MUNICIPAL COURT			
Salaries, Wages and Benefits	\$	924,365.00	
Operating	\$	94,250.00	
TOTAL - MUNICIPAL COURT			\$ 1,018,615.00
145 - COUNTY LAW LIBRARY			
Operating	\$	25,000.00	
TOTAL - COUNTY LAW LIBRARY			\$ 25,000.00
171 - MAYOR			
Salaries, Wages and Benefits	\$	172,950.00	
Operating	\$	11,950.00	
TOTAL - MAYOR			\$ 184,900.00
172 - CITY ADMINISTRATOR			
Salaries, Wages and Benefits	\$	156,695.00	
Operating	\$	30,950.00	
TOTAL - CITY ADMINISTRATOR			\$ 187,645.00
180 - DEVELOPMENT DEPARTMENT			
Operating	\$	283,019.00	
TOTAL - DEVELOPMENT DEPARTMENT			\$ 283,019.00
201 - FINANCE DEPARTMENT			
Salaries, Wages and Benefits	\$	451,130.00	
Operating	\$	144,150.00	
TOTAL - FINANCE DEPARTMENT			\$ 595,280.00
205 - COUNTY & STATE CHARGES			
Operating	\$	70,000.00	
TOTAL - COUNTY & STATE CHARGES			\$ 70,000.00
210 - LAW DEPARTMENT			
Salaries, Wages and Benefits	\$	358,940.00	
Operating	\$	18,750.00	
TOTAL - LAW DEPARTMENT			\$ 377,690.00
220 - CIVIL SERVICE			
Salaries, Wages and Benefits	\$	9,425.00	
Operating	\$	16,700.00	
TOTAL - CIVIL SERVICE			\$ 26,125.00

265 - BUILDINGS & LAND			
Salaries, Wages and Benefits	\$	194,990.00	
Operating	\$	502,695.00	
TOTAL - BUILDINGS & LAND			\$ 697,685.00
276 - CEMETERY			
Salaries, Wages and Benefits	\$	341,860.00	
Operating	\$	126,694.00	
TOTAL - CEMETERY			\$ 468,554.00
371 - BUILDING INSPECTION			
Salaries, Wages and Benefits	\$	150,245.00	
Operating	\$	56,500.00	
TOTAL - BUILDING INSPECTION			\$ 206,745.00
447 - ENGINEERING			
Salaries, Wages and Benefits	\$	732,115.00	
Operating	\$	106,800.00	
TOTAL - ENGINEERING			\$ 838,915.00
730 - INSURANCE POOL			
Operating	\$	192,000.00	
TOTAL - INSURANCE POOL			\$ 192,000.00
751 - PARKS & RECREATION			
Salaries, Wages and Benefits	\$	494,515.00	
Operating	\$	497,906.00	
TOTAL - PARKS & RECREATION			\$ 992,421.00
753 - INCOME TAX DEPARTMENT			
Salaries, Wages and Benefits	\$	102,970.00	
Operating	\$	275,400.00	
TOTAL - INCOME TAX DEPARTMENT			\$ 378,370.00
966 - POLICE & FIRE TRANSFER OUT			
Operating	\$	4,167,000.00	
TOTAL - POLICE & FIRE TRANSFER OUT			\$ 4,167,000.00
967 - POLICE PENSION TRANSFER OUT			
Operating	\$	350,000.00	
TOTAL - POLICE PENSION TRANSFER OUT			\$ 350,000.00
968 - FIRE PENSION TRANSFER OUT			
Operating	\$	340,000.00	
TOTAL - FIRE PENSION TRANSFER OUT			\$ 340,000.00
TOTAL - GENERAL FUND			\$ 11,539,774.00
201 - POLICE & FIRE FUND			
301 - POLICE DEPARTMENT			
Salaries, Wages and Benefits	\$	3,348,795.00	
Operating	\$	406,730.00	
TOTAL - POLICE DEPARTMENT			\$ 3,755,525.00
336 - FIRE DEPARTMENT			
Salaries, Wages and Benefits	\$	2,573,815.00	
Operating	\$	373,400.00	
TOTAL - FIRE DEPARTMENT			\$ 2,947,215.00
TOTAL - POLICE & FIRE FUND			\$ 6,702,740.00
202 - STATE HIGHWAY IMPROVEMENT FUND			
Operating	\$	89,500.00	
TOTAL - STATE HIGHWAY IMPROVEMENT FUND			\$ 89,500.00

203 - PERMISSIVE TAX FUND			
Operating	\$	105,032.00	
TOTAL - PERMISSIVE TAX FUND			\$ 105,032.00
204 - STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND			
Salaries, Wages and Benefits	\$	801,915.00	
Operating	\$	496,443.00	
TOTAL - STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND			\$ 1,298,358.00
230 - LOCAL CORONAVIRUS RELIEF FUND			
Operating	\$	1,742,430.00	
TOTAL - LOCAL CORONAVIRUS RELIEF FUND			\$ 1,742,430.00
245 - INDIGENT DRIVERS ALCOHOL TREATMENT FUND			
Operating	\$	40,000.00	
TOTAL - INDIGENT DRIVERS ALCOHOL TREATMENT FUND			\$ 40,000.00
247 - PROBATION SERVICES FUND			
Salaries, Wages and Benefits	\$	35,028.00	
Operating	\$	45,800.00	
TOTAL - PROBATION SERVICES FUND			\$ 80,828.00
248 - JUSTICE REINVESTMENT GRANT FUND			
Salaries, Wages and Benefits	\$	56,552.00	
Operating	\$	7,221.00	
TOTAL - JUSTICE REINVESTMENT GRANT FUND			\$ 63,773.00
249 - PROBATION GRANT FUND			
Salaries, Wages and Benefits	\$	52,360.00	
Operating	\$	9,286.00	
TOTAL - PROBATION GRANT FUND			\$ 61,646.00
250 - COURT COMPUTERIZATION FUND			
Operating	\$	130,000.00	
TOTAL - COURT COMPUTERIZATION FUND			\$ 130,000.00
251 - TREE OF LIFE FUND			
Operating	\$	4,400.00	
TOTAL - TREE OF LIFE FUND			\$ 4,400.00
256 - SPECIAL PROJECT FUND			
Operating	\$	190,000.00	
TOTAL - SPECIAL PROJECT FUND			\$ 190,000.00
257 - OVI SPECIAL PROJECT FUND			
Operating	\$	5,000.00	
TOTAL - OVI SPECIAL PROJECT FUND			\$ 5,000.00
260 - CABLE T.V. FUND			
Operating	\$	203,000.00	
TOTAL - CABLE T.V. FUND			\$ 203,000.00
276 - REVOLVING LOAN FUND			
Operating	\$	935,000.00	
TOTAL - REVOLVING LOAN FUND			\$ 935,000.00
281 - PEACE OFFICER TRAINING FUND			
Operating	\$	7,270.00	
TOTAL - PEACE OFFICER TRAINING FUND			\$ 7,270.00
286 - RIVERSIDE CEMETERY ENHANCEMENT FUND			
Operating	\$	6,100.00	
TOTAL - RIVERSIDE CEMETERY ENHANCEMENT FUND			\$ 6,100.00

403 - CAPITAL IMPROVEMENT FUND			
Operating	\$	4,362,882.00	
TOTAL - CAPITAL IMPROVEMENT FUND			\$ 4,362,882.00
405 - SPLASH PAD TRUST FUND			
Operating	\$	198,926.00	
TOTAL - SPLASH PAD TRUST FUND			\$ 198,926.00
585 - UTILITIES BILLING OFFICE FUND			
Salaries, Wages and Benefits	\$	483,475.00	
Operating	\$	374,770.00	
TOTAL - UTILITIES BILLING OFFICE FUND			\$ 858,245.00
589 - SEWER CAPITAL IMPROVEMENT FUND			
Operating	\$	1,511,000.00	
TOTAL - SEWER CAPITAL IMPROVEMENT FUND			\$ 1,511,000.00
590 - WATER POLLUTION CONTROL FUND			
540 - SEWER PLANT			
Salaries, Wages and Benefits	\$	1,522,970.00	
Operating	\$	5,824,739.00	
TOTAL - SEWER PLANT			\$ 7,347,709.00
541 - STORMWATER			
Salaries, Wages and Benefits	\$	98,365.00	
Operating	\$	125,000.00	
TOTAL - STORMWATER			\$ 223,365.00
TOTAL - WATER POLLUTION CONTROL FUND			\$ 7,571,074.00
591 - WATER TREATMENT PLANT FUND			
537 - WATER TREATMENT PLANT			
Salaries, Wages and Benefits	\$	1,163,250.00	
Operating	\$	5,190,145.00	
TOTAL - 537 - WATER TREATMENT PLANT			\$ 6,353,395.00
538 - WATER DISTRIBUTION			
Salaries, Wages and Benefits	\$	694,225.00	
Operating	\$	1,085,600.00	
TOTAL - 538 - WATER DISTRIBUTION			\$ 1,779,825.00
TOTAL - WATER TREATMENT PLANT FUND			\$ 8,133,220.00
596 - REFUSE COLLECTION FUND			
Operating	\$	1,083,000.00	
TOTAL - REFUSE COLLECTION FUND			\$ 1,083,000.00
704 - HOTEL / MOTEL TAX FUND			
873 - GENERAL OPERATING			
Salaries, Wages and Benefits	\$	56,650.00	
Operating	\$	122,450.00	
TOTAL - 873 - GENERAL OPERATING			\$ 179,100.00
901 - VISITORS BUREAU			
Operating	\$	160,000.00	
TOTAL - 901 - VISITORS BUREAU			\$ 160,000.00
TOTAL - HOTEL / MOTEL TAX FUND			\$ 339,100.00
707 - MUSEUM TRUST FUND			
Operating	\$	11,500.00	
TOTAL - MUSEUM TRUST FUND			\$ 11,500.00

732 - POLICE PENSION FUND			
Salaries, Wages and Benefits	\$	436,860.00	
Operating	\$	2,000.00	
TOTAL - POLICE PENSION FUND			\$ 438,860.00
733 - FIRE PENSION FUND			
Salaries, Wages and Benefits	\$	443,915.00	
Operating	\$	2,000.00	
TOTAL - FIRE PENSION FUND			\$ 445,915.00
760 - UNCLAIMED MONIES FUND			
Operating	\$	195.00	
TOTAL - UNCLAIMED MONIES FUND			\$ 195.00
768 - COMMERCE DRIVE FUND			
Operating	\$	164,519.00	
TOTAL - COMMERCE DRIVE FUND			\$ 164,519.00
770 - UTILITY DEPOSIT TRUST FUND			
Operating	\$	56,000.00	
TOTAL - UTILITY DEPOSIT TRUST FUND			\$ 56,000.00
780 - LAW ENFORCEMENT TRUST FUND			
Operating	\$	12,000.00	
TOTAL - LAW ENFORCEMENT TRUST FUND			\$ 12,000.00
786 - HEALTH TRUST FUND			
Salaries, Wages and Benefits	\$	3,686,000.00	
TOTAL - HEALTH TRUST FUND			\$ 3,686,000.00
792 - FIRE & RESCUE TRUST FUND			
Operating	\$	49,000.00	
TOTAL - FIRE & RESCUE TRUST FUND			\$ 49,000.00
852 - SPECIAL ASSESSMENT DEBT FUND			
Operating	\$	104,320.00	
TOTAL - SPECIAL ASSESSMENT DEBT FUND			\$ 104,320.00
GRAND TOTAL - ALL FUNDS			<u>\$ 52,230,607.00</u>

RECAPITULATION OF APPROPRIATIONS

101	General Fund	\$	11,539,774.00
201	Police & Fire Fund		6,702,740.00
202	State Highway Improvement Fund		89,500.00
203	Permissive Tax Fund		105,032.00
204	Street Construction, Maintenance & Repair Fund		1,298,358.00
230	Local Coronavirus Relief Fund		1,742,430.00
245	Indigent Drivers Alcohol Treatment Fund		40,000.00
247	Probation Services Fund		80,828.00
248	Justice Reinvestment Grant Fund		63,773.00
249	Probation Grant Fund		61,646.00
250	Court Computerization Fund		130,000.00
251	Tree of Life Fund		4,400.00
256	Special Project Fund		190,000.00
257	OVI Special Project Fund		5,000.00
260	Cable T.V. Fund		203,000.00
276	Revolving Loan Fund		935,000.00
281	Peace Officer Training Fund		7,270.00
286	Riverside Cemetery Enhancement Fund		6,100.00
403	Capital Improvement Fund		4,362,882.00
405	Splash Pad Trust Fund		198,926.00
585	Utilities Billing Office Fund		858,245.00

589	Sewer Capital Improvement Fund	1,511,000.00
590	Water Pollution Control Fund	7,571,074.00
591	Water Treatment Plant Fund	8,133,220.00
596	Refuse Collection Fund	1,083,000.00
704	Hotel / Motel Tax Fund	339,100.00
707	Museum Trust Fund	11,500.00
732	Police Pension Fund	438,860.00
733	Fire Pension Fund	445,915.00
760	Unclaimed Monies Fund	195.00
768	Commerce Drive Fund	164,519.00
770	Utility Deposit Trust Fund	56,000.00
780	Law Enforcement Trust Fund	12,000.00
786	Health Care Trust Fund	3,686,000.00
792	Fire & Rescue Trust Fund	49,000.00
852	Special Assessment Debt Fund	104,320.00

GRAND TOTAL - ALL FUNDS \$ 52,230,607.00

Section 2: It is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and that all deliberations that resulted in such formal action being taken, including all deliberations conducted by Committees of the Council, were conducted in meetings open to the public duly convened in compliance with law.

Section 3: This Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Passed: _____, 2021 _____
President of Council

Votes Approving Adoption: _____

Votes Opposing Adoption: _____

Attest: _____, Clerk

Approved: _____, 2021 _____
Mayor

ORDINANCE No. _____

**AN ORDINANCE AUTHORIZING TRANSFERS
OF FUNDS FOR THE CITY OF DEFIANCE, OHIO FOR THE
YEAR ENDING DECEMBER 31, 2021.**

Whereas, the Council of the City of Defiance has previously provided for the transfer of funds in the annual appropriation ordinance; and

Whereas, the City Finance Director has determined that it is necessary to complete the following transfers in order to meet current expenses and other expenditures of the City:

Now, therefore, be it enacted by the Council of the City of Defiance, Defiance County, Ohio:

Section 1: That the following amounts shall be transferred for the month of December, 2021.

<u>FUND FROM</u>	<u>AMOUNT</u>	<u>FUND TO</u>
General Fund #101	\$ 333,337	Police & Fire Fund #201
General Fund #101	\$ 25,837	Police Pension Fund #732
General Fund #101	\$ 28,337	Fire Pension Fund #733
WPC Fund #590	\$ 39,949	General Fund #101
WPC Fund #590	\$ 31,674	Utilities Billing Office Fund #585
WTP Fund #591	\$ 32,212	General Fund #101
WTP Fund #591	\$ 31,674	Utilities Billing Office Fund #585
Refuse #596	\$ 5,265	Utilities Billing Office Fund #585
WPC Fund #590	\$ 19,607	SCMR Fund #204

Section 2: It is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and that all deliberations that resulted in such formal action being taken, including all deliberations conducted by Committees of the Council, were conducted in meetings open to the public duly convened in compliance with law.

Section 3: This Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Passed: _____, 2021

President of Council

Votes Approving Adoption: _____

Votes Opposing Adoption: _____

Attest: _____, Clerk

Approved: _____, 2021

Mayor