

RECORD OF ORDINANCES

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National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-13

Passed Sept. 11, 19 78

AN ORDINANCE TO ACCEPT THE APPLICATION FOR THE ANNEXATION OF CERTAIN TERRITORY IN CARRYALL TOWNSHIP TO THE VILLAGE OF ANTWERP, OHIO, AND TO DECLARE AN EMERGENCY.

WHEREAS, a petition for the annexation of certain territory in Carryall Township was duly filed by Leonard L. Wilks and Betty J. Wilks; and

WHEREAS, the petition was duly considered by the Board of County Commissioners of Paulding County, Ohio, on June 30, 1978; and

WHEREAS, the Board of County Commissioners has approved the annexation of the territory to the Village of Antwerp as hereinafter described; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with the annexation with the map and petition required in connection therewith to the Clerk of the Village of Antwerp, Ohio, who received same on July 10, 1978; and

WHEREAS, sixty days from the date of the filing have now elapsed in accordance with the provisions of R.C. S709.04; now, therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, State of Ohio:

Section 1. That the proposed annexation, as applied for in the petition of Leonard L. Wilks and Betty J. Wilks, and a majority of owners of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Paulding County, Ohio, on April 25, 1978, and which the petition prayed for annexation to the Village of Antwerp, Ohio, of certain territory adjacent thereto, as herinafter described, and which the petition was approved for annexation to the Village of Antwerp by the Board of County Commissioners on June 30, 1978, be and the same is hereby accepted. The territory is described as follows:

The North One Hundred Thirty (130) feet by parallel lines off of the north end of the following described premises:

A parcel of land out of the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty-four (34), Township Three (3) North, Range One (1) East, Carryall Township, Paulding County, Ohio, and more particularly described as follows: Commencing at a point where the center line of State Highway No. 49 intersects the South Corporation line of Antwerp, Ohio, in Section Thirty-four (34), Carryall Township, Paulding County, Ohio; thence Southeasterly following the center line of State Highway 49, two hundred ten (210) feet; thence west one hundred sixty (160) feet; thence north two hundred nine feet (209); thence east one hundred fifty-three (153) feet to the place of beginning, and containing 0.75 acres of land, more or less.

The certified transcript of the proceedings for annexation with an accurate map of the territory, together with the petition for its annexation, and other papers relating to the proceedings thereto of the County Commissioners are all on file with the Clerk of this Village and have been for more than sixty days.

Section 2. That the Village Clerk be and he is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the Petition, a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder and one copy to the Secretary of State and shall file

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Ordinance No. 78-13 continued

Passed Sept. 11, 1978

notice of this annexation with the Board of Elections within thirty days after it becomes effective, and the Clerk shall do all other things required by law.

Section 3. Council declares this to be an emergency ordinance necessary for the preservation of the public peace, health and safety, such emergency arising out of the fact that the Village of Antwerp is presently in the planning stage for sewer improvements and construction and it is necessary that all property affected by said improvements and construction be included in the planning and engineering stages of said plan; wherefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED: Sept. 11, 1978.

ATTEST;

Donald W. Smith
Clerk

John J. Brandy
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-13 WAS PUBLISHED IN THE ANTWERP BEE-AROUS IN ACCORDANCE WITH SECTION 721.24 REVISED CODE, ON THE 20 DAY OF SEPT., 1978, AND ON THE 27 DAY OF SEPT., 1978.

Donald W. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-1

Passed January 10 1972

TEMPORARY APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the first three months ending March 31, 1972.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures fo the said Village of Antwerp during the first three months ending March 31, 1972, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE: 70)

MAYOR

Transaction

Class:

210	Personal Services	\$ 400	
240	Supplies and Materials	100	
	Total For Mayor		\$ 500

CLERK/CLERK-TREASURER (if combined)

210	Personal Services	\$ 300	
240	Supplies and Materials	200	
	Total For Clerk/Clerk-Treasurer		\$ 500

SOLICITOR/LEGAL ADVISOR

210	Personal Services	\$ 150	
	Other	500	
	Total For Solicitor/Legal Advisor		\$ 650

COUNCIL

210	Personal Services	\$ 720	
	Other	300	
	Total For Council		\$ 1020

MUNICIPAL BUILDING

	Other	\$ 2,000	
	Total For Municipal Building		\$ 2,000

INS., BONDS, CODE SERV & MISC.

210	Personal Services	\$ 400	
	Other	1500	
	Total For Ins., Bonds, Code Serv. & Misc.		\$1,900

	Total For General Governmental Services (Program Code: 70)		\$6,570
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SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10) POLICE DEPARTMENT

210	Personal Services	\$ 5,000	
240	Supplies and Materials	1,000	
	Other	1,000	
	Total For Police Department		\$ 7,000

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National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-1 continued Passed January 10 1972

FIRE DEPARTMENT

210	Personal Services	\$ 1,500	
240	Supplies and Materials	1,000	
250	Capital Outlay	400	
	Total For Fire Department		\$ 2,900

Total For Security of Persons and Property
(Program Code: 10) \$ 9,900

LEISURE TIME ACTIVITIES (PROGRAM CODE: 40)

PARKS AND PLAYGROUNDS

Other		\$ 1,000	
	Total For Parks and Playgrounds		\$ 1,000

FREE PUBLIC MUSEUM

Other		\$ 200	
	Total For Free Public Museum		\$ 200

Total For Leisure Time Activities
(Program Code: 40) \$ 1,200

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)

PLANNING COMMISSION

Other		\$ 300	
	Total For Planning Commission		\$ 300

Total For Community Environment
(Program Code: 50) \$ 300

Grand Total GENERAL FUND Appropriation \$ 17,970

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

STREET REPAIRING

Other		\$ 3,000	
	Total For Street Repairing		\$ 3,000

Total For Street Construction, Maintenance
and Repair Fund (Program Code: 60) \$ 3,000

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

STREET REPAIRING

Other		\$ 400	
	Total For Street Repairing		\$ 400

Total For State Highway Improvement Fund
(Program Code: 60) \$ 400

Section 6. That there be appropriated from the CEMETERY FUND

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National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-1 continued

Passed January 10 19 72

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY OPERATION AND MAINTENANCE

Transaction

Class:

Other	\$ 1,500	
Total For Cemetery Operation and Maintenance		\$ 1,500
Total For Cemetery Fund		\$ 1,500

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

WATER SYSTEM OPERATIONS

WATER SUPPLY

Other	\$ 5,000	
Total For Water Supply		\$ 5,000

WATER FILTRATION

Other	\$ 1,000	
Total For Water Filtration		\$ 1,000

WATER DISTRIBUTION

210 Personal Services	\$ 2,000	
Other	3,000	
Total For Water Distribution		\$ 5,000

Total For Water (Revenue) Fund (Program Code:50)	\$ 11,000
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Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

SEWER MAINTENANCE

Other	\$ 2,000	
Total For Sewer Maintenance		\$ 2,000

SEWER CONSTRUCTION

210 Personal Services	\$ 40,000	
Total For Sewer Construction		\$ 40,000

Total For Sewer (Revenue) Fund (Program Code:50)	\$ 42,000
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Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260 Payment of Interest	\$ 1,000	
Total For General Bond Retirement Fund		\$ 1,000

ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-1 continued

Passed January 10 19 72

Transaction

Class:

240 Supplies and Materials	\$ 2,000	
Total For Street Lighting		\$ 2,000
Total For Street Lighting Fund		\$ 2,000
TOTAL ALL APPROPRIATIONS		\$ <u>78,870</u>

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This ordinance shall take effect at the earliest period allowed by law.

Passed January 10, 1972


President of Council

Attest: 
Clerk of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-2

Passed February 14 1972

NAME OF STREET River Street
ROUTE NO. U.S. 24

An emergency ordinance enacted by the Village of Antwerp, Paulding County, Ohio, in the matter of the hereinafter described improvement, under the supervision of the Director of Highways.

WHEREAS, the Director of Highways is considering improving a portion of the public highway which is described as follows:

Clean, spot prime and paint approximately 387.5 feet of guard rail

NOW THEREFORE, Be it ordained by the Council of the Village of Antwerp,

SECTION I (Consent)

That it is declared to be in the public interest that the consent of the said Village be and such consent is hereby given to the Director of Highways to construct the above described improvement, in accordance with plans, specifications and estimates as approved by the Director.

SECTION II (Cooperation)

That said Village hereby proposes to cooperate with the State of Ohio, in the cost of the above described improvement as follows:

A lump sum of Eighty Dollars (\$80.00)

SECTION II-A

That the Eighty Dollars (\$80.00) is hereby appropriated for the improvement of the highway as described hereinabove.

SECTION III (Authority to Sign)

That the Mayor of said Village, is hereby authorized to enter into maintenance and parking agreements and special contractual obligations.

SECTION IV (Maintenance and Parking)

That upon completion of said improvement, said Village, will thereafter keep said highway open to traffic at all times, and

- (a) Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance; and
- (b) Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the State of Ohio and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
- (c) Regulate parking in the following manner:

Not applicable

SECTION V (Traffic Control Signals and Devices)

That traffic control signals will not be installed on the project without prior approval by the State and the Village will place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.

RECORD OF ORDINANCES

Ordinance No. 72-2 continued Passed February 14 19 72

SECTION VI (Right-of-way, Utility Rearrangement and Saving the State of Ohio Harmless of Damages)

- (a) That all existing street and public way right-of-way within the Village which is necessary for the aforesaid improvement, shall be made available therefor.
- (b) That the Municipality will acquire any additional right-of-way required for the construction of the aforesaid improvement.
- (c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or structures will be affected by the said improvement and said companies have agreed to make any and all necessary plant removals or rearrangements in such a manner as to be clear of any construction called for by the plans of said improvement and said companies have agreed to make such necessary rearrangements immediately after notification by said Village or the Department of Highways.
- (d) That it is hereby agreed that the Village shall at its own expense, make all rearrangements of water mains, service lines fire hydrants, valve boxes, sanitary sewers or other municipally owned utilities and/or any appurtenances thereto, whether inside or outside the corporate limits as may be necessary to conform to the said improvement and said rearrangements shall be done at such time as requested by the Department of Highways Engineer.
- (e) That the construction, reconstruction, and/or rearrangement of both publicly and privately owned utilities, referred to in subsections (c) and (d) above, shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provisions of the Ohio Department of Highway Construction and Material Specifications and shall be subject to approval by the State.
- (f) That the installation of all utility facilities on the right of way shall conform with the requirements of the Bureau of Public Roads Policy and Procedure Memorandum 30-4 "Utility Relocations and Adjustments"
- (g) That said Village hereby agrees that the said Department of Highways of the State of Ohio, shall be and is hereby saved harmless from any and all damages or claims thereof arising from or growing out of the certification or obligations made or agreed to in Sections (a), (b), (c), (d) and (e) herein above.

SECTION VII (Emergency Clause)

This ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Vote on suspension of the rule requiring an ordinance to be fully and distinctly read on three different days:

(Requires a yea vote by three-fourths of all elected members)

Yeas 6 Nays 0

Vote on emergency clause: Yeas 6 Nays 0

Passed February 14, 1972 Yeas 6 Nays 0

As an emergency measure

Passed: February 14, 1972

Attest: Donald H. Smith
Clerk

John G. Mundy
Mayor

RECORD OF ORDINANCES

Ordinance No. 72-3

Passed February 14 19 72

AN ORDINANCE ESTABLISHING SALARIES AND WAGES FOR THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning March 1, 1972, salaries of Village Officials and Employees be as follows:

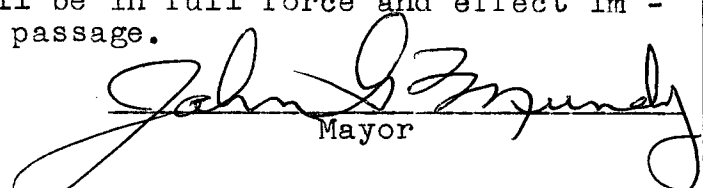
Mayor	\$1200.00per year
Council	\$ 10.00per meeting
Clerk-Treasurer	\$ 900.00per year
Chief of Police	\$8100.00per year
Policeman - Parttime	\$ 150.00per month
Policeman - Fulltime	\$6500.00per year
Street Commissioner	\$ 250.00per month
Fire Chief	\$ 500.00per year
Secretary Antwerp Fire Department	\$ 150.00per year
Assistant Fire Chief	\$ 6.00per meeting
	\$ 6.00per hr/fire
Volunteer Fireman	\$ 3.00per meeting
	\$ 3.00per hr/fire
Board of Trustees of Public Affairs	\$ 10.00per meeting
Water Superintendant and Clerk of the Board of Public Affairs	\$7800.00per year
Class A Labor	\$ 2.50per hour
Class B Labor	\$ 1.75per hour
Police Dispatcher	\$ 50.00per month

Section 2. This Ordinance repeals Ordinance No. 933 and any other Ordinances inconsistent herewith.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases in order to secure and maintain qualified and experienced officials and employees to operate and maintain the Village, and and in order that said salaries may be included in the Village appropriations for the year 1972.

Section 4. This Ordinance shall be in full force and effect immediately upon its passage.

PASSED: February 14, 1972


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 72-4

Passed March 13 1972

A RESOLUTION TO TRANSFER FUNDS IN ACCORDANCE WITH RECOMMENDATIONS OF THE STATE AUDITOR

WHEREAS, An audit was made by the State Auditor's Office on May 17, 1971, and

WHEREAS, It is necessary that funds be transferred in accordance with the State Auditor's report;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That there be transferred from the Street Construction, Maintenance and Repair Fund to the Bond Retirement Fund #1, the sum of \$9,885.55;

Section 2. That the balance remaining in the Fire Apparatus Fund in the amount of \$148.75 be transferred to the Bond Retirement Fund #3;

Section 3. That there be transferred from the Sewer Fund to the Erie Street Sewer Construction Fund the sum of \$444.05;

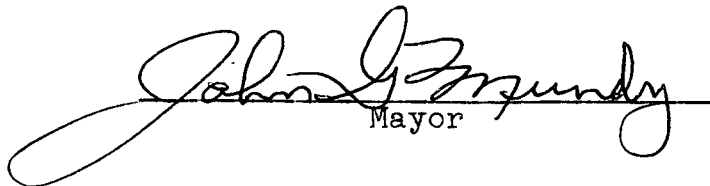
Section 4. That there be transferred from the Sewer Fund to the Canal Street Sewer Improvement Fund, the sum of \$557.62;

Section 5. That there be transferred from the Water Works Replacement Fund to the Water Fund the sum of \$1,554.62;

Section 6. That the clerk shall make said transfers forthwith and close out such funds accordingly;

Section 7. That this resolution shall take effect forthwith.

PASSED: March 13, 1972


Mayor

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-5

Passed March 13 19 72

AN ORDINANCE AUTHORIZING THE SALE OF 35.45 ACRES
OF LAND LOCATED IN THE SOUTH HALF OF THE SE $\frac{1}{4}$,
SECTION 13, T3N, R1E, IN PAULDING COUNTY, OHIO.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE
OF OHIO,

two-thirds of all members elected thereto concurring:

SECTION 1. That the following described real estate belonging to
the Village of Antwerp is not needed for any municipal
purpose, to-wit:

All of the East Half of the Southeast Quarter ($\frac{1}{4}$) of
Section Thirteen (13), in Township Three (3) North, of
Range One (1) East, in Paulding County, Ohio, as lies
North of the Maumee River, save and except the North
Thirty (30) acres of land formerly owned by Isaac
Robinson, leaving 36.45 acres of land, more or less,
less and except the following: All that part of the
South-East Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) of
Section Thirteen (13), Township Three (3) North, Range
One (1) East, Paulding County, Ohio, which lies between
the public road and the North side of the Maumee River,
containing one (1) acres, more or less, containing in
said tract after said exceptions, 35.45 acres of land,
more or less.

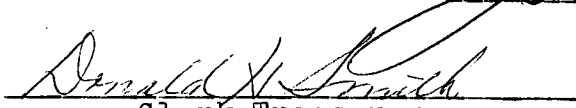
SECTION 2. That the Mayor and the Clerk-Treasurer of the Village
of Antwerp, be and hereby are authorized to sell said
real estate to the highest bidder according to law,
upon the following terms: Cash; and the said Mayor
and Clerk-Treasurer are hereby authorized to convey
said real estate by deed to the highest bidder therefor
according to law.

SECTION 3. That this ordinance is declared to be an emergency
measure necessary for the immediate preservation of
the public peace, health, safety and welfare; and for
the further reason that it is necessary to sell said
real property to pay the outstanding indebtedness
incurred in purchasing said real property and this
ordinance shall be in full force and effect from and
immediately after passage.

Passed: March 13, 1972


Mayor

Attest:


Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-6

Passed March 10

1972

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1972.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1972, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction

Class:

210	Personal Services	\$1,200	
240	Supplies and Materials	400	
	Total For Mayor		\$1,600

CLERK/CLERK*TREASURER (if combined)

210	Personal Services	\$ 900	
240	Supplies and Materials	600	
	Total For Clerk/Clerk-Treasurer		\$1,500

SOLICITOR/LEGAL ADVISOR

210	Personal Services	\$ 600	
	Other	1,000	
	Total For Solicitor/Legal Advisor		\$1,600

COUNCIL

210	Personal Services	\$1,440	
	Other	300	
	Total For Council		\$1,740

MUNICIPAL BUILDING

	Other	\$3,000	
	Total For Municipal Building		\$3,000

INS., BONDS, CODE SERV. & MISC.

210	Personal Services	\$1,500	
	Other	2,500	
	Total For Ins., Bonds, Code Serv. & Misc.		\$4,000

Total For General Governmental Services (Program Code:70)	\$13,440
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SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$17,500	
240	Supplies and Materials	7,000	
	Other	1,000	
	Total For Police Department		\$25,500

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National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-6 continued Passed March 10 19 72

FIRE DEPARTMENT

210	Personal Services	\$4,500	
240	Supplies and Materials	4,000	
250	Capital Outlay	2,600	
	Total For Fire Department		\$11,100

Total For Security of Persons and Property (Program Code:10)	\$36,600
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LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

Other	\$3,500	
Total For Parks and Playgrounds		\$3,500

RECREATION PROGRAMS

Other (Summer Recreation)	\$ 750	
Total For Recreation Programs		\$ 750

FREE PUBLIC MUSEUM

Other	\$ 800	
Total For Free Public Museum		\$ 800

Total For Leisure Time Activities (Program Code:40)	\$5,050
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COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

PLANNING COMMISSION

Other	\$ 300	
Total For Planning Commission		\$ 300

Total For Community Environment (Program Code:50)	\$ 300
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Grand Total GENERAL FUND Appropriation	\$ <u>55,390</u>
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Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

210	Personal Services	\$ 500	
240	Supplies and Materials	21,500	
	Total For Street Paving		\$22,000

STREET REPAIRING

Other	\$3,000	
Total For Street Repairing		\$3,000

Total For Street Construction, Maintenance and Repair Fund (Program Code:60)	\$25,000
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Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-6 continued Passed March 10 19 72

240 Supplies and Materials \$5,000
Total For Street Paving \$5,000

STREET REPAIRING

Other \$1,000
Total For Street Repairing \$1,000

Total For State Highway Improvement Fund
(Program Code:60) \$6,000

Section 6. That there be appropriated from the CEMETERY FUND

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY OPERATION AND MAINTENANCE

Other \$4,700
Total For Cemetery Operation and Maintenance \$4,700
Total For Cemetery Fund \$4,700

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50) WATER SYSTEM OPERATIONS

WATER FILTRATION

210 Personal Services \$3,000
240 Supplies and Materials 6,000
Total For Water Filtration \$9,000

WATER PUMPING

210 Personal Services \$3,000
Other 5,000
Total For Water Pumping \$8,000

WATER DISTRIBUTION

240 Supplies and Materials \$6,500
250 Capital Outlay 2,500
Total For Water Distribution \$9,000

Total For Water System Operation
(Sub-Program Code:55) \$26,000

ADMINISTRATION - WATER

210 Personal Services \$4,000
240 Supplies and Materials 2,500
Total For Administration - Water
(Sub-Program Code:57) \$6,500
Total For Administration - Water \$6,500

Total For Water (Revenue) Fund
(Program Code:50) \$32,500

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-6 continued Passed March 10 1972

SEWER MAINTENANCE

Other \$2,000
Total For Sewer Maintenance \$2,000

SEWER CONSTRUCTION

210	Personal Services	\$60,000	
250	Capital Outlay	500,000	
	Total For Sewer Construction		\$560,000
	Total For Sewage (Sub-Program Code:55)		\$562,000
	Total For Sewer (Revenue) Fund (Program Code:50)		\$562,000

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	\$5,000	
260	Payment of Interest	2,285	
	Total For General Bond Retirement Fund		\$7,285

ADDITIONAL FUNDS

Section 15. That there be appropriated from the Street Lighting FUND (from Special Assessment)

240	Supplies and Materials	\$8,000	
	Total For Street Lighting Fund		\$8,000

PERMISSIVE TAX FUND

240	Supplies and Materials	\$6,600	
	Total For Permissive Tax Fund		\$6,600

Total For Additional Funds \$14,600

TOTAL ALL APPROPRIATIONS \$ 707,475

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This ordinance shall take effect at the earliest period allowed by law.

Passed March 10, 1972


President of Council

Attest: 
Clerk of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-7

Passed April 10 1972

A RESOLUTION AUTHORIZING THE MAYOR
TO CONTRACT WITH CARRYALL TOWNSHIP
FOR THE VILLAGE TO FURNISH FIRE
PROTECTION

WHEREAS, the Village of Antwerp has previously had a fire contract with Carryall Township to provide fire protection for fire district #1 of Carryall Township; and

WHEREAS, the Trustees of Carryall Township desire to enter into another fire contract for a period of three years for fire protection for fire district #1 of Carryall Township; and

WHEREAS, it is desirable that the Village of Antwerp enter into such a fire contract;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

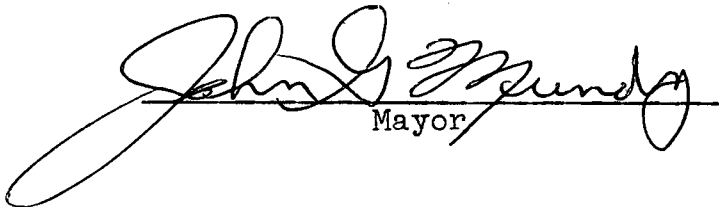
Section 1. That the Village of Antwerp enter into a fire contract with the Trustees of Carryall Township to provide fire protection for fire district #1 of Carryall Township;

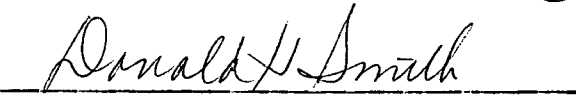
Section 2. That the contract provide that the Trustees of Carryall Township shall pay \$2,000.00 per year for such contract;

Section 3. That the fire contract with the Trustees of Carryall Township be for a period of three years beginning on January 1, 1972, and expiring on December 31, 1974;

Section 4. That the Mayor and the Clerk of the Village of Antwerp, Ohio, are hereby authorized to enter into said contract on behalf of the Village of Antwerp, Ohio.

PASSED: April 10, 1972


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-8

Passed April 10 1972

A RESOLUTION AUTHORIZING THE MAYOR
TO CONTRACT WITH HARRISON TOWNSHIP
FOR THE VILLAGE TO FURNISH FIRE
PROTECTION

WHEREAS, the Village of Antwerp has previously had a fire contract with Harrison Township to provide fire protection for Fire District #2 of Harrison Township; and

WHEREAS, the Trustees of Harrison Township desire to enter into another fire contract for a period of three years for fire protection for Fire District #2 of Harrison Township; and

WHEREAS, it is desirable that the Village of Antwerp enter into such a fire contract;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

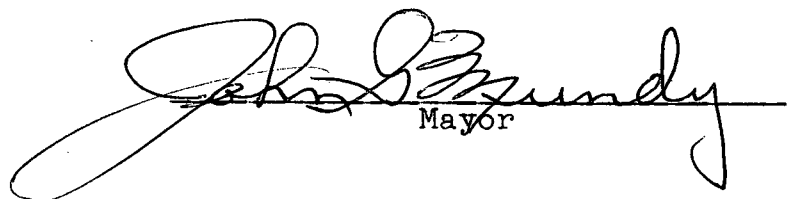
Section 1. That the Village of Antwerp enter into a fire contract with the Trustees of Harrison Township to provide fire protection for Fire District #2 of Harrison Township;

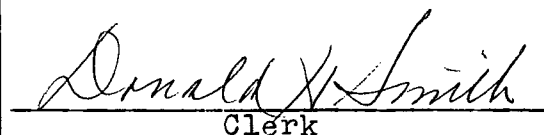
Section 2. That the contract provide that the Trustees of Harrison Township shall pay \$750.00 per year for such contract;

Section 3. That the fire contract with the Trustees of Harrison Township be for a period of three years beginning on January 1, 1972 and expiring on December 31, 1974;

Section 4. That the Mayor and the Clerk of the Village of Antwerp Ohio, are hereby authorized to enter into said contract on behalf of the Village of Antwerp, Ohio.

PASSED: April 10, 1972


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-9

Passed May 8

19 72

ENACTING A CODE OF ORDINANCES FOR
THE VILLAGE OF ANTWERP, OHIO, CO-
DIFYING, RENUMBERING, REVISING AND
REARRANGING EXISTING ORDINANCES OF
THE VILLAGE, ADDING NEW MATTER AND
REPEALING VARIOUS ORDINANCES.

WHEREAS, the present general ordinances of the village are inade-
quately arranged and classified and are insufficient in form and
substance for the complete preservation of the public peace,
health, safety and welfare of the municipality and for the proper
conduct of its affairs,

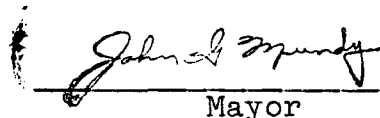
NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF
ANTWERP, STATE OF OHIO,

That the Code of Ordinances theretofore approved in manuscript by
this council and accurately and completely published in book form
be incorporated in this ordinance and that the same be and the
same is hereby adopted and enacted.

BE IT FURTHER ORDAINED: that a copy of this ordinance be includ-
ed in and deemed a part of the Code of Ordinances as published.

This ordinance is declared to be an emergency measure necessary
for the immediate preservation of the public peace, health, sa-
fety and welfare of the Village for the reason that the present
general ordinances of the Village are inadequately arranged and
classified and are insufficient in form and substance for the
complete preservation of the public peace, health, safety and
welfare of the Village and for the proper conduct of its affairs,
and shall therefore become effective immediately upon passage.

PASSED: May 8, 1972


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 72-10

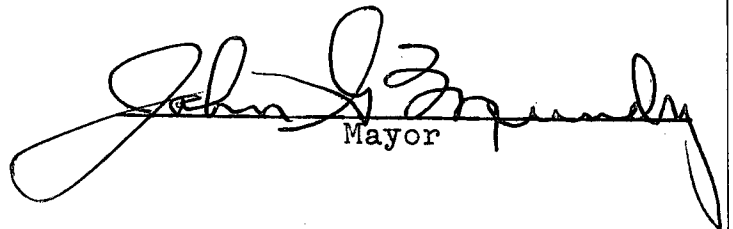
Passed July 10 19 72

AUTHORIZING THE MAYOR OF THE VILLAGE
OF ANTWERP TO ENTER INTO A CONTRACT
WITH THE VILLAGE OF PAYNE FOR FUR -
NISHING EMERGENCY MEDICAL AMBULANCE
SERVICE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE
OF OHIO:

Section 1. That the Mayor is hereby authorized to enter into a
contract with the Village of Payne, Ohio, for a period
of three (3) years, beginning June 19, 1972, for fur -
nishing Emergency Medical Ambulance Service.

PASSED: July 10, 1972


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-11

Passed July 10 19 72

AUTHORIZING THE BOARD OF PUBLIC AFFAIRS OF THE VILLAGE OF ANTWERP TO ENTER INTO A CONTRACT FOR ENGINEERING SERVICES FOR IMPROVEMENTS TO THE VILLAGE WATER DISTRIBUTION SYSTEM.

WHEREAS, it is deemed necessary that improvements be made to the Village Water Distribution System; and,

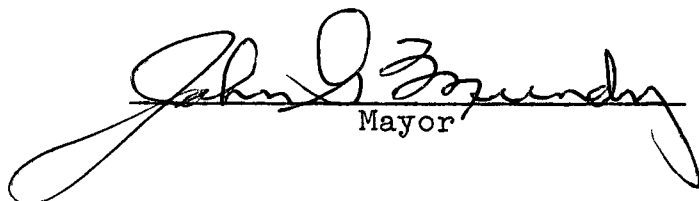
WHEREAS, it is necessary that an engineering firm be employed to prepare plans and estimates for said proposed improvements,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. The Board of Public Affairs of the Village of Antwerp is hereby authorized to enter into a contract with the engineering firm of Fink - beiner, Pettis & Strout to prepare detailed plans and estimates of the costs of proposed improvements for the Water Distribution System and obtain approval by the State Health Department of said detailed plans.

Section 2. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of said Village and for the further reason that improvements of the Water Distribution System are necessary to supply water for fire protection for the Village and to supply the residents with adequate water supply.

PASSED: July 10, 1972


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 72-12

Passed September 11, 1972

DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND DECLARING THE NECESSITY OF RENEWING A LEVY IN EXCESS OF SUCH RATE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, Paulding County, State of Ohio, two-thirds of all the members elected thereto concurring:

Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by R. C. Sec. 5705.02 on the taxable property in the Village of Antwerp, will be insufficient to provide adequate amount for the necessary requirements of said Village and that it is necessary for the purpose of providing additional funds for current expenses of the Village (fire protection) that taxes be levied on the taxable property in said Village for the period of five years at a rate in excess of such maximum rate authorized by said R. C. Sec. 5705.02.

Section 2. That it is necessary to renew the levy of taxes for the years 1972, 1973, 1974, 1975 and 1976, at the rate for each year of two mills on each dollar of the tax valuation of the taxable property within the Village of Antwerp, in excess of the rate authorized by said R. C. Sec. 5705.02.

Section 3. That the Clerk be, and he is hereby, directed to certify a copy of this resolution to the Board of Elections of Paulding County, Ohio, in order that said Board of Elections may make the necessary arrangements for the submission of such question to the electors of said Village, as provided by law.

PASSED: September 11, 1972


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 72-13

Passed September 11 19 72

DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF ELECTORS' TO BE INSUFFICIENT AND DECLARING THE NECESSITY OF RENEWING A LEVY IN EXCESS OF SUCH RATE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, Paulding County, State of Ohio, two-thirds of all the members elected thereto concurring:

Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by R. C. Sec. 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide adequate amount for the necessary requirements of said Village and that it is necessary for the purpose of providing additional funds for current expenses of the Village (in maintaining the joint cemetery) that taxes be levied on the taxable property in said Village for the period of five years at a rate in excess of such maximum rate authorized by said R. C. Sec. 5705.02.

Section 2. That it is necessary to renew the levy taxes for the years 1972, 1973, 1974, 1975 and 1976 at the rate for each year of one mill on each dollar of the tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said R. C. Sec. 5705.02.

Section 3. That the Clerk be, and he is hereby, directed to certify a copy of this resolution to the Board of Elections of Paulding County, Ohio, in order that said board may make the necessary arrangements for the submission of such question to the electors of said Village, as provided by law.

PASSED: September 11, 1972

Mayor

Attest:

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 72-14

Passed September 11 1972

DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND DECLARING THE NECESSITY OF RENEWING A LEVY IN EXCESS OF SUCH RATE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, Paulding County, State of Ohio, two-thirds of all the members elected thereto concurring:

Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by R. C. Sec. 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide adequate amount for the necessary requirements of said Village and that it is necessary for the purpose of providing additional funds for current expenses of the Village that taxes be levied on the taxable property in said Village for the period of five years at a rate in excess of such maximum rate authorized by said R. C. Sec. 5705.02.

Section 2. That it is necessary to renew the levy taxes for the years 1972, 1973, 1974, 1975 and 1976 at the rate for each year of five-tenths (.5) mills on each dollar of the tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said R. C. Sec. 5705.02.

Section 3. That the clerk be, and he is hereby, directed to certify a copy of this resolution to the Board of Elections of Paulding County, Ohio, in order that said Board of Elections may make the necessary arrangements for the submission of such question to the electors of said Village, as provided by law.

PASSED: September 11, 1972

Mayor

ATTEST:

Donald X Smith
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-15

Passed November 13 1972

AN ORDINANCE ESTABLISHING A FEDERAL REVENUE SHARING TRUST FUND

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING
COUNTY, OHIO:

SECTION 1. That there is hereby established a FEDERAL GOVERNMENT
REVENUE SHARING TRUST FUND, wherein shall be placed
all funds received by way of the State and Local Fis-
cal Assistance Act of 1972. The authority to estab-
lish such a fund has been granted by the office of
the Auditor of the State of Ohio.

Dated: Nov 13, 1972

Mayor

ATTEST:

Donald H Smith

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-16

Passed December 4 19 72

AN ORDINANCE TO AUTHORIZE THE RETENTION OF SPECIAL COUNSEL TO PREPARE THE PROCEEDINGS AND RENDER AN APPROVING OPINION ON AN ISSUE OF \$30,000 SEWERAGE SYSTEM IMPROVEMENT NOTES OF THE VILLAGE OF ANTWERP, OHIO.

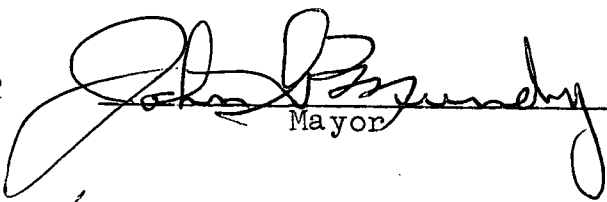
BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

SECTION 1. That the law firm of Squire, Sanders & Dempsey, of Cleveland, Ohio, Municipal Bond Attorneys, be retained as special counsel for the purpose of preparing the proceedings of the Village for the authorization and issuance of an issue of \$30,000 Sewerage System Improvement Notes and providing their approving opinion thereon.

SECTION 2. That for the services to be rendered by said law firm a fee now estimated at \$225, together with out-of-pocket expenses of said attorneys, shall be paid by the Village, which sum shall be paid from the proceeds of said notes, if issued, otherwise, from the general fund of the Village.

SECTION 3. This ordinance shall take effect and be in force from and after its passage.

Passed: Dec 4, 1972


Mayor

Attest:

Donald H. Smith
Clerk

RECORD OF ORDINANCES

Ordinance No. 72-17

Passed December 4, 1972

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF \$30,000 OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS TO PAY COSTS OF ACQUIRING REAL ESTATE AND INTERESTS IN REAL ESTATE IN CONNECTION WITH EXTENSIONS AND IMPROVEMENTS TO THE MUNICIPAL SANITARY SEWERAGE SYSTEM, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 936, passed October 14, 1969, notes in the aggregate amount of \$50,000, dated December 8, 1969, were issued for the purpose hereinafter set forth, which notes were renewed and the principal amount thereof reduced to \$35,000 pursuant to Ordinance No. 957, passed November 9, 1970, and were further renewed and the principal amount thereof reduced to \$30,000 pursuant to Ordinance No. 972, passed December 13, 1971; and

WHEREAS, the Clerk-Treasurer has certified that the estimated life and usefulness of the improvement is at least five years, and has further certified that the maximum maturity of bonds calculated in accordance with Section 133.20 of the Revised Code of Ohio, is thirty years, and of such notes is December 8, 1974, if sold publicly, or one year if sold privately;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

SECTION 1. That it is necessary to issue bonds of the Village of Antwerp in the principal sum of \$30,000 to pay costs of acquiring real estate and interests in real estate in connection with the extensions and improvements to the municipal sanitary sewerage system.

SECTION 2. That said bonds shall be dated approximately December 1, 1973; shall bear interest at the rate of seven per centum (7%) per annum, payable semi-annually, until the principal sum is paid, and shall mature in twenty substantially equal annual installments after the insurance thereof.

SECTION 3. That it is necessary and this Council hereby determines that notes in the aggregate principal amount of \$30,000 shall be issued in anticipation of the issuance of said bonds for the above-described improvement and to retire the outstanding notes referred to above.

SECTION 4. That such anticipatory notes in the amount aforesaid shall be dated December 8, 1972, shall mature on December 7, 1973, and shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually. Said notes shall be numbered 1 and 2 and shall be of the denomination of \$15,000 each.

SECTION 5. Such notes shall be executed by the Mayor and the Clerk-Treasurer and bear the seal of the corporation. They shall be payable at the office of the legal depository of the Village, presently The Antwerp Exchange Bank Company, Antwerp, Ohio, and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance.

RECORD OF ORDINANCES

Ordinance No. 72-17 continued

Passed December 4, 1972

SECTION 6. Subject to the rejection of said notes by the Clerk-Treasurer of the Village as officer in charge of the Bond retirement Fund, note No. 1 is hereby awarded and sold to The State Bank and Trust Company, Defiance, Ohio, and note No. 2 is hereby awarded and sold to The Antwerp Exchange Bank Company, Antwerp, Ohio, for the par value thereof in accordance with the provisions of Section 4 of this ordinance; and the Clerk-Treasurer is hereby authorized and directed to deliver such notes when executed, to the purchasers upon payment of such purchase price. The proceeds of such sale shall be paid into the proper fund and used for the purpose for which such notes are being issued under the provisions of this ordinance.

It is hereby certified that it is not expected that the proceeds of the issue of said notes will be used in the manner that would cause such notes to be arbitrage bonds under Section 103(d) of the Internal Revenue Code of 1954, as amended, and valid regulations thereunder, and, further; that all of the proceeds of such notes are needed for the purpose for which they are hereby authorized to be issued, all of such proceeds are expected to be expended upon receipt thereof, and any such proceeds will be invested or deposited only for a temporary period until needed for the purpose for which the notes are issued; and that this certification is based upon all the relevant facts and circumstances in existence, including those more particularly to be set forth in the certificate of the fiscal officer entitled 'IRC Section 103(d) Certificate' which shall be incorporated in the transcript of proceedings pertaining to said notes and which certificate is adopted and incorporated herein by reference. The Village covenants to the purchasers of said notes that it will make no use of the proceeds of said notes which, if such use had been reasonably expected on the date of issue of such notes, would have caused them to be arbitrage bonds under Section 103(d) of the Internal Revenue Code of 1954, as amended, as in effect on the date of such issue, and any valid regulations thereunder, and that it will comply with the requirements of said Section 103(d) and the requirements of any valid regulations thereunder, all to the extent as may be necessary, at the time of the use of such proceeds, so that such use will not cause such notes to be arbitrage bonds under Section 103(d) of the Internal Revenue Code of 1954, as amended.

SECTION 7. Such notes shall be the full general obligations of the Village and the full faith, credit and revenue of said Village are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by said notes and any excess funds resulting from the issuance of said notes shall to the extent necessary be used only for the retirement of said notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 72-17 continued Passed December 4 19 72

SECTION 8. That during the years while said notes run there shall be levied on all the taxable property in the Village of Antwerp, in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of such notes. Said tax shall be and is hereby ~~ordered~~ 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 said years are certified extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with the interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of said notes or the bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that in each year to the extent that income from the sanitary sewerage system is available for the payment of interest on and principal of such notes or the bonds anticipated thereby and is appropriated for such purpose, the amount of such tax shall be reduced by the amount of such income so available and so appropriated.

SECTION 9. It is hereby determined and recited that all acts, conditions and things necessary to be done precedent to and in the issuing of said notes, in order to make them legal, valid and binding obligations of the Village of Antwerp, have happened, been done and performed in regular and due form and as required by law; and that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said notes.

SECTION 10. The Clerk-Treasurer is hereby authorized and directed to forward a certified copy of this ordinance to the County Auditor.

SECTION 11. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that the immediate issuance and sale of the notes herein authorized is necessary to enable the Village to retire its existing indebtedness and thereby preserve its credit; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Passed: Dec 4, 1972

John B. Zandy
Mayor

Attest: Donald V. Smith
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 72-18

Passed December 11, 1972

AUTHORIZING APPLICATION FOR FEDERAL GRANT

WHEREAS, it has been determined that in order to install a sewerage disposal system for the Village of Antwerp, it will be necessary to acquire financing from sources other than that that can be paid through Village resources; and

WHEREAS, the Village is being required to install and put into operation a sewerage disposal system by the Federal Environmental Protection Agency and the State of Ohio; and


WHEREAS, federal grants are available for such a program of construction;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

Section 1. That the mayor is hereby authorized to file application for federal assistance in the construction of a sewerage disposal system for the Village of Antwerp, Ohio.

Section 2. This resolution shall be effective at the earliest period allowed by law.

PASSED: Dec. 11, 1972


Mayor

ATTEST:


Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 72-19 Passed December 19, 1972

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

The Council of the Village of Antwerp, Paulding County, Ohio, met in Special session on the 19th day of December, 1972, at the office of Council with the following members present:

DALE JOHNSON
JACK BEOWN
LAWRENCE CROMLEY
JAMES TEMPLE

Mr. Cromley moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1973; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

	Outside 10 Mill	Inside	INSIDE	OUTSIDE
Bond Retirement Fund	3,750			1.10
General Fund	20,120	6,140	1.80	5990

LEVIED OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

	Max. Rate Authorized	Auditor's Est. Yield
GENERAL FUND:		
Current expense levy authorized by voters on 1962, not to exceed 15 yrs.	1.40	4,770
Current expense levy authorized by voters on 1971, not to exceed 5 yrs.	1.00	3,410
FIRE:		
Levy authorized by voters on 1972, not to exceed 5 yrs.	2.00	6,820
CEMETARY FUND:		
Levy authorized by voters on 1972, not to exceed yrs.	1.00	3,410
CURRENT EXPENSE:		
Levy authorized by voters on 1972	.50	1,710

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 72-19 continued

Passed December 19, 19 72

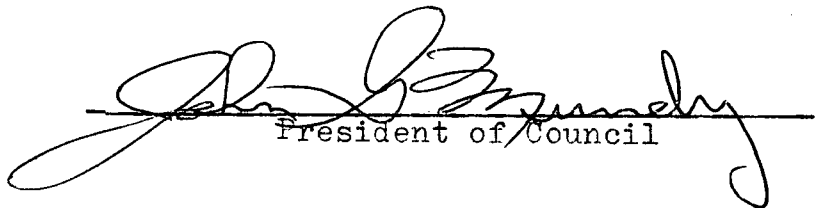
and be it further

RESOLVED, That the Clerk of this Council be, and he is, hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Brown seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr.	<u>DALE JOHNSON</u>	,	<u>YES</u>
Mr.	<u>JAMES TEMPLE</u>	,	<u>YES</u>
Mr.	<u>JACK BROWN</u>	,	<u>YES</u>
Mr.	<u>LAWRENCE CROMLEY</u>	,	<u>YES</u>
Mr.	<u>RANDY BROOKS</u>	,	<u>ABSENT</u>
Mr.	<u>RICHARD BUTYK</u>	,	<u>ABSENT</u>

Adopted the 19th day of December, 1972.


President of Council

Attest:


Clerk of Council

RECORD OF ORDINANCES

	<i>Ordinance No.</i> <i>Passed</i> 19.....	

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 73-1

Passed January 8, 1973

AN ORDINANCE AUTHORIZING AND DIRECTING THE BOARD OF TRUSTEES OF PUBLIC AFFAIRS OF THE VILLAGE OF ANTWERP, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR ELECTRIC ENERGY TO OPERATE THE MUNICIPAL WATER PUMPING SYSTEM OF SAID VILLAGE.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, and it is hereby ordained by authority of the same:

- Section 1. That the Board of Trustees of the Public Affairs of said Village be and is hereby authorized, directed and empowered to advertise for bids and enter into a contract for obtaining all the electric energy necessary to operate the entire municipal water pumping system of said Village, in accordance with specifications dated January 8, 1973, which are on file with the Clerk of the Board of Trustees of Public Affairs of said Village and which have been presented and read at this meeting and which specifications are hereby approved and ordered to be identified by the presiding officer and Clerk of this Council.
- Section 2. That payment for said electric energy shall be made by said Village in accordance with the terms of said specifications and in the amount specified in the accepted bid.
- Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the present contract to supply the electrical energy to operate the entire municipal water pumping system of said Village is about to expire and it is necessary that a new contract be made in order to supply water for the Village. This ordinance has been in full force and effect from and immediately after its passage.

PASSED: January 8, 1973


Mayor

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No. 73-2

Passed January 8, 19 73

ENACTING THE 1971-1972 CUMULATIVE SUPPLEMENT TO THE VILLAGE CODE OF ORDINANCES ADOPTED BY COUNCIL ON MAY 8, 1972, PURSUANT TO ORDINANCE NO. 72-9

WHEREAS, the Council of the Village has heretofore adopted the 1971 edition of the Basic Code of Ordinances for adoption by Ohio Villages, published by the W. H. Anderson Company, and

WHEREAS, a supplement to said Basic Code has been published,

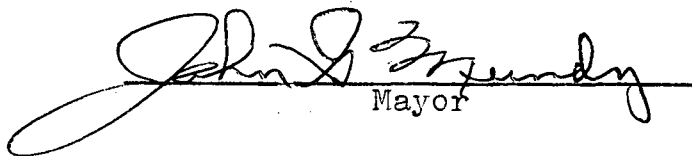
NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

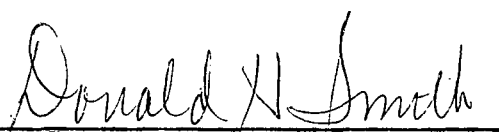
Section 1. That the 1971-1972 cumulative supplement of the 1971 edition of the Basic Code of Ordinances for adoption by the Ohio Villages, published by The W. H. Anderson Company in book form, is hereby adopted and incorporated into said code by reference pursuant to the provisions of Section 731.231 of the Revised Code of Ohio.

Section 2. That a complete copy of said supplement is on file with the clerk of Council for inspection by the public and also on file in the County Law Library, and said Clerk has copies available for distribution to the public at cost.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the present general ordinances of the Village have been supplemented and superseded by new statutes passed by the State Legislature and it is necessary that the present ordinances be supplemented to coincide with state laws in form and substance for the complete preservation of the public peace, health safety and welfare of the Village and for the proper conduct of its affairs, and shall therefore become effective immediately upon passage.

PASSED: January 8, 1973


Mayor

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 73-3

Passed January 8, 1973

ANNUAL APPROPRIATION RESOLUTION

A RESOLUTION TO make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1973.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, Taht, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1973, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction

Class:

210	Personal Services	\$1400	
240	Supplies and Materials	200	
	Total For Mayor		\$1600

CLERK/CLERK-TREASURER

210	Personal Services	\$ 950	
240	Supplies and Materials	550	
	Total For Clerk/Clerk-Treasurer		\$1500

SOLICITOR/LEGAL ADVISOR

210	Personal Services	\$ 600	
	Other	1000	
	Total For Solicitor/Legal Advisor		\$1600

ELECTIONS

210	Personal Services	\$ 50	
	Total For Elections		\$ 50

COUNCIL

210	Personal Services	\$1440	
	Other	300	
	Total For Council		\$1740

MUNICIPAL BUILDING

	Other	\$2000	
	Total For Municipal Building		\$2000

INS., BONDS, CODE SERVICE AND MISC.

	Other	\$3000	
	Total For Ins., Bonds, Code Serv. & Misc.		\$3000

Total For General Governmental Services (Program Code:70)	\$11,490
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 73-3 continued Passed January 8, 1973

SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$15,500	
240	Supplies and Materials	5,000	
250	Capital Outlay	2,000	
	Other	2,200	
	Total For Police Department		\$24,700

FIRE DEPARTMENT

210	Personal Services	\$5,000	
240	Supplies and Materials	3,000	
250	Capital Outlay	1,000	
	Total For Fire Department		\$9,000

Total For Security of Persons and Property
(Program Code:10) \$33,700

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY

Other \$3500
Total For Cemetery \$3500

Total For Public Health Services
(Program Code:20) \$3500

SOCIAL SERVICES (PROGRAM CODE:30)

SUPPORT OF PRISONERS

Other \$400
Total For Support of Prisoners \$400

Total For Social Services
(Program Code:30) \$400

LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

210	Personal Services	\$1000	
	Other	1000	
	Total For Parks and Playgrounds		\$2000

RECREATION PROGRAMS

Other \$750
Total For Recreation Programs \$750

FREE PUBLIC MUSEUM

Other \$800
Total For Free Public Museum \$800

Total For Leisure Time Activities
(Program Code:40) \$3550

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

PLANNING COMMISSION

Other \$200
Total For Planning Commission \$200

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 73-3 continued Passed January 8, 1973

SOLID WASTE COLLECTION

Other \$350
Total For Solid Waste Collection \$350

Total For Community Environment
(Program Code:50) \$550

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

OFF-STREET PARKING

Other \$10
Total For Off-Street Parking \$10

ADMINISTRATIVE SUPPORT

210 Personal Services \$3000
Total For Administrative Support \$3000

Total For Transportation Facilities
(Program Code:60) \$3010

Section 3. 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 5705.40, R. C., the sum of

Grand Total GENERAL FUND Appropriation \$56,200

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

240 Supplies and Materials \$5200
Total For Street Paving \$5200

STREET REPAIRING

240 Supplies and Materials \$10,000
Total For Street Repairing \$10,000

Total For Street Construction, Maintenance and
Repair Fund (Program Code:60) \$15,200

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7 1/2 % OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

240 Supplies and Materials \$500
Total For Street Repairing \$500

Total For State Highway Improvement Fund
(Program Code:60) \$1000

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50) WATER SYSTEM OPERATIONS

WATER FILTRATION

RECORD OF ORDINANCES

National Graphics Corp., Coles., O.

Form No. 2806-A

Resolution
~~Ordinance~~ No. 73-3 continued Passed January 8, 1973

WATER FILTRATION

210	Personal Services	\$3,000
240	Supplies and Materials	7,000
	Total For Water Filtration	\$10,000

WATER PUMPING

210	Personal Services	\$3,000
	Other	6,000
	Total For Water Pumping	\$9,000

WATER DISTRIBUTION

240	Supplies and Materials	\$6,500
250	Capital Outlay	3,000
	Total For Water Distribution	\$9,500

Total For Water System Operation (Sub-Program Code:55)	\$28,500
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ADMINISTRATION - WATER

210	Personal Services	\$4,000
240	Supplies and Materials	2,500
	Total For Administration - Water (Sub-Program Code:57)	\$6,500

Total For Administration - Water	\$6,500
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Total For Water (Revenue) Fund (Program Code:50)	\$35,000
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Section 10. That there be appropriated from the SEWER(REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

ADMINISTRATION - SEWAGE

210	Personal Services	\$8,000
250	Capital Outlay	27,000
	Total For Administration - Sewage (Sub-Program Code:57)	\$35,000

Total For Sewer (Revenue) Fund Program Code:50	\$35,000
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Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	\$5,000
260	Payment of Interest	2,030
	Total For General Bond Retirement Fund	\$7,030

ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

240	Supplies and Materials	\$8,000
	Total For Street Lighting Fund	\$8,000

PERMISSIVE TAX FUND

240	Supplies and Materials	\$3,500
	Total For Permissive Tax Fund	\$3,500

Total For Additional Fund	\$11,500
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TOTAL ALL APPROPRIATIONS	\$160,930
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

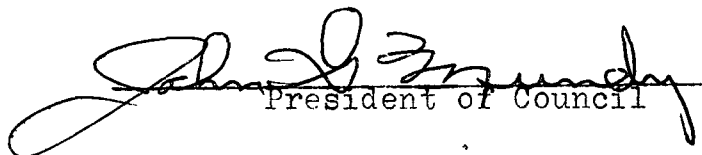
~~Ordinance~~ No. 73-3 continued


Passed January 8, 1973

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the Village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed January 8, 1973


President of Council

Attest: 
Clerk of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 73-4

Passed March 12

1973

AN ORDINANCE APPROPRIATING MONIES FROM FEDERAL REVENUE SHARING TRUST FUND FOR VARIOUS PROGRAMS

WHEREAS, it is necessary that monies received under the State and Local Fiscal Assistance Act of 1972, (Federal Revenue Sharing) from the Federal Government and placed in the Federal Government Revenue Sharing Trust Fund, be appropriated,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

Section 1. That the Village Council hereby appropriated for the security of persons and property as follows:

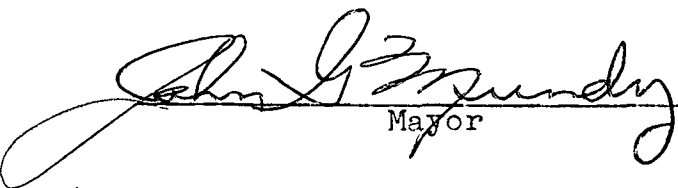
- | | |
|---|------------|
| A. Police Department: Capital Outlay, Program Code 10-250 | \$4,374.00 |
| B. Fire Department: Capital Outlay, Program Code 10-250 | \$1,000.00 |
| TOTAL | \$5,374.00 |

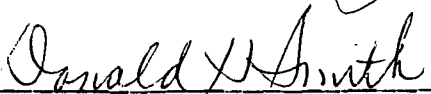
Section 2. That the Village Council hereby appropriates for Street Construction, Maintenance and Repair Fund as follows:

- | | |
|---|-------------|
| A. Transportation Facilities: Capital Outlay, Program Code 60-250 | \$5,000.00 |
| B. Street Repairing: Capital Outlay, Program Code 60-250 | \$5,000.00 |
| TOTAL | \$10,000.00 |

Section 3. This Ordinance provides for an appropriation for expenses to be paid from the Federal Government Sharing Trust Fund in accordance with the guidelines established by the Federal Government and it shall therefore go into immediate effect.

DATED: March 12, 1973


Mayor

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 73-5

Passed April 9 1973

A RESOLUTION AUTHORIZING THE
ADVERTISEMENT FOR BIDS FOR
BLACKTOPPING FOR VILLAGE STREETS

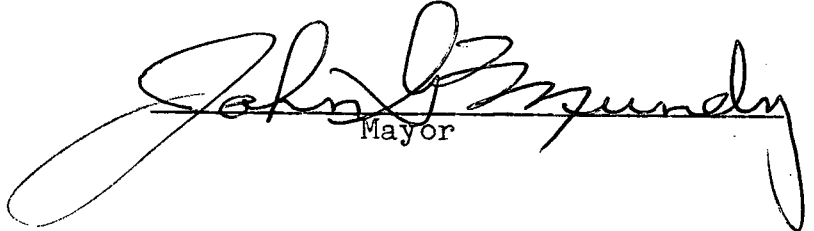
WHEREAS, it has been determined that it will be necessary to purchase 2,000 tons, more or less, of blacktopping for Village Streets in the Village of Antwerp;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Village Clerk advertise for bids for 2,000 tons, more or less, of blacktopping for various streets in the Village of Antwerp, and that said bids shall be made on a "per ton" basis.


Section 2. This resolution shall be in full force and effect at the earliest time allowed by law.

PASSED April 9, 1973


Mayor

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 73-6

Passed April 9 1973

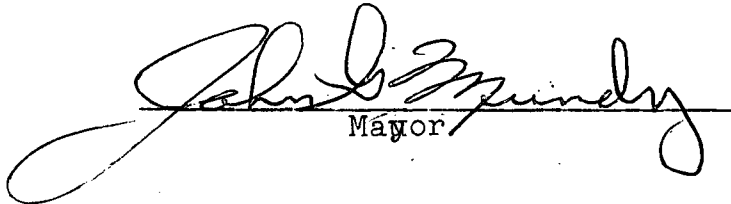
AN ORDINANCE REPEALING A PART OF ORDINANCE
NUMBER 612 AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That section V (b) of Ordinance number 612 is hereby repealed.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the further reason that it is necessary that parking be regulated by the orders of the Mayor and the Council in accordance with the basic code of ordinances of the Village. This ordinance shall be in full force and effect from and immediately after its passage.

PASSED: April 9, 1973


Mayor

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~XXXXXXX~~

Ordinance No. 73-7

Passed June 11, 1973

EMPLOYMENT OF ATTORNEY FOR THE VILLAGE

WHEREAS, it has been determined that it is necessary to retain an attorney, in order to carry on the business of the Village of Antwerp in an orderly manner; and

WHEREAS, William T. Hunt, Attorney at Law, Paulding, Ohio has agreed to handle the legal affairs of the Village of Antwerp;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, COUNTY OF PAULDING AND STATE OF OHIO:


Section 1. That the Village of Antwerp retain an attorney to act on behalf of the Village in all legal matters pertaining thereto.

Section 2. That William T. Hunt, Attorney at Law, Paulding, Ohio, be retained as attorney for the Village of Antwerp, Ohio, for a period of two years. Said William T. Hunt, as attorney for the Village shall be paid the sum of \$50.00 per month for attending one council meeting a month and preparing regular routine legislation and for all other services performed for or on behalf of the Village he shall be compensated in accordance with the paulding County Bar Association minimum fee schedule.

PASSED: 6/11/73


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 73-8

Passed

June 11 1973

AN ORDINANCE APPROPRIATING MONIES FROM FEDERAL REVENUE SHARING TRUST FUND FOR VARIOUS PROGRAMS

Whereas, it is necessary that monies received under the State and Local Fiscal Assistance act of 1972, (Federal Revenue Sharing) from the Federal Government and placed in the Federal Government Revenue Sharing Trust Fund, be appropriated,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

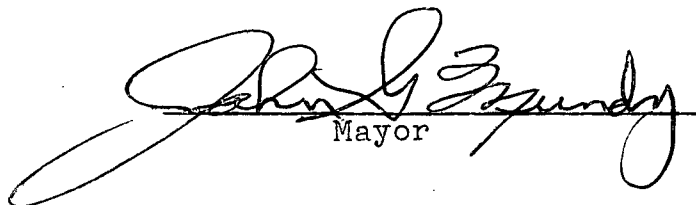
Section 1. That the Village Council hereby appropriates:

A. Public Safety \$3,624.00

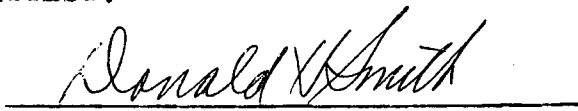
B. Transportation \$5,000.00

Section 2. This Ordinance provides for an appropriation for expenses to be paid from the Federal Government Sharing Trust Fund in accordance with the guidelines established by the Federal Government and it shall therefore go into immediate effect.

DATED: 6/11/73


Mayor

ATTEST:


Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 73-9

Passed July 9 1973

AN ORDINANCE ESTABLISHING SALARIES
FOR THE ~~MAYOR~~, THE COUNCIL, AND
THE CLERK-TREASURER OF THE VILLAGE
OF ANTWERP, OHIO

WHEREAS, Council has deemed it necessary that the salary of the mayor, the council and the clerk-treasurer be increased;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, COUNTY OF PAULDING, AND STATE OF OHIO:

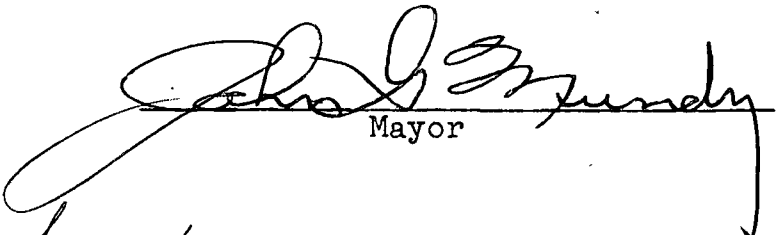
Section 1. Beginning January 1, 1974, the salary of the mayor shall be \$2000 per annum.

Section 2. Beginning January 1, 1974, the salary of the councilmen shall be \$400 each, per annum.

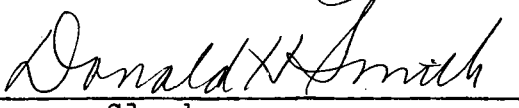
Section 3. Beginning January 1, 1974, the salary of the clerk-treasurer shall be \$1200 per annum.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the Village; and for the further reason that it is necessary in order to obtain persons who are qualified to run for the elective offices of the Village. Wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: 7/9/73


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 73-10

Passed July 9

19 73

ADOPTING THE BUDGET OF THE VILLAGE OF
ANTWERP FOR THE FISCAL YEAR BEGINNING
JANUARY 1, 1974, AND SUBMITTING THE
SAME TO THE COUNTY AUDITOR.

WHEREAS, there has been prepared a tentative budget for the village of Antwerp for the fiscal year beginning January 1, 1974, showing detailed estimates of all balances that will be available at the beginning of the year 1974, for the purposes of such year, and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites, and all other types or classes of revenues; also estimates of all expenditures of charges in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law; and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of village clerk and the office of clerk of council; and

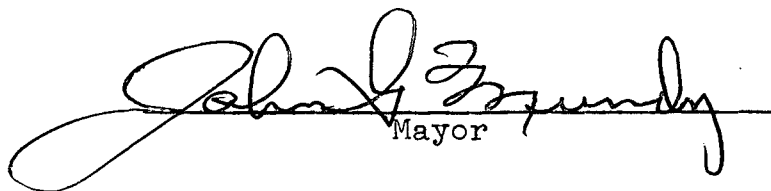
WHEREAS, the council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof; now, therefore,

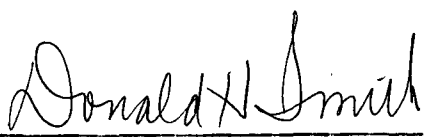
BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. That the budget of the village of Antwerp, for the fiscal year beginning January 1, 1974, heretofore prepared and submitted to this council, copies of which have been and are on file in the offices of the village clerk and the clerk of council, be, and it is hereby adopted, as the official budget of the village of Antwerp, for the fiscal year beginning January 1, 1974.


Section 2. That the clerk be, and he is hereby, authorized and directed to certify a copy of said budget and a copy of this resolution and to transmit the same to the auditor of Paulding county, Ohio.

PASSED: 7/9/73


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 73-11

Passed December 10 1973

AN ORDINANCE REGULATING BICYCLES IN THE VILLAGE OF ANTWERP, OHIO.

BE IT ORDAINED BY THE COUNCIL FO THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. Definitions.

Bicycle: The term "bicycle" shall mean and include a device with two wheels in tandem propelled by human power.

Chief of Police: The words "Chief of Police" as used herein shall be deemed to mean the chief of police of the Village of Antwerp or any member of the police department of said Village

Section 2. Parent's responsibility.

The parent(s) of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter. Penalty, see Section 14.

Section 3. Traffic Code application.

Every person riding a bicycle upon a street shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by the laws of the state or by the traffic ordinances of this village applicable to the driver of a vehicle, except as to those provisions of laws and ordinances which by their nature can have no application.

Section 4. Obedience to traffic control devices.

(a) Any person operating a bicycle shall obey the instructions of official traffic-control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.

(b) Persons riding bicycles upon the street or highway shall ride no more than two (2) abreast except in areas specifically designated for bicycles.

(c) Whenever a person is riding a bicycle upon a sidewalk or street such person shall yeild the right-of-way to any pedestrian and shall give an audible signal before attempting to overtake and pass a pedestrian or another bicycle. This audible signal must be given only by a bell or other warning device capable of giving an audible signal and shall be given at such a distance and in such a manner as not to startle person or persons being overtaken and passed.

(d) Whenever a person is riding a bicycle upon a sidewalk, the person before overtaking and passing a blind person carrying a white cane shall dismount and overtake or pass on foot.


(e) When a bicycle is operated on the street, the operator shall give hand signals before turning, changing lanes, or stopping. Such signals shall conform with the motor vehicle laws of the State of Ohio.

(f) Every rider of a bicycle shall exercise due care to avoid colliding with any pedestrian or any vehicle upon any roadway, sidewalk or bicycle path, or endangering the life, limb or property of any person while in the lawful use of the streets, sidewalks or any other private or public property. Penalty, see Section 14.

Section 5. Riding on bicycles.

(a) A person operating a bicycle shall not ride other than upon the permanent and regular seat attached thereto; nor carry any other person upon such bicycle other than firmly attached and regular seat thereon;

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 73-11 continued Passed December 10 19 73

nor shall any other person ride upon a bicycle other than upon such a firmly attached and regular seat.

(b) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. Penalty, see Section 14.

Section 6. Prudent speed.

No person shall operate a bicycle at a speed greater than is reasonable and proper under the conditions then existing. Penalty, see Section 14.

Section 7. Emerging from alley or driveway.

The operator of a bicycle emerging from an alley, driveway or building shall upon approaching a sidewalk or the sidewalk area extending across any alley or driveway yield the right-of-way to all pedestrians approaching on such sidewalk area and upon entering the street shall yield the right-of-way to all vehicles approaching on such street. Penalty, see Section 14.

Section 8. Trick riding.

No person shall engage in trick riding or operate a bicycle in an unsafe manner. Penalty, see Section 14.

Section 9. Stolen Bicycles.

No person shall steal any bicycle or purposely take, ride, or operate any bicycle without consent of the owner thereof or buy or conceal any bicycle that has been stolen knowing it to have been stolen. Penalty, see Section 14.

Section 10. Hitching prohibited.

No person riding any bicycle shall attach the same or himself to any street car, trackless trolley or vehicle upon the street. Penalty, see Section 14.

Section 11. Parking.

(a) No person shall park a bicycle upon a sidewalk in such a manner as to interfere with pedestrian traffic or damage the property of another.

(b) No person shall park a bicycle upon a roadway in such a manner as to interfere with vehicular traffic. Penalty, see Section 14.

Section 12. Lamps and other equipment.

(a) It shall be unlawful for any person to operate a bicycle upon the streets, alleys, sidewalks or other public ways of the Village during the period of one-half hour after sunset, one-half hour before sunrise, or wherever, by reason of fog, visibility is rendered difficult, unless such bicycle is equipped with a headlight casting a beam of white light in front of said bicycle clearly visible from a distance of not less than three hundred feet and also a red tail light or reflector, readily visible at a distance of at least one hundred feet.

(b) No person shall operate a bicycle unless it is equipped with a bell or other warning device capable of giving a signal audible for a distance of at least 50 feet except that a bicycle shall not be equipped with nor shall any person use on a bicycle any siren or whistle.

(c) Every bicycle shall be equipped with a brake which will enable the operator to make the brake wheel skid on dry, level, clean pavement. Penalty, see Section 14.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 73-11 continued Passed December 10 1973

Section 13. Detention.

(a) Whenever any person, under the age of 18, operates a bicycle in violation of any section of this code, the bicycle and/or violator may be detained at the Village police station pending immediate notification of his parent or guardian.

(b) Any bicycle or operator thereof detained under the provisions of this code, shall be surrendered to his parents or guardian, but nothing herein shall relieve the offender of any penalty that may be imposed under the general penalty section of this code.

(c) It shall be the duty of the police officer or the person in charge of records to keep in an appropriate book or file the names and addresses of all violators of this code, together with the nature and circumstances of each violation, as well as the disposition of each case. Penalty, see Section 14.

Section 14. Penalty.

Whoever violates any provision of this chapter shall be fined not exceeding \$50.00 and the Court may prohibit such violator from riding a bicycle for a period not to exceed six months. Whoever violates any provision of this chapter may be punished by having his bicycle impounded for a period not exceeding sixty days.

Section 15.

This ordinance is declared to be an emergency measure for the immediate preservation of the public peace, health, safety and welfare of the Village and for the further reason that it is necessary for the safety of riders of bicycles and their protection; and this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: 12/10/73


Mayor

ATTEST:


CLERK

RECORD OF ORDINANCES

<i>Ordinance No.</i>	<i>Passed</i>	<i>19</i>

RECORD OF ORDINANCES

Ordinance No. 73 - 12

Passed December 10 1973

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1974, salaries of Village Officials and Employees be as follows:

Mayor	\$2000per year
Council	\$400per year
Clerk-Treasurer	\$1200per year
Chief of Police	\$8500per year
Policeman -- Part-time	\$3per hour
Policeman -- Full-time	\$8000per year
Street Commissioner	\$250per month
Fire Chief	\$500per year
Secretary Antwerp Fire Department	\$150per year
Assistant Fire Chief	\$6per meeting
	\$6per hour/fire
Volunteer Fireman	\$3per meeting
	\$3per hour/fire
Mechanic for Fire Department	\$100per year
Board of Trustees of Public Affairs	\$10per meeting
Water Superintendent and Clerk of the Board of Public Affairs	\$8250per year
Class A Labor	\$3per hour
Class B Labor	\$2.50per hour
Police Dispatcher	\$50per month

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, 1 week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with Twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 72-3 and any other Ordinances inconsistent herewith.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain qualified and experienced officials and employees to operate and maintain the Village, and in order that said salaries may be included in the Village appropriations for the year 1974.

Section 5. This Ordinance shall be in full force and effect immediately upon its passage.

PASSED: 12/10/73

ATTEST:

Donald X. Smith
Clerk

John G. Szundy
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 73-13

Passed December 10, 1973

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION TO MAKE appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1974.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1974, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction

Class:

210 Personal Services	\$1400.00	
240 Supplies and Materials	<u>200.00</u>	
Total for Mayor		\$1600.00

CLERK/CLERK-TREASURER

210 Personal Services	\$1000.00	
240 Supplies and Materials	<u>350.00</u>	
Total for Clerk/Clerk-Treasurer		\$1350.00

SOLICITOR/LEGAL ADVISOR

210 Personal Services	\$ 600.00	
Other	<u>400.00</u>	
Total for Solicitor/Legal Advisor		\$1000.00

ELECTIONS

210 Personal Services	\$ 800.00	
Total for Elections		\$ 800.00

COUNCIL

210 Personal Services	\$2080.00	
Other	<u>200.00</u>	
Total for Council		\$2280.00

MUNICIPAL BUILDING


Other	\$3500.00	
Total for Municipal Building		\$3500.00

INS., CODE SERVICE, BONDS & MSC.

Other	\$2200.00	
Total for Ins., Code Service, Bonds & Msc.		\$2200.00

Total for General Governmental Services (Program Code:70)	\$12,730.00
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 73-13 (continued) Passed December 10, 1973

SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$ <u>18,500.00</u>
240	Supplies and Materials	5,000.00
250	Capital Outlay	400.00
	Other	2,200.00
	Total for Police Department	\$ <u>26,100.00</u>

FIRE DEPARTMENT

210	Personal Services	\$ <u>6,000.00</u>
240	Supplies and Materials	3,800.00
	Total for Fire Department	\$ <u>9,800.00</u>

Total for Security of Persons and Property \$35,900.00

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY

	Other	\$ <u>3700.00</u>
	Total for Cemetery	\$ <u>3700.00</u>

Total for Public Health Services \$3700.00

SOCIAL SERVICES (PROGRAM CODE:30)

SUPPORT OF PRISONERS

	Other	\$ <u>200.00</u>
	Total for Support of Prisoners	\$ <u>200.00</u>

Total for Social Services \$200.00

LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

210	Personal Services	\$ <u>1650.00</u>
240	Supplies and Materials	750.00
250	Capital Outlay	550.00
	Total for Parks and Playgrounds	\$ <u>2950.00</u>

RECREATION PROGRAMS

	Other	\$ <u>500.00</u>
	Total for Recreation Programs	\$ <u>500.00</u>

FREE PUBLIC MUSEUM

	Other	\$ <u>800.00</u>
	Total for Free Public Museum	\$ <u>800.00</u>

Total for Leisure Time Activities \$4250.00

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

PLANNING COMMISSION

	Other	\$ <u>175.00</u>
	Total for Planning Commission	\$ <u>175.00</u>

SOLID WASTE COLLECTION

	Other	\$ <u>175.00</u>
	Total for Solid Waste Collection	\$ <u>175.00</u>
	Total for Community Environment	\$ <u>350.00</u>

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Ordinance No. 73-13(Continued) Passed December 10, 1973

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

OFF STREET PARKING

Other	\$10.00	
Total for Off Street Parking		\$10.00

ADMINISTRATIVE SUPPORT

210 Personal Services	\$3000.00	
Total for Administrative Support		\$3000.00

Total for Transportation Facilities		\$3010.00
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Section 3. 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 5705.40, R.C., the sum of

Grand Total GENERAL FUND Appropriation		\$60,140.00
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Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

240 Supplies and Materials	\$3000.00	
Total for Street Paving		\$3000.00

STREET REPAIRING

240 Supplies and Materials	\$10,000.00	
Total for Street Repairing		\$10,000.00

Total for Street Construction, Maint. & Repair Fund		\$13,000.00
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Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND

(7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials	\$7000.00	
Total for Street Repairing		\$7000.00

Total for State Highway Improvement Fund		\$7000.00
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Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

WATER SYSTEM OPERATIONS

WATER FILTRATION

210 Personal Services	\$3000.00	
240 Supplies and Materials	7000.00	
Total for Water Filtration		\$10,000.00

WATER PUMPING

210 Personal Services	\$3000.00	
Other	6000.00	
Total for Water Pumping		\$9000.00

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Ordinance No. 73-13 (continued) Passed December 10, 1973

WATER DISTRIBUTION

240	Supplies and Materials	<u>\$6500.00</u>	
250	Capital Outlay	<u>3000.00</u>	
	Total for Water Distribution		<u>\$9500.00</u>

Total for Water System Operation	<u>\$28,500.00</u>
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ADMINISTRATION*WATER

210	Personal Services	<u>\$4000.00</u>	
240	Supplies and Materials	<u>2500.00</u>	
	Total for Administration-Water		<u>\$6500.00</u>

Total for Administration - Water	<u>\$6500.00</u>
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Total for Water (Revenue) Fund	<u>\$35,000.00</u>
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Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

SEWER MAINTENANCE

240	Supplies and Materials	<u>\$3000.00</u>	
	Total for Sewer Maintenance		<u>\$3000.00</u>

SEWER CONSTRUCTION

250	Capital Outlay	<u>\$650,000.00</u>	
	Total for Sewer Construction		<u>\$650,000.00</u>

Total for Sewage	<u>\$653,000.00</u>
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ADMINISTRATION - SEWAGE

210	Personal Services	<u>\$8000.00</u>	
250	Capital Outlay	<u>27,000.00</u>	
	Total for Administration - Sewage		<u>\$35,000.00</u>

Total for Sewer (Revenue) Fund	<u>\$688,000.00</u>
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Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	<u>\$5000.00</u>	
260	Payment of Interest	<u>1775.00</u>	

Total for General Bond Retirement Fund	<u>\$6775.00</u>
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ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

240	Supplies and Materials	<u>\$9000.00</u>	
	Total for Street Lighting Fund		<u>\$9000.00</u>


PERMISSIVE TAX FUND

240	Supplies and Materials	<u>\$3500.00</u>	
	Total for Permissive Tax Fund		<u>\$3500.00</u>

Total for Additional Fund	<u>\$12,500.00</u>
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TOTAL ALL APPROPRIATIONS	<u>\$822,415.00</u>
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 73-13 (continued) Passed December 10, 1973


Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This ordinance shall take effect at the earliest period allowed by law.

Passed December 10, 1973


President of Council

Attest:


Clerk of Council

RECORD OF ORDINANCES

National Graphics Corp., Coles., O.

Form No. 2806-A

Ordinance No. 74-1

Passed February 11, 1974

AN ORDINANCE ALLOWING THE MAYOR TO DECLARE AN EMERGENCY
IN THE EVENT OF EXCESS SNOW AND REMOVAL OF MOTOR VEHICLES

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Mayor, when in his opinion snow has reached a depth where parked motor vehicles interfere with the removal of said snow from the village streets, may declare an emergency and order any motor vehicles parked along streets designated by the mayor removed.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the village and for the further reason that it will provide for the passage of emergency and police equipment and shall take effect immediately upon passage.

DATED: February 11, 1974


Mayor

ATTEST: Donald N. Smith
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-2

Passed April 8, 1974 1974

AN ORDINANCE AUTHORIZING THE BOARD OF PUBLIC AFFAIRS OF THE VILLAGE OF ANTWERP TO ENTER INTO A CONTRACT FOR ENGINEERING SERVICES FOR IMPROVEMENTS TO THE VILLAGE WATER TREATMENT SYSTEM.

WHEREAS, it is deemed necessary that improvements be made to the Village Water Treatment System, and

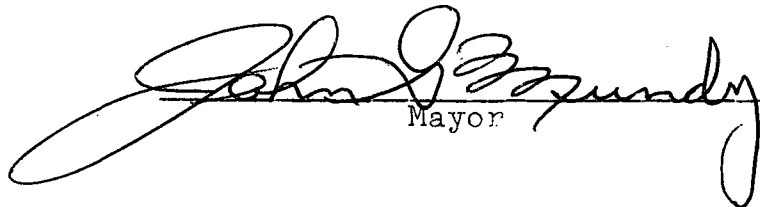
WHEREAS, it is necessary that an engineering firm be employed to prepare plans and estimates for said proposed improvements,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. The Board of Public Affairs of the Village of Antwerp is hereby authorized to enter into a contract with the engineering firm of Finkbeiner, Pettis & Strout to prepare detailed plans and estimates of the costs of proposed improvements to the Village water treatment system in accordance with Filtration Alternate of Water Treatment Plants Improvement December, 1972 Report and obtain approval by the Ohio Environment Protection Agency of said detailed plans.

Section 2. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of said Village and for the further reason that improvements of the water treatment system are necessary in order that an adequate supply of drinking water may be supplied to Village residents.

PASSED: April 8, 1974

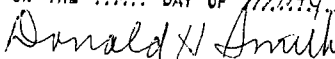

Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING... Ord. 74-2 ... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24, REVISED CODE, ON THE 24 DAY OF April, 1974, AND ON THE ... DAY OF MAY, 1974.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-3

Passed April 8, 1974

AN EMERGENCY ORDINANCE ENACTED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO IN THE MATTER OF THE HEREINAFTER DESCRIBED IMPROVEMENT UNDER THE SUPERVISION OF THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO.

WHEREAS, the Director of Transportation of the State of Ohio proposes the improvement of the passive signing, in conformance with the Ohio Manual of Uniform Traffic Control Devices, at all railroad-highway grade crossings, within the Village limits of said Village, hereinafter referred to as the improvement, and

WHEREAS, the 110th General Assembly of Ohio has passed Amended House Bill No. 111 which provides funds for the construction as contemplated herein, now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

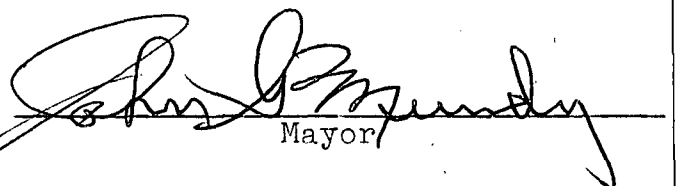
Section 1. It is declared to be in the public interest that the consent of the Village be and such consent is hereby given to the Director of Transportation to proceed with the above improvement in accordance with plans, specifications and estimates as approved by the Director, at no cost to the Village.

Section 2. The Village agrees to perpetuate and maintain all reflectorized advance warning signs and perpetuate and maintain all pavement markings on the approaches to the at-grade crossing(s) inside the Village installed and placed herein conforming to the Ohio Manual of uniform Traffic Control Devices in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.

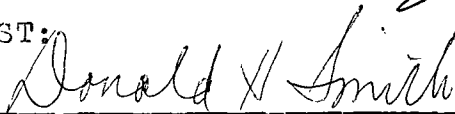
Section 3. The Clerk of Council is hereby authorized and ordered to furnish the said Director with a certified copy of this ordinance immediately upon its passage.

Section 4. This ordinance is hereby declared to be an emergency measure by reason of the need for expediting the planning and construction of the aforesaid improvement, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, and upon its acceptance and approval by the Director of Transportation it shall become a binding agreement on the Village and the Director.

PASSED: April 8, 1974

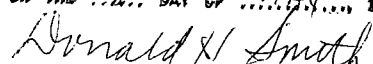

Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING, Ord. 74-3 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 1 DAY OF MAY, 1974, AND ON THE 8 DAY OF MAY, 1974



RECORD OF ORDINANCES

National Graphics Corp., Co., O.

Form No. 2806-A

Ordinance No. 74-4

Passed June 10 19 74

ENACTING A CODE OF ORDINANCES FOR THE VILLAGE OF ANTWERP, OHIO, CODIFYING, RENUMBERING, REVISING AND REARRANGING EXISTING ORDINANCES OF THE VILLAGE, ADDING NEW MATTER AND REPEALING VARIOUS ORDINANCES

WHEREAS, the present general ordinances of the Village are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health safety and welfare of the Village and for the proper conduct of its affair;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, that:

Section 1. Pursuant to section 731.23.1 of the Revised Code of Ohio, the 1970 edition of the Basic Code of Ordinances for Adoption by Villages in Ohio, published by The W. H. Anderson Company in book form, is hereby adopted by reference as an ordinance of the Village for the purpose of establishing regulations concerning the organization, qualifications, appointment or election, terms of office and the powers and duties of the officials, boards and bodies of the Village; regulations governing vehicular and pedestrian traffic within the Village; regulations concerning streets, sidewalks, sewers, animals, intoxicating liquors, sanitation and health, nuisances, dangerous weapons, explosives and fireworks; regulations regulating and licensing taxicabs, vendors, solicitos and commercial amusements; and offenses against persons, offenses pertaining to property, offenses against public peace, offenses relating to undesirable persons, offenses against morals and decency, and offenses pertaining to gambling; and penalties for the violation of the provisions of said Basic Code.

Section 2. Notwithstanding the provisions of Section 1, the following provisions of said Basic Code of Ordinances are excluded from adoption:

Section No. 73.99 (H, I, & J)--Penalties

Section 3. Whoever violates any of the provisions of said Basic Code of Ordinances as adopted by this ordinance shall be subject to the penalty indicated therein for such offense.

Section 4. Copies of said Basic Code of Ordinances are on file with the Clerk of Council of the Village for inspection by the public and are also on file in the County Law Library. The Clerk of Council has copies of said Basic Code available for distribution to the public at cost.

Section 5. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the present general ordinances of the Village are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of its affairs, and shall therefore become effective immediately upon passage.

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 19th DAY OF JUNE, 1974, AND 5

June 10, 1974

Mayor

ATTEST:

Donald H. Smith

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 74-5

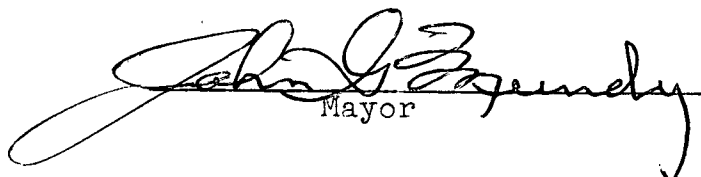
Passed June 10 1974

A RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE


Be it resolved by the Council of the Village of Antwerp, State of Ohio, two thirds of all the members elected thereto concurring:

- Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by RC § 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide adequate amount for the necessary requirements of said village and that it is necessary for the purposes of providing additional funds for the current expenses of the Village that taxes be levied on the taxable property in said village for the period of five (5) years, at a rate in excess of such maximum rate authorized by said RC § 5705.02.
- Section 2. That it is necessary to levy taxes for the years 1974, 1975, 1976, 1977 and 1978 at the rate for each year of three (3) mills on each dollar of the tax valuation of the taxable property within the village of Antwerp in excess of the rate authorized by said RC § 5705.02.
- Section 3. That the Clerk be, and he is hereby, directed to certify a copy of this resolution to the board of elections of Paulding County, Ohio, in order that said board of elections may make the necessary arrangements for the submission of such question to the electors of said village, as provided by law.

DATED: June 10, 1974


Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING RES. 74-5 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE DAY OF, 19....., AND ON THE DAY OF, 19.....

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 74-6

Passed July 8, 1974

A RESOLUTION ADOPTING THE BUDGET OF THE VILLAGE OF ANTWERP FOR THE FISCAL YEAR BEGINNING JANUARY 1, 1975, AND SUBMITTING THE SAME TO THE COUNTY AUDITOR.

WHEREAS, there has been prepared a tentative budget for the Village of Antwerp for the fiscal year beginning January 1, 1975, showing detailed estimates of all balances that will be available at the beginning of the year 1975, for the purposes of such year, and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites, and all other types of classes of revenues; also estimates of all expenditures or charges in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law; and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of the village Clerk and the office of Clerk of Council; and

WHEREAS, the Council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the budget of the village of Antwerp, State of Ohio, for the fiscal year beginning January 1, 1975, heretofore prepared and submitted to this Council, copies of which have been and are on file in the offices of the Village Clerk and the Clerk of Council, be, and it is hereby adopted, as the official budget of the Village of Antwerp, for the fiscal year beginning January 1, 1975.

Section 2. That the Clerk be, and he is hereby, authorized and directed to certify a copy of said budget and a copy of this resolution and to transmit the same to the Auditor of Paulding County, Ohio.

PASSED: July 8, 1974

Mayor

ATTEST:

Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING RES. 74-6 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 17th DAY OF July, 1974, AND ON THE 24th DAY OF July, 1974.

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-7

Passed November 4, 1974

AN ORDINANCE TO REGULATE THE PRICE OHIO GAS COMPANY, ITS SUCCESSORS AND ASSIGNS, MAY CHARGE FOR NATURAL GAS, OR OTHER GAS OF THE EQUIVALENT B.T.U. VALUE, FURNISHED CONSUMERS IN THE VILLAGE OF ANTWERP, OHIO, AND REPEALING ORDINANCE NO. 964.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio as follows:

Section 1. That the price which Ohio Gas Company, its successors and assigns, may charge for natural gas, or other gas of equivalent B.T.U. value, supplied to the users thereof in the Village of Antwerp, Ohio shall be as follows:

GENERAL SERVICE RATE

AVAILABLE: To any Domestic, Commercial, or Industrial Customer for general service, manufacturing, processing and/or building heating and/or cooling at any one location.

<u>RATE</u>		<u>GROSS</u>	<u>NET</u>
For the first	800 cu. ft. used per mo.	45.30¢	41.18¢ per 100cu.ft
For the next	1,200 cu. ft. used per mo.	26.41¢	24.01¢ per 100cu.ft
For the next	98,000 cu. ft. used per mo.	17.77¢	16.15¢ per 100cu.ft
For the next	100,000 cu. ft. used per mo.	16.01¢	14.55¢ per 100cu.ft
For the next	800,000 cu. ft. used per mo.	13.38¢	12.16¢ per 100cu.ft
For the next	4,000,000 cu. ft. used per mo.	11.69¢	10.63¢ per 100cu.ft
For all over	5,000,000 cu. ft. used per mo.	10.96¢	9.96¢ per 100cu.ft

MINIMUM CHARGE: The minimum monthly charge shall be \$2.20 gross, and \$2.00 net.

DISCOUNT: Net rates will apply if bills are paid within fifteen(15) days of date of bill; otherwise, gross rates will be due and payable.

OPTIONAL HEATING RATE

AVAILABLE: To any Domestic Customer only who uses gas for principal building heating and/or cooling requirements, including other purposes, at any one location.

<u>RATE</u>		<u>GROSS</u>	<u>NET</u>
For the first	800 cu. ft. used per mo.	43.77¢	39.79¢ per 100cu.ft.
For the next	1,200 cu. ft. used per mo.	24.56¢	22.33¢ per 100cu.ft.
For the next	18,000 cu. ft. used per mo.	16.89¢	15.35¢ per 100cu.ft.
For all over	20,000 cu. ft. used per mo.	16.01¢	14.55¢ per 100cu.ft.

MINIMUM CHARGE: The minimum monthly charge shall be \$4.40 gross, and \$4.00 net.

DISCOUNT: Net rates will apply if bills are paid within fifteen(15) days of date of bill; otherwise, gross rates will be due and payable.

The foregoing General Service Rate and Optional Heating Rate shall remain in effect for a period of one (1) year, at which time the following unit price increase applicable to each rate step shall be come effective:

	<u>GROSS</u>	<u>NET</u>
For each 100 cu. ft.	.34¢	.31¢

The above rates will be adjusted upward or downward to the nearest one hundredth of one cent (.01 of 1 cent) per 100 cu. ft. in the event that the cost of gas purchased by Ohio Gas Company from its pipe line suppliers increases or decreases based upon rates paid

RECORD OF ORDINANCES

Ordinance No. 74-7 (continued) Passed November 4, 19 74

for such gas purchases in effect on September 1, 1974. The amount of increase or decrease in the above scheduled rates shall be determined by recomputing the total increase or decrease in cost of gas purchases over the preceding twelve months' period and such amount of increase or decrease shall be distributed at each of the above rate steps on a unit basis that is determined by dividing the total annual increase or decrease in cost of gas purchases by the total annual MCF of firm gas sales. Any change in the above rates shall be made effective within a period of sixty days from the date that the cost of gas purchases increases or decreases. In the event of a refund to Ohio Gas Company from its pipe line suppliers (applicable to gas purchases made on and after the date that the rates provided for in this Ordinance are first charged), then Ohio Gas Company will repay to its customers in the Village of Antwerp, their proportionate share of said refund after deduction of the estimated cost of making such repayments.

In order to avert, or reduce, the effects of any gas shortage resulting from any natural gas pipeline supplier of Ohio Gas Company being unable to fulfill the natural gas requirements of Ohio Gas Company except under penalty conditions, Ohio Gas Company shall have the option of supplementing its natural gas supply with a supplemental gas (propane and/or other gas) and recovering the "additional cost" (as that term is hereafter defined) of the supplemental gas. Included in the rates is an annual amount of supplementary gas costs of \$1,284,415 determined for producing 272,998 MCF of 1,350 BTU content mixture of propane air gas. This is the basic volume and cost of supplementary gas built into each step of the monthly rates that is anticipated for the twelve months beginning October 1, 1974. Any change affecting the annual use or cost of such supplementary gas supplies will increase (or decrease) customers' monthly bills on a per 100 cu. ft. basis determined by the following method:

1. Each year on October 1 the projected volume and cost of supplemental gas to be used during the next twelve months shall be computed based on normal weather conditions with the amount of annual supplemental gas to be used determined by months;
2. At the end of each month as the year progresses, customers' rates shall be adjusted to reflect any changes that occurred for the period since October 1 as to whether use and cost of supplementary gas is exceeding or amounting to less than the monthly estimates to date. Such monthly rates shall be adjusted to the nearest .01% per 100 cu. ft.;
3. This amount of adjustment is computed by taking the annual projected sales of gas and dividing it into the amount that the additional projected cost of supplementary gas exceeds, or is less than, the base cost of supplemental gas. Only direct expenses are to be used in determining the cost of operating supplementary gas plants, such as cost of payroll and related payroll taxes, supplementary gas volumes used, expense of energy for operating compressors, or other direct expenses in producing supplementary gas, and maintenance of equipment. Not included are such costs as depreciation and taxes.

In the event the State of Ohio and/or any other taxing authority makes any change increasing any gross receipts tax, or if said State of Ohio and/or any other taxing authority enacts any gross receipts tax (including the enactment of any new tax that is based upon gross revenue, number of customers, number of bills, net income or other basis related to purchases, sales or production), the increased expenses resulting therefrom shall be passed on to the Company's customers on a proportionate basis in relation to their unit use of gas.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-7

Passed November 4, 19 74

Section 2. That the gas supplied and sold by Ohio Gas Company under the terms of this Ordinance shall be of the same B.T.U. content as furnished by its pipe line suppliers and shall not be less than 950 B.T.U. nor more than 1,050 B.T.U. (British Thermal Units) per cubic foot.

Section 3. This Ordinance shall remain in effect for a period of ten (10) years, but after it has been in effect for a period of two years, either the Village of Antwerp or Ohio Gas Company may terminate this Ordinance upon giving ninety (90) days' written notice thereof to the other, and in such event the obligations of Ohio Gas Company under the terms of this Ordinance shall be terminated and Ohio Gas Company shall have the right to forthwith enter into negotiations with the Village of Antwerp, for a new rate Ordinance.

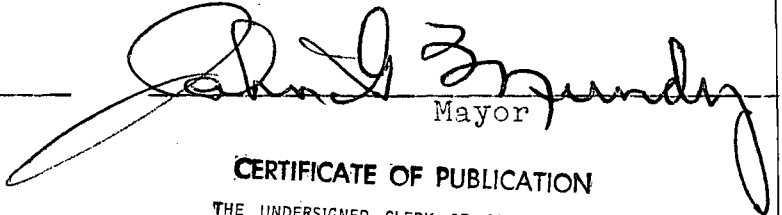
Section 4. Upon acceptance of this Ordinance by the Company, the rates proposed therein shall remain in effect for a period of two (2) years and thereafter until terminated by the Village or the Company except that:
At any time after January 1, 1976, the Company may submit to the Village on sixty (60) days' prior notice proposed new rates to become effective no earlier than two (2) years after the effective date of this Ordinance. If agreement has not been reached within sixty (60) days after such submission, the Company will be free to proceed with rate increase requests covering such rates in the PUCO and for that purpose the rate schedules contained in this Ordinance will be deemed to be terminated, provided that any such new PUCO rates will not be effective prior to two (2) years after the effective date of this Ordinance. If the new rate schedules have not been agreed upon by any termination date, then terminated rate schedules shall continue to apply until new rates have finally been set.

Section 5. If any Section or part of a Section or provision of a Section of this Ordinance shall be declared void, the validity of the remainder of this Ordinance shall not be affected thereby.

Section 6. Any ordinance or resolution or part of an ordinance or resolution inconsistent herein is to the extent of such inconsistency hereby repealed, and specifically Ordinance Number 964.

Section 7. This Ordinance, when accepted in writing by the Company shall take effect and be in force from and after the earliest date permitted by law. Ohio Gas Company shall pay for the publication of this Ordinance.

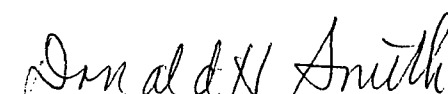
PASSED November 4, 1974

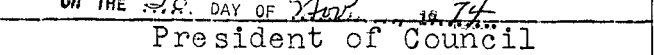

Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING..... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 13. DAY OF Nov., 19 74. AND ON THE 22. DAY OF Nov., 19 74.

Attest:


Clerk


President of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 74-8

Passed October 28, 1974

A RESOLUTION TO EMPLOY KOHLI AND KALIHAR ASSOCIATES, LIMITED, CONSULTING ENGINEERS OF LIMA, OHIO FOR COMPLETE ENGINEERING SERVICES FOR A WASTEWATER SYSTEM AND TREATMENT FACILITY

WHEREAS, Charles H. Dunakin had been employed by the Village to do the necessary engineering to meet the requirements of the Ohio EPA, and

WHEREAS, Charles H. Dunakin has requested that the balance of his contract with the Village be terminated for the reason that his job as County Engineer will not allow him to devote sufficient time to this project of the Village, and

WHEREAS, Council has agreed to cancel the balance of the contract of Charles H. Dunakin, and

WHEREAS, it is necessary that a complete Wastewater System and Treatment Facility be installed by the Village of Antwerp, Ohio, in accordance with the Ohio EPA, and

WHEREAS, in order to meet said requirements it is necessary that engineering services be obtained, and

WHEREAS, kohli and Kaliher Associates, Limited, Consulting Engineers have offered to perform said services for the Village of Antwerp, Ohio,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

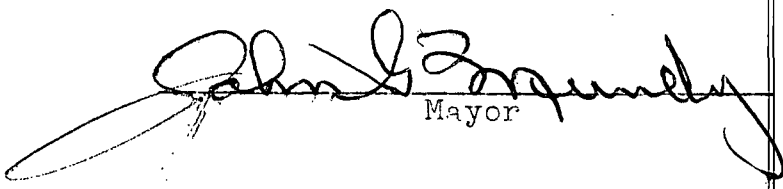
Section 1. That the balance of the contract between Charles H. Dunakin and the Village of Antwerp by agreement is hereby cancelled.

Section 2. That Kohli and Kaliher Associates, Limited, Consulting Engineers of Lima, Ohio, be employed by the Village of Antwerp, Ohio, to prepare the studies, plans, and engineering services for a Wastewater System and Treatment Facility according to the requirements of the Ohio EPA and U.S. EPA for Step 1, 2, & 3 grants for wastewater and treatment facilities.

Section 3. That the Mayor of the Willage of Antwerp, Ohio, and the Clerk of said Village are hereby authorized to enter into a contract with Kohli and Kaliher Associates, Limited, Consulting Engineers of Lima, Ohio, for all engineering services, including studies and plans for the construction of and grants for a Wastewater System and Treatment Facility for the Village of Antwerp, Ohio.

Section 4. That this resolution shall be in full force and effect immediately after its passage.

DATED: October 28, 1974


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-9

Passed December 9, 19 74

TO VACATE SOUTH MADISON STREET, FROM CANAL STREET TO THE OLD WABASH AND ERIE CANAL

WHEREAS, on the 12th day of August, 1974, a petition by persons owning lots in the immediate vicinity of South Madison Street from Canal Street to the old Wabash and Erie Canal was duly presented to Council praying that said street, between the points named, be vacated; and notice of the pendency and prayer of said petition has been given as required by law, by publication in the Antwerp Bee Argus, a newspaper of general circulation in the corporation, for six consecutive weeks ending November 20, 1974; and,

WHEREAS, council, upon hearing, is satisfied that there is good cause for such vacation as prayed for, that it will not be detrimental to the general interest, and ought to be made, now therefore.

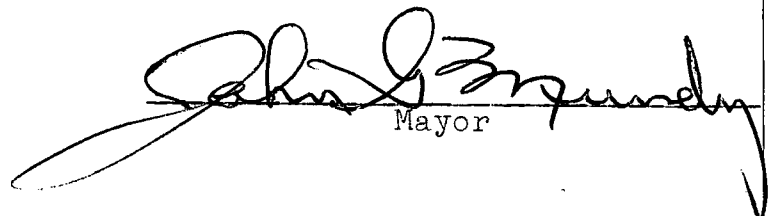
BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. That South Madison Street from Canal Street to the old Wabash and Erie Canal be and the same is hereby vacated.

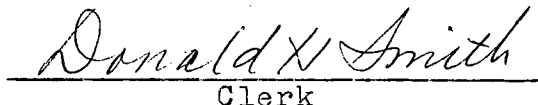
Section 2. That this ordinance be and remain in force from and after the earliest period allowed by law.

DATED: December 9, 1974

PASSED ON THIRD READING:
February 10, 1975

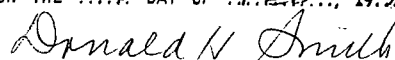

Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING 74-9 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 19 DAY OF FEB., 19 75, AND ON THE 26 DAY OF FEB., 19 75.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 74-10

Passed December 9, 1974

A RESOLUTION AUTHORIZING THE APPLICATION FOR
FEDERAL ASSISTANCE IN THE CONSTRUCTION
OF A WASTEWATER SYSTEM AND TREATMENT
FACILITY FOR THE VILLAGE OF ANTWERP
OHIO.

WHEREAS, the Council of the Village of Antwerp has previously filed applications for Federal assistance for a wastewater system and treatment facility, and

WHEREAS, it is now necessary to make further applications in accordance with the requirements of the Ohio Environmental Protection Agency and the U.S. Environmental Protection Agency in order to obtain assistance for the construction of a wastewater system and treatment facility,

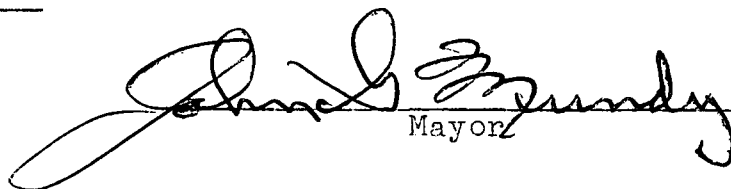
NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Village of Antwerp, by its Council, hereby authorizes the Mayor of the Village of Antwerp to execute and sign any and all instruments required in order to receive financial assistance from the U.S. Environmental Protection Agency pursuant to its EPA program and any other governmental agency in order to obtain financial assistance.

Section 2. That the engineering firm of Kohli and Kaliher Associates, Limited, Consulting Engineers and Surveyors of Lima, Ohio, is hereby authorized to assist said Mayor and Village in processing and obtaining financial assistance as set forth above, all the same to be done in pursuance to a contract of employment providing for professional services and authorized by Resolution No. 74-8 of the Village.

Section 3. This resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and for the further reason that it is necessary to provide a wastewater system and treatment facility for the inhabitants of the Village. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: December 9, 1974


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 74-11

Passed December 9, 1974

A RESOLUTION AUTHORIZING THE APPLICATION FOR FEDERALLY SUBSIDIZED FLOOD INSURANCE

WHEREAS, certain areas of the Village of Antwerp are subject to periodic flooding from streams, causing serious damages to property within these areas; and

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of this Council to require the recognition and evaluation of flood hazards in all official actions relating to land use in the flood plain areas having special flood hazards; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Article 18, Section 3 of the Ohio Constitution;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That this Council assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 1910 of the National Flood Insurance Program Regulations.

Section 2. That the Planning Commission of the Village of Antwerp is hereby vested with the responsibility, authority and means to:

- A. Delineate or assist the Administrator, at his request, in delineating the limits of the areas having special flood hazards on available local maps of sufficient scale to identify the location of building sites.
- B. Provide such information as the Administrator may request concerning present uses and occupancy of the flood plain.
- C. Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map and identify flood plain and cooperate with neighboring communities with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards.
- D. Submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of flood plain management measures.

Section 3. That the Building Department shall maintain for public inspection and furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

Section 4. That it will take such other official action as may be reasonably necessary to carry out the objectives of the program.

PASSED: December 9, 1974

Mayor

ATTEST:

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-12

Passed December 9, 1974

AN ORDINANCE AUTHORIZING THE CANCELLATION
OF THE BOND ISSUE APPROVED BY
THE VOTERS NOVEMBER 7, 1961,
FOR CONSTRUCTION OF A
MUNICIPAL FIRE STATION

WHEREAS, there was placed on the ballot on November 7, 1961, a proposed bond issue in the amount of \$32,000 for the purpose of constructing a municipal fire station and the average millage on said levy being 1.5 mills, and

WHEREAS, there has been sufficient monies collected and are in the fire station bond retirement account, sufficient funds to pay the outstanding bonds and the interest thereon as they fall due, and

WHEREAS, Council finds said levy no longer necessary,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

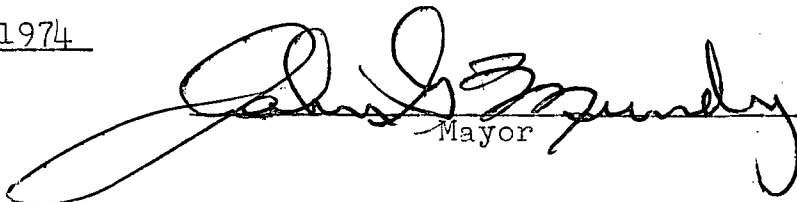
Section 1. That the tax levy for construction of a municipal fire station passed November 7, 1961, in the amount of 1.5 mills, which has been reduced to 1.4 mills be terminated.

Section 2. That the Auditor of Paulding County, Ohio, shall with draw said levy from the tax duplicate for 1974 and thereafter.

Section 3. That the Clerk shall certify a copy of this ordinance to the County Auditor of Paulding County, Ohio.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of said Village and for the further reason that said tax levy is unnecessary; wherefore this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: December 9, 1974

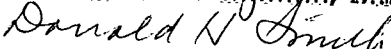

Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING, Ord. 74-12, WAS
PUBLISHED IN THE ANTWERP BEE-ARGUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 25 DAY OF Dec., 1974, AND
ON THE 25 DAY OF Dec., 1975.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-13

Passed December 9, 19 74

GRANTING DIRECTOR OF TRANSPORTATION
AUTHORITY TO MAINTAIN CENTERLINES ON
STATE HIGHWAYS AND TO MAINTAIN STATE
HIGHWAYS INSIDE VILLAGE CORPORATION.

GIVING CONSENT OF THE VILLAGE TO THE
PLOWING OF SNOW AND USE OF ABRASIVES
FOR ICE CONTROL UNDER THE SUPERVISION
OF THE DIRECTOR OF TRANSPORTATION,
STATE OF OHIO.

WHEREAS, the Director of Transportation, under Section 5521.01, Revised Code of Ohio, is authorized to maintain and to centerline paint extensions of State Highways within the limits of a village, and,

WHEREAS, The Director of Transportation, under Section 5501.14, Revised Code of Ohio, is also considering the matter of the plowing of snow and the placing of abrasives for ice control, under his supervision, on all extensions of State Highways within the limits of a village, and,

WHEREAS, extensions of State Highways Nos. 24 and 49 lie within the Village of Antwerp, Paulding County, and,

WHEREAS, the work proposed to be authorized under this ordinance shall be restricted to general maintenance of the travelled roadway surfaces, centerline painting and the plowing of snow and placing of abrasives for ice control on all State Highways extensions but not including the removal of snow from driveways, parking areas, and intersecting roads and streets, and,

WHEREAS, This ordinance shall in no manner relieve or discharge the village from any claim or claims of any nature arising from, or growing out of, the work by the Department of Transportation of the State of Ohio on said highways in said village, and said Village shall save the State of Ohio harmless from any and all such claims,

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

SECTION 1. It is hereby declared to be in the public interest that the consent of said Village be, and such consent hereby is, given to the Department of Transportation of the State of Ohio for said Department to maintain the travelled portions of, to centerline paint, and to plow snow and place abrasives for ice control on said State Highways in accordance with the standard practices of the Ohio Department of Transportation.

SECTION 2. That the Clerk be, and he hereby is, directed to furnish the Director of Transportation and the Board of County commissioners of Paulding County, Ohio, with a certified copy of this Ordinance immediately upon the taking effect thereof.

SECTION 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: December 9, 1974

ATTEST:

Ronald X Smith
Clerk

John J. Bandy
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING Ord. 74-13 WAS
PUBLISHED IN THE ANTWERP BEE-ARGUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 25 DAY OF Dec., 19 74, AND
ON THE 1 DAY OF Jan., 19 75
Ronald X Smith

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING... Dec 74-15 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 9 DAY OF Dec, 1974.
Donald X Smith

RECORD OF ORDINANCES

Form No. 2806-A

Ordinance No. 74-15

Passed December 9, 19 74

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1975, salaries of Village Officials and Employees be as follows:

Mayor	\$2,000.00 per year ✓
Council (\$240.00 max. 24 meetings)	400.00 per year ✓
Clerk-Treasurer	1,200.00 per year ✓
Chief of Police (includes dispatching)	9,270.00 per year ✓
Policeman - Parttime	3.00 per hour ✓
Policeman - Probationary fulltime (no training--44 hrs. per wk.)	8,000.00 per year
Policeman - Probationary fulltime (with training--44 hrs. per wk.)	8,240.00 per year
Policeman - Regular (44 Hrs. per wk.)	8,420.00 per year
Street Commissioner	3,000.00 per year ✓
Fire Chief	500.00 per year ✓
Secretary, Antwerp Fire Department	150.00 per year ✓
Assistant Fire Chief	6.00 per meeting ✓
	6.00 per hr./fire ✓
Volunteer Fireman	3.00 per meeting ✓
	3.00 per hr./fire ✓
Fire Department Mechanic-Maintenance	100.00 peryear ✓
Board of Trustees of Public Affairs (maximum 24 meetings)	10.00 per meeting
Water Superintendent and Clerk of the Board of Public Affairs (Includes Sewer System Billings)	8,704 .00 per year
Class A Labor	3.00 per hour ✓
Class B Labor	2.50 per hour ✓

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 73-12 and any other Ordinances inconsistent herewith.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village, and in order that said salaries may be included in the Village appropriations for the year 75.

Section 5. This Ordinance shall be in full force and effect immediately upon its passage.

Passed: Dec 9, 1974

Attest:

Donald X Smith
 Clerk-Treasurer

John J. Zandy
 Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-14

Passed December 9, 19 74

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1975.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1975, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction
Class:

210	Personal Services	\$ <u>1500.00</u>	
240	Supplies and Materials	<u>300.00</u>	
	Total for Mayor		\$ <u>1800.00</u>

CLERK/CLERK-TREASURER

210	Personal Services	\$ <u>1100.00</u>	
240	Supplies and Materials	<u>300.00</u>	
	Total for Clerk/Clerk-Treasurer		\$ <u>1400.00</u>

SOLICITOR/LEGAL ADVISOR

210	Personal Services	\$ <u>600.00</u>	
	Other	<u>900.00</u>	
	Total for Solicitor/Legal Advisor		\$ <u>1500.00</u>

ELECTIONS

210	Personal Services	\$ <u>500.00</u>	
	Total for Elections		\$ <u>500.00</u>

COUNCIL

210	Personal Services	\$ <u>2000.00</u>	
	Other	<u>200.00</u>	
	Total for Council		\$ <u>2200.00</u>

MUNICIPAL BUILDING

	Other	\$ <u>2000.00</u>	
	Total for Municipal Building		\$ <u>2000.00</u>

INS., CODE SERVICE, BONDS & MISC.

	Other	\$ <u>2500.00</u>	
	Total for Ins., Code Service, Bonds and Misc.		\$ <u>2500.00</u>

Total for General Governmental Services (Program Code: 70)	\$ <u>11,900.00</u>
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-14 (continued) Passed December 9, 19 74

SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$ <u>19,000.00</u>	
240	Supplies and Materials	<u>6,500.00</u>	
250	Capital Outlay	<u>500.00</u>	
	Other	<u>2,500.00</u>	
	Total for Police Department		\$ <u>28,500.00</u>

FIRE DEPARTMENT

210	Personal Services	\$ <u>8000.00</u>	
240	Supplies and Materials	<u>5500.00</u>	
250	Capital Outlay	<u>500.00</u>	
	Total for Fire Department		\$ <u>14,000.00</u>

Total for Security of Persons and Property \$42,500.00

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

SUPPORT OF PRISONERS

	Other	\$ <u>200.00</u>	
	Total for Support of Prisoners		\$ <u>200.00</u>

	Total for Social Services (Program Code:30)		\$ <u>200.00</u>
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LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

210	Personal Services	\$ <u>2000.00</u>	
240	Supplies and Materials	<u>800.00</u>	
250	Capital Outlay	<u>800.00</u>	
	Total for Parks and Playgrounds		\$ <u>3600.00</u>

RECREATION PROGRAMS

	Other	\$ <u>500.00</u>	
	Total for Recreation Programs		\$ <u>500.00</u>

	Total for Leisure Time Activities (Program Code:40)		\$ <u>4100.00</u>
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COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

PLANNING COMMISSION

	Other	\$ <u>175.00</u>	
	Total for Planning Commission		\$ <u>175.00</u>

SOLID WASTE COLLECTION

	Other	\$ <u>500.00</u>	
	Total for Solid Waste Collection		\$ <u>500.00</u>

	Total for Community Environment (Program Code:50)		\$ <u>675.00</u>
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TRANSPORTATION FACILITIES (PROGRAM CODE:60)

OFF-STREET PARKING

	Other	\$ <u>10.00</u>	
	Total for Off-Street Parking		\$ <u>10.00</u>

RECORD OF ORDINANCES

National Graphics Corp., Coles., O.

Form No. 2806-A

Ordinance No. 74-14 (continued) Passed December 9, 1974

ADMINISTRATIVE SUPPORT

210 Personal Services \$3000.00
Total for Administrative Support \$3000.00

Total for Transportation Facilities \$3010.00

Section 3. 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 5705.40, R.C., the sum of

Grand Total GENERAL FUND Appropriation \$62,385.00

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

240 Supplies and Materials \$10,000.00
Other 5,000.00
Total for Street Paving \$15,000.00

Total for Street Construction, Maintenance and Repair Fund (Program Code:60) \$15,000.00

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials \$3000.00
Total for Street Repairing \$3000.00

Total for State Highway Improvement Fund (Program Code:60) \$3000.00

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50) WATER SYSTEM OPERATIONS

WATER FILTRATION

210 Personal Services \$3000.00
240 Supplies and Materials 8000.00
250 Capital Outlay 100,000.00
Total for Water Filtration \$111,000.00

WATER PUMPING

210 Personal Services \$3000.00
Other 7000.00
Total for Water Pumping \$10,000.00

WATER DISTRIBUTION

240 Supplies and Materials \$1500.00
250 Capital Outlay 70,000.00
Total for Water Distribution \$71,500.00

Total for Water System Operation (Sub-Program Code:55) \$192,500.00

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 74-14 (continued) Passed December 9, 1974

ADMINISTRATION-WATER

210	Personal Services	\$3500.00	
240	Supplies and Materials	3500.00	
	Total for Administration-Water		\$7000.00

Total for Water (Revenue) Fund	
Program Code: 50	\$199,500.00

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)

ADMINISTRATION-SEWAGE

210	Personal Services	\$ 9,500.00	
240	Supplies and Materials	30,000.00	
250	Capital Outlay	650,000.00	
	Total for Administration-Sewage		\$689,500.00

Total for Sewer (Revenue) Fund	
(Program Code: 50)	\$689,500.00

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	\$5000.00	
260	Payment of Interest	1520.00	
	Total for General Bond Retirement Fund		\$6520.00

ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

Other	\$10,000.00	
Total for Street Lighting		\$10,000.00

PERMISSIVE TAX FUND

Other	\$10,000.00	
Total for Permissive Tax Fund		\$10,000.00

FEDERAL REVENUE SHARE

Other	\$8000.00	
Total for Federal Revenue Share		\$8000.00

Total for Additional Fund	\$28,000.00
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TOTAL ALL APPROPRIATIONS	\$1,003,905.00
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Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This ordinance shall take effect at the earliest period allowed by law.

RECORD OF ORDINANCES

Ordinance No. 74-14

Passed December 9, 1974

Passed December 9, 1974

President of Council

Attest:

Clerk of Council

CERTIFICATE

Section 5705.39, R.C. - "No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio, Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in the said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Ordinance is taken and copied from the original ordinance now on file with said Village, that the foregoing Ordinance has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 9th day of December 1974.

Clerk of the Village of

Antwerp

Paulding County, Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING... ORD. 74-14... WAS POSTED IN ANTWERP IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 30. DAY OF DEC., 1974, AND ON THE DAY OF 19.....

Donald H. Smith

POSTED:

ANTWERP EXCHANGE BACK
ANTWERP TOWN HALL
SMITH'S STORE
RAY'S COFFEE SHOP
ANTWERP HARDWARE

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-1

Passed 19

AN ORDINANCE CHANGING THE NAME OF PARK STREET TO KROOS DRIVE

WHEREAS, it has been pointed out to Council that there is a Park Avenue in the Village of Antwerp and also a Park Street in the Village of Antwerp, and

WHEREAS, persons owning property along Park Street have requested that the name of the street be changed to Kroos Drive,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

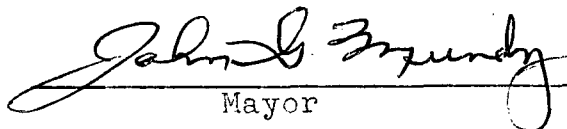
Section 1. That the name of Park Street, a street running between U. S. 24 and Canal Road in the Eastern part of the Village of Antwerp, be changed to the name of Kroos Drive, by which name it shall be hereafter known.

Section 2. The Clerk shall certify a copy of this ordinance to the office of the County Engineer so that the name may be changed upon the maps in his office.

PASSED: February 10, 1975

PASSED: March 10, 1975

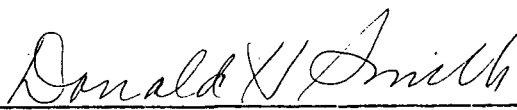
PASSED: April 14, 1975

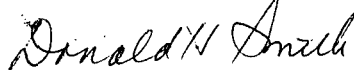

Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 75-1 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 751.24 REVISED CODE, ON THE 16 DAY OF April, 1975, AND ON THE 23 DAY OF April, 1975.

ATTEST:


Clerk



VILLAGE OF ANTWERP
DONALD H. SMITH
CLERK-TREASURER
ANTWERP, OHIO 45813

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 75-2

Passed February 10, 1975

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND
CERTIFYING THEM TO THE COUNTY AUDITOR

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 1975, and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted, and be it further

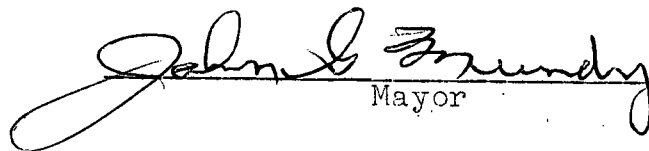
RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

(See attached Schedule A and Schedule B)

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

PASSED: February 10, 1975


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-3

Passed March 10, 1975

AN ORDINANCE TO ALLOW THE PAINTING OF 388 L.F. OF GUARD RAIL

WHEREAS, the Director of Transportation is considering improving a portion of the public highway which is described as follows:

By painting 388 L.F. of guard rail.

NOW THEREFORE, BE it ordained by the Council of the Village of Antwerp, Ohio:

Section 1. That it is declared to be in the public interest that the consent of said Village be and such consent is hereby given to the Director of Transportation to construct the above described improvement, in accordance with plans, specifications and estimates as approved by the Director.

Section 2. That said Village hereby proposes to cooperate with the State of Ohio, in the cost of the above described improvement as follows:

A Lump Sum of One Hundred Dollars(\$100.00)

Section 2-A. That the One Hundred Dollars (\$100.00) is hereby appropriated for the improvement of the highway as described hereinabove.

Section 3. That the Mayor of said Village, is hereby authorized to enter into maintenance and parking agreements and special contractual obligations.

Section 4. That upon completion of said improvement, said Village will thereafter keep said highway open to traffic at all times, and

- (a) Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance; and
- (b) Maintain the right of way and keep it free of obstructions in a manner satisfactory to the State of Ohio and hold said right of way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right of way limits; and
- (c) Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code; and
- (d) Regulate parking in the following manner:
Prohibit parking on the pavement.

Section 5.(a) That all existing street and public way right of way within the Village which is necessary for the aforesaid improvement, shall be made available therefor.

- (b) That the Municipality will acquire any additional right of way required for the construction of the aforesaid improvement.
- (c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or structures will be affected by said improvement and said companies have agreed to make any and all necessary plant removals or rearrangements in such manner as to be clear of any

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Ordinance No. 75-3 (continued) Passed March 10, 1975

construction called for by the plans of said improvement and said companies have agreed to make such necessary rearrangements immediately after notification by said Village or the Department of Transportation.

- (d) That it is hereby agreed that the Village shall at its own expense, make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers or other municipally owned utilities and/or any appurtenances thereto, which do not comply with the provisions of directive No. 28-A.
- (e) That the construction, reconstruction, and/or rearrangement of both publicly and privately owned utilities, referred to in subsections (C) and (d) above, shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provisions of the Ohio Department of Transportation Construction and Material Specifications and shall be subject to approval by the State.
- (f) That the installation of all utility facilities on the right of way shall conform with the requirements of the Federal Highway Administration Policy and Procedure Memorandum 30-4 "Utility Relocations and Adjustments" and the Department of Transportation's rules on Utility Accomodation.
- (g) That said Village hereby agrees that the said Department of Transportation of the State of Ohio, shall be and is hereby saved harmless from any and all damages or claims thereof arising from or growing out of the derterification of obligations made or agreed to in Sections (a), (b), (c), (d) and (e) hereinabove.

Section 6. This ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor: otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Vote on suspension of the rule requiring an ordinance to be fully and distindly read on three different days:

Yeas 6 Nays 0

Vote on emergency clause: Yeas 6 Nays 0

Passed March 10, 1975 YEAS 6 Nays 0
As an emergency measure.

Passed: March 10, 1975

Attest:

Donald H. Smith
Clerk

John G. Zmudy
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 75-4

Passed March 10, 1975

RESOLUTION OF COOPERATION WITH THE PAULDING COUNTY METROPOLITAN HOUSING AUTHORITY.

WHEREAS, it has come to the attention of Council that there is now being proposed a County Metropolitan Housing Authority; and

WHEREAS, Council has been asked to cooperate with such an Authority; and

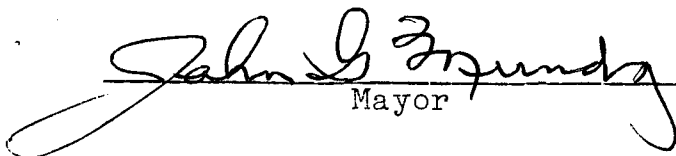
WHEREAS, Council is of the opinion that a need for such an Authority does exist to operate within the corporate limits of: Antwerp

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That this Council is now of record that it will cooperate to the fullest extent allowable by law with the Paulding County Metropolitan Housing Authority should the same be created by charter from the State of Ohio.

Section 2. That this Resolution shall be in full force and effect immediately upon its passage.

PASSED in Council this 10th day of March 1975.


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-5

Passed April 21 1975

AN ORDINANCE AUTHORIZING MUTUAL AID CONTRACTS FOR FIRE PROTECTION

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

- Section 1. That the Mayor is hereby authorized to enter into contracts for mutual aid for fire protection with the City of Defiance, the Village of Hicksville, the Village of Payne, the Village of Paulding, the Village of Scott, Crane Township, the Village of Oakwood, Auglaize Township and the Village of Grover Hill.
- Section 2. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the Village of Antwerp and for the further reason that it will provide greater fire protection for the inhabitants of the Village of Antwerp.

PASSED: April 21, 1975

ATTEST:

Donald X Smith
Clerk

John G. Zenzky
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 75-5 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 30 DAY OF APRIL, 1975, AND ON THE 7 DAY OF MAY, 1975.

Donald X Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~-No. 75-6

Passed April 21, 1975

A RESOLUTION TO REQUEST FOR ADVANCE FROM COUNTY AUDITOR

WHEREAS, the Council has been informed that monies collected for the real estate taxes for the Village of Antwerp will not be distributed until June, and

WHEREAS, the Village will have insufficient funds for operation of the Village until June,

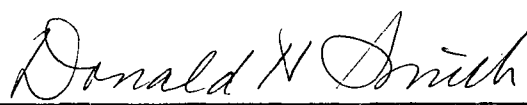
NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Clerk shall request an advance from the County Auditor of Paulding County, Ohio, in the amount of Six Thousand Dollars (\$6,000.00) or portion thereof to be allocated to the General Fund of the Village of Antwerp, Ohio.

Section 2. That this Resolution shall be in full force and effect from and immediately after its passage.

PASSED: April 21, 1975


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-7

Passed May 12, 1975

AN ORDINANCE TEMPORARILY REDUCING SEWER RATES

WHEREAS, it has been determined that the present sewer rates charged residents of the Village for sewage may be reduced temporarily, and

Whereas, it has been determined that it would be in the best interest of the residents of the Village that sewer rates be reduced temporarily.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

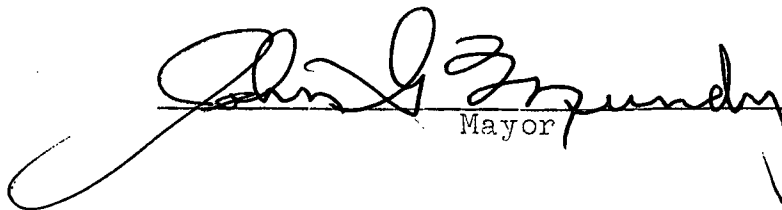
Section 1. That the sewer rates as established by Section 3 (a-1) of Ordinance 967 be reduced for the period of 12 months beginning on the 1st day of July, 1975, and terminating on the 30th day of June, 1976, as follows:

For each residential unit or commercial unit, there shall be charged 70% of the amount of their current water bill as determined by the Water Collector from a reading of presently existing water meters. This payment shall be paid every 3 months with the water bill.

Section 2. That this ordinance is a temporary measure and shall be null and void upon the 30th day of June, 1976, at which time the sewer rates shall return to the rate specified in Section 3 (a-1) of Ordinance 967.

Section 3. This Ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare of the Village and for the further reason that there will be sufficient funds derived from the lesser sewer rate to provide the Village with the funds to comply with the requirements of the Ohio E.P.A. and the Federal E.P.A. for sewers used during the period of time as set forth in this ordinance, and shall, therefore, be in full force and effect from and after its passage.

Passed: May 12, 1975


Mayor

Attest: Donald H. Smith
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 75-7 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 721.24 REVISED CODE, ON THE 21 DAY OF MAY, 1975, AND ON THE 28 DAY OF MAY, 1975.

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 75-8

Passed May 12, 1975

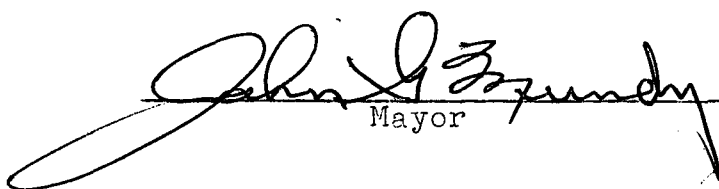
A RESOLUTION OF COUNCIL PROPOSING TO COOPERATE WITH THE DIRECTOR OF TRANSPORTATION

WHEREAS, the public interest demands the improvements hereinafter described,

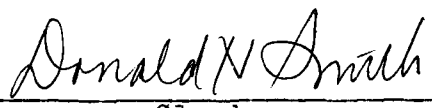
NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO, hereinafter referred to as the Municipality, that:

- Section 1. The public interest demands the improvements, under the provisions of Chapter 5521 of the Ohio Revised Code and Section 205 of the 1973 National Federal-aid Highway Act, all of nonstandard pavement markings on roads and streets under the jurisdiction of the Municipality of Antwerp, State of Ohio.
- Section 2. The Municipality does hereby agree to cooperate with the Director of Transportation in said improvements by providing all information and accident data as necessary to evaluate the improvements as required by said act.
- Section 3. The Mayor is hereby empowered and directed on behalf of the Council officials therein to enter into agreements with the Director of Transportation as necessary to complete the planning and construction of these improvements.

Passed: May 12, 1975


Mayor

Attest:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Resolution
Ordinance No. 75-9

Passed May 12, 1975

ADJUSTMENT TRANSFER

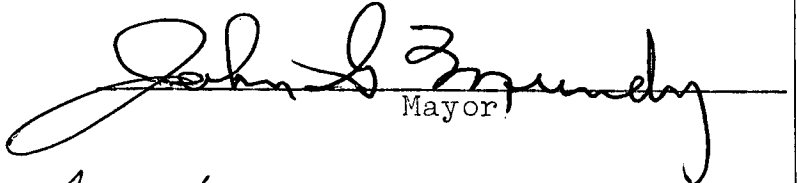
WHEREAS, the Audit of Village Accounts finds that there is \$2,447.99 should be transferred from the General Fund to the Cemetery Fund,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Clerk transfer from the General Fund of the Village \$2,447.99 to the Antwerp-Carryall Joint Cemetery Fund, in accordance with requirements of the State Auditor.

Section 2. This resolution shall be in full force and effect immediately after passage.

Passed: May 12, 1975


Mayor

Attest: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 75-10

Passed June 9 19 75

A RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND DECLARING THE NECESSITY OF A RENEWAL OF A LEVY IN EXCESS OF SUCH RATE


WHEREAS, the levy of one mill for current operating expenses passed in 1971 will expire in 1975, and

WHEREAS, it is necessary that the Village renew this levy in order to provide funds for current operating expenses for the years 1976, 1977, 1978, 1979 and 1980,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIC:

- Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by R.C. Sec. 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide adequate amount for the necessary requirements of said Village and that it is necessary for the purpose of providing additional funds for current expenses of the Village that taxes be levied on the taxable property in said Village for the period of five years at a rate in excess of such maximum rate authorized by said R.C. Sec. 5705.02.
- Section 2. That it is necessary to renew the levy of taxes for the years 1976, 1977, 1978, 1979 and 1980 at the rate for each year of one mill on each dollar of the tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said R.C. Sec. 5705.02.
- Section 3. That the Clerk be, and he is hereby, directed to certify a copy of this Resolution to the Board of Elections of Paulding County, Ohio, in order that said Board of Elections may make the necessary arrangements for the submission of such question to the electors of said Village, as provided by law.

PASSED: June 9, 1975


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 75-11

Passed June 9 1975

A RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND TO PROVIDE FIRE PROTECTION AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, two-thirds of all members elected thereto concurring:

- Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by R.C. Sec. 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide an adequate amount for the necessary requirements of said Village, and that it is necessary for the purpose of providing additional funds for the purpose of providing and maintaining fire apparatus, appliances, buildings or sites therefore, the establishment of fire communications, and the payment of volunteer firemen to operate the same. That taxes be levied on the taxable property in said Village for the period of five years at a rate in excess of such maximum rate authorized by said R.C. Sec. 5705.02.
- Section 2. That it is necessary to levy taxes for the years 1975, 1976, 1977, 1978 and 1979 at the rate for each year of two mills on each dollar of tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said R.C. Sec. 5705.02.
- Section 3. That the Clerk be and he is hereby directed to certify a copy of this Resolution to the Board of Elections of Paulding County, Ohio, in order that said Board of Elections may make the necessary arrangements for the submission of such question to the electors of said Village as provided by law.

PASSED: June 9, 1975


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance-No. 75-12

Passed July 14

1975

ADOPTING THE BUDGET OF THE VILLAGE OF
ANTWERP FOR THE FISCAL YEAR BEGINNING
JANUARY 1, 1976, AND SUBMITTING THE
SAME TO THE COUNTY AUDITOR

WHEREAS, there has been prepared a tentative bud get for the Village of Antwerp, for the fiscal year beginning January 1, 1976, showing detailed estimates of all balances that will be available at the beginning of the year 1976, for the purposes of such year, and of all revenues to be recieved for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types or classes of revenues; also estimates of all expenditures or charges in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law; and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of the Village Clerk and the office of Council; and

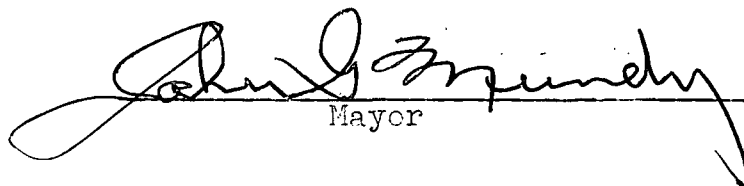
WHEREAS, the council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. That the budget of the Village of Antwerp, for the fiscal year beginning January 1, 1976, heretofore prepared and submitted to this council, copies of which have been and are on file in the offices of the Village Clerk and the Clerk of Council, be, and it is hereby adopted, as the official budget of the Village of Antwerp, for the fiscal year beginning January 1, 1976.

Section 2. That the clerk be, and he is hereby, authorized and directed to certify a copy of said budget and a copy of this resolution and to transmit the same to the auditor of Paulding County, Ohio.

Dated: July 14, 1975


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-13

Passed August 11, 1975

ENACTING THE 1975 CUMULATIVE SUPPLEMENT TO THE VILLAGE CODE OF ORDINANCES ADOPTED BY COUNCIL ON JUNE 10, 1974, PURSUANT TO ORDINANCE NO. 74-4

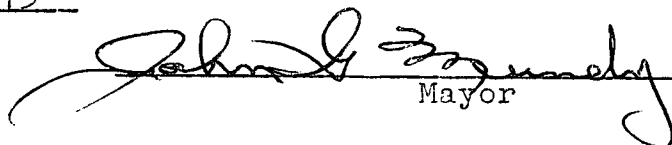
WHEREAS, the Council of the Village has heretofore adopted the 1974 edition of the Basic Code of Ordinances for adoption by Ohio Villages, published by the W. H. Anderson Company, and

WHEREAS, A supplement to said Basic Code has been published,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

- Section 1. That the 1975 Cumulative Supplement of the 1974 edition of the Basic Code of Ordinances for adoption by the Ohio Villages published by The W. H. Anderson Company in book form is hereby adopted and incorporated into said code by reference pursuant to the provisions of Section 731.231 of the Revised Code of Ohio, except Section 73.99 (H, I, & J) -- Penalties.
- Section 2. That a complete copy of said supplement is on file with the Clerk of Council for inspection by the public and also on file in the County Law Library, and said Clerk has copies available for distribution to the public at cost.
- Section 3. That this ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village for the reason that the present general ordinances of the Village have been supplemented and superseded by new statutes passed by the State Legislature and it is necessary that the present form and substance for the complete preservation of the public peace, health, safety, and welfare of the Village and for the proper conduct of its affairs and shall therefore become effective immediately upon passage.

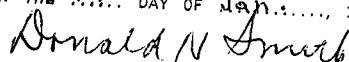
PASSED: August 11, 1975


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 75-13 WAS PUBLISHED IN THE ANTWERP BEAVERUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 11 DAY OF Jan., 1975, AND ON THE 14 DAY OF Jan., 1976.


Donald N. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-14

Passed September 8, 1975

AN ORDINANCE ACCEPTING THE PROPOSAL OF OHIO POWER COMPANY TO LIGHT THE STREETS OF THE VILLAGE OF ANTWERP, OHIO, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, Ohio Power Company has made a certain proposal in writing to the Village of Antwerp, Ohio, dated September 5, 1975, offering to provide and maintain a street lighting system for the Village in accordance with the price, terms and conditions set forth in said proposal, and

WHEREAS, it is the desire of the Council of the Village of Antwerp, Ohio, to accept said written proposal;

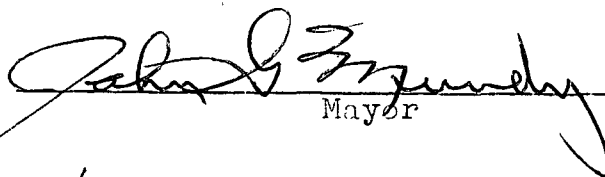
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, STATE OF OHIO:

Section 1. That the written proposal of Ohio Power Company, dated September 5, 1975, to provide and maintain a street lighting system for the Village of Antwerp, Ohio, a copy of which is on file in the office of the Clerk and which has been presented and read at this meeting, is hereby accepted.

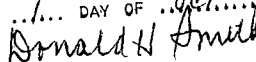
Section 2. That the Mayor and the Clerk of said Village of Antwerp, Ohio, be and they hereby are instructed to execute a contract for and on behalf of the Village of Antwerp, Ohio, with Ohio Power Company, for such street lighting service, on the terms and conditions set forth in said proposal.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the present contract to supply the electrical energy to operate the entire municipal street lighting system of said Village is about to expire and it is necessary that a new contract be made in order to supply street lighting for the Village. This Ordinance shall be in full force and effect from and immediately after its passage.

PASSED: September 8, 1975


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION
THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING 75-14 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24, REVISED CODE, ON THE 24 DAY OF SEP., 1975, AND ON THE 1 DAY OF Oct., 1975.


RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 75-15

Passed December 8, 1975

A RESOLUTION DESIGNATING THE COMMUNITY IMPROVEMENT CORPORATION OF ANTWERP, OHIO AS AGENT FOR THE VILLAGE OF ANTWERP FOR INDUSTRIAL, ECONOMIC, COMMERCIAL AND CIVIC DEVELOPMENT.

WHEREAS, there has been incorporated on November 17, 1975, the Community Improvement Corporation of Antwerp, Ohio, for the economic, commercial and civic development of the Village of Antwerp and the surrounding area, and

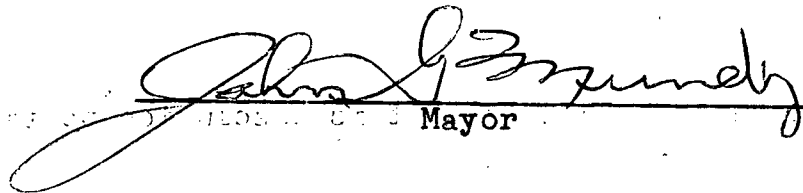
WHEREAS, it is desirable that such corporation be designated by the Village as its agent for such purposes,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Community Improvement Corporation of Antwerp, Ohio be designated as agent for the Village of Antwerp, Ohio for the economic, commercial and civic development of the Village.

Section 2. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: December 8, 1975


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 75-16

Passed December 15 1975

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND
CERTIFYING THEM TO THE COUNTY AUDITOR

The Council of the Village of Antwerp, Paulding County, Ohio, met in special session on the 15th day of December, 1975, at the office of Council Chambers with the following members present: Randy Brooks, Dale Johnson, Jack Brown, Lawrence Cromley and Richard Butyok. Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1976; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and hereby is levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

(See attached Schedule A and Schedule B)

and be it further

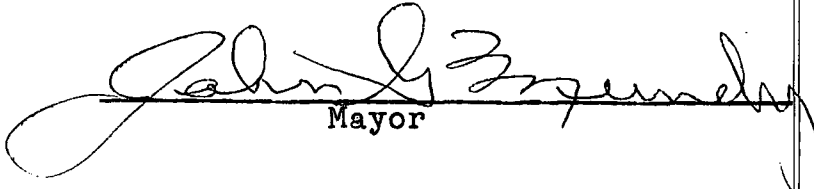
RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Cromley seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Brooks	yes
Mr. Johnson	yes
Mr. Brown	yes
Mr. Cromley	yes
Mr. Butyok	yes

Adopted the 15th day of December, 1975.

ATTEST:


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 75-17

Passed December 15, 1975

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1976.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said village of Antwerp during the fiscal year ending December 31, 1976, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction

Class:

210	Personal Services	\$2500.00	
240	Supplies and Materials	<u>500.00</u>	
	Total for Mayor		\$3000.00

CLERK/CLERK*TREASURER

210	Personal Services	\$1500.00	
240	Supplies and Materials	<u>500.00</u>	
	Total for Clerk/Clerk-Treasurer		\$2000.00

SOLICITOR/LEGAL ADVISOR

210	Personal Services	\$1000.00	
	Other	<u>800.00</u>	
	Total for Solicitor/Legal Advisor		\$1800.00

ELECTIONS

210	Personal Services	\$1200.00	
	Total for Elections		\$1200.00

COUNCIL

210	Personal Services	\$2400.00	
	Other	<u>200.00</u>	
	Total for Council		\$2600.00

MUNICIPAL BLDG.

	Other	\$5000.00	
	Total for Municipal Bldg.		\$5000.00

INS., BONDS, CODE SERV. & MISC.

	Other	\$3000.00	
	Total for Insurance, Bonds, Code Serv. & M.		\$3000.00

Total for General Governmental Services (Program Code:70)	\$18,600.00
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-17 (continued) Passed December 15, 1975

SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$18,500.00	
240	Supplies and Materials	<u>7000.00</u>	
250	Capital Outlay	<u>1000.00</u>	
	Other	<u>2500.00</u>	
	Total for Police Department		\$29,000.00

FIRE DEPARTMENT

210	Personal Services	\$7500.00	
240	Supplies and Materials	<u>4000.00</u>	
250	Capital Outlay	<u>500.00</u>	
	Total for Fire Department		\$12,000.00

Total for Security of Persons and Property (Program Code:10)	\$41,000.00
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SOCIAL SERVICES (PROGRAM CODE:30)
CORRECTIVE INSTITUTIONS (Jails, etc.)

SUPPORT OF PRISONERS

Other	\$200.00
Total for Support of Prisoners	\$200.00

Total for Social Services (Program Code:30)	\$200.00
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LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

210	Personal Services	\$2400.00	
240	Supplies and Materials	<u>1000.00</u>	
250	Capital Outlay	<u>500.00</u>	
	Total for Parks and Playgrounds		\$3900.00

RECREATION PROGRAMS

Other	\$500.00
Total for Recreation Programs	\$500.00

FREE PUBLIC MUSEUM

Other	\$350.00
Total for Free Public Museum	\$350.00

Total for Leisure Time Activities (Program Code:40)	\$4750.00
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COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

PLANNING COMMISSION

Other	\$175.00
Total for Planning Commission	\$175.00

SOLID WASTE COLLECTION

210	Personal Services	\$800.00	
	Total for Solid Waste Collection		\$800.00

Total for Community Environment (Program Code:50)	\$975.00
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-17 (continued) Passed December 15, 1975

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

OFF-STREET PARKING

Other \$10.00
Total for Off-Street Parking \$10.00

ADMINISTRATIVE SUPPORT

210 Personal Services \$3000.00
Total for Administrative Support \$3000.00

Total for Transportation Facilities
(Program Code:60) \$3010.00

Section 3. 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 5705.40, R.C., the sum of

Grand Total GENERAL FUND Appropriation \$68,535.00

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials \$10,000.00
Other 5000.00
Total for Street Repairing \$15,000.00

Total for Street Construction, Maintenance
and Repair Fund (Program Code:60) \$15,000.00

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials \$5000.00
Total for Street Repairing \$5000.00

Total for State Highway Improvement Fund
(Program Code:60) \$5000.00

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50) WATER SYSTEM OPERATIONS

WATER FILTRATION

210 Personal Services \$3000.00
240 Supplies and Materials 9000.00
Total for Water Filtration \$12,000.00

WATER PUMPING

210 Personal Services \$3000.00
Other 8000.00
Total for Water Pumping \$11,000.00

WATER DISTRIBUTION

240 Supplies and Materials \$2500.00
Total for Water Distribution \$2500.00

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-17 (continued) Passed December 15, 19 75

Total for Water System Operation
(Sub-Program Code:55) \$25,500.00

ADMINISTRATION*WATER

210 Personal Services \$4000.00
240 Supplies and Materials 5500.00

Total for Administration-Water
(Sub-Program Code:57) \$9500.00

Total for Water (Revenue) Fund
(Program Code:50) \$35,000.00

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

ADMINISTRATION-SEWAGE

210 Personal Services \$9500.00
240 Supplies and Materials 30,000.00
250 Capital Outlay 650,000.00
Total for Administration-Sewage \$689,500.00

Total for Sewer (Revenue) Fund
(Program Code:50) \$689,500.00

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260 Payment of Principal \$6000.00
260 Payment of Interest 1265.00
Total for General Bond Retirement Fund \$7265.00

ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

Other \$10,000.00
Total for Street Lighting \$10,000.00

PERMISSIVE TAX FUND

Other \$10,000.00
Total for Permissive Tax Fund \$10,000.00

FEDERAL REVENUE SHARE

Other \$8000.00
Total for Federal Revenue Share \$8000.00

Total for ADDITIONAL FUND \$28,000.00

TOTAL ALL APPROPRIATIONS \$848,300.00

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-17 (continued) Passed December 15, 1975

purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed December 15, 1975

Mayor

Attest

Clerk

CERTIFICATE

Section 5705.39, R.C.-"No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio, Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Resolution is taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 15 day of December 1975.

Clerk OF

Antwerp

Paulding County, Ohio

RECORD OF ORDINANCES

Ordinance No. 75-18

Passed December 15, 1975

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1976, salaries of Village Officials and Employees be as follows:

Mayor	\$2,000.00 per year
Council (24 meetings)	400.00 per year
Clerk-Treasurer	1,200.00 per year
Chief of Police (includes all meetings)	9,735.00 per year
Policeman - Parttime	3.00 per hour
Policeman - Probationary fulltime (no training)	8,400.00 per year
Policeman - Regular (with Basic Training)	9,000.00 per year
Street Commissioner	3,000.00 per year
Fire Chief	500.00 per year
Secretary, Antwerp Fire Department	150.00 per year
Assistant Fire Chief	6.00 per meeting
Volunteer Fireman	6.00 per hr./fire
	3.00 per meeting
	3.00 per hr./fire
Fire Department Mechanic-Maintenance	100.00 per year
Board of Public Affairs	200.00 per year
Water Superintendent and Clerk of the Board of Public Affairs (includes Sewer System Billings)	9,140.00 per year
Class A Labor	3.00 per hour
Class B Labor	2.50 per hour

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 74-15 and any other Ordinances inconsistent herewith.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village, and in order that said salaries may be included in the Village appropriations for the year 1976.

RECORD OF ORDINANCES

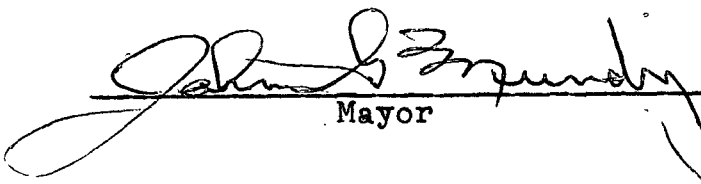
National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 75-18 (continued) Passed December 15, 1975

Section 5. This Ordinance shall be in full force and effect immediately upon its passage.

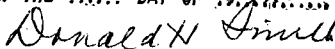
Passed December 15, 1975


Mayor

Attest 
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO HEREBY CERTIFY THAT THE FOREGOING ORD 75-18 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 7 DAY OF JAN., 1976, AND ON THE 14 DAY OF JAN., 1976.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-1

Passed February 9, 1976

SUPPLEMENTAL APPROPRIATION FOR CEMETERY

WHEREAS, no money was appropriated for the cemetery, and

WHEREAS, Two Thousand Dollars (\$2,000) was budgeted for the cemetery,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That there is hereby appropriated \$2,000 for the cemetery for the year 1976.

Section 2. That the Clerk shall certify a copy of this Ordinance to the Auditor of Paulding County, Ohio.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety, health, and welfare of the Village of Antwerp, and for the further reason that it is necessary that funds be appropriated for the maintenance and operation of the cemetery; therefore, this ordinance shall be in full force and effect from and immediately after its passage.

DATED: February 9, 1976

Mayor

ATTEST:

Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 76-1 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 11 DAY OF Feb., 1976, AND ON THE 18 DAY OF Feb., 1976.

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 76-2

Passed April 12 1976

A RESOLUTION ACCEPTING THE FACILITIES PLAN FOR WASTEWATER TREATMENT WORKS TO SERVE ANTWERP, OHIO AND AUTHORIZING THE SUBMISSION OF THIS REPORT TO THE STATE OF OHIO ENVIRONMENTAL PROTECTION AGENCY AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the Village of Antwerp, Ohio has received from its consulting engineers, Kohli and Kaliher Associates, Limited of Lima, Ohio, a report entitled "Facilities Plan for Wastewater Treatment Works to serve Antwerp, Ohio", and,

WHEREAS, in order to comply with requirement 2.C on page 3 of OEPA Permit No. A 737 *AD issued to the Village of Antwerp, this report must be submitted to the State of Ohio Environmental Protection Agency.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

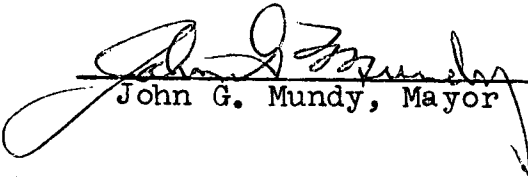
SECTION I. That the "Facilities Plan" be and the same hereby is accepted by and for the Village and the recommended facilities proposed in the report be and the same hereby are concurred with.

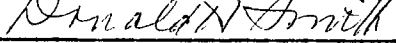
SECTION II. That the Mayor of the Village is authorized and directed to forward to the Ohio Environmental Protection Agency at Bowling Green, Ohio, five (5) copies of this Resolution and of said Report, all in accordance with EPA Grant Program 66.015 entitled, "Construction Grants for Wastewater Treatment Works".

This Resolution is hereby declared to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare; the particular emergency being the immediate necessity to facilitate funding of a sewage system for the Village thereby removing an existing threat to the health of the residents thereof, wherefore

This Resolution shall take effect and be in force from and after its adoption.

Passed: April 12, 1976


John G. Mundy, Mayor

ATTEST: 
Donald H. Smith, Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-3

Passed April 14, 1976


AN ORDINANCE ACCEPTING THE PLAT OF RICHARD A. AND ANNABELLE M. STARRY OF PARKVIEW SECOND ADDITION AND CONFIRMING THE DEDICATION OF THE STREETS AND ALLEYS THEREON SHOWN.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. That the plat of Richard A. and Annabelle M. Starry of Parkview Second Addition to the Village of Antwerp be and the same is hereby approved and accepted and that the dedication to public use of the streets and alleys thereon shown be and the same is hereby accepted and confirmed.

Section 2. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the Village of Antwerp, and for the further reason that it is necessary in order to complete the necessary plans for a sanitary sewer system for the Village that said plat be immediately accepted; therefore, this Ordinance shall be in full force and effect from and immediately after its passage.

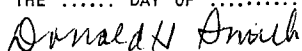
PASSED: April 14, 1976


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 76-3 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 21 DAY OF April, 1976, AND ON THE DAY OF, 19.....



RECORD OF ORDINANCES

Ordinance No. 76-4

Passed April 26, 1976

AN ORDINANCE REQUIRING BUILDING PERMITS WITHIN THE VILLAGE OF ANTWERP

WHEREAS, it is necessary in order to obtain Federal Flood Insurance for the inhabitants of the Village that a building permit system be established, and

WHEREAS, it is necessary and desirable that building permits be required for any new construction or substantial improvement of existing structures within the Village,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That any person, firm, or corporation shall obtain a building permit from the Planning Commission of the Village before enlarging, altering, repairing or improving any existing structure or building within the Village if the cost of such exceeds \$250.

Section 2. That any person, firm, or corporation, before erecting, constructing, moving, or demolishing any building or structure within the Village, shall obtain a building permit from the Planning Commission of the Village.

Section 3. That any person, firm or corporation installing a new or replacement water supply system or a sanitary sewer system shall obtain a building permit from the Planning Commission of the Village.

Section 4. That the Planning Commission, upon receipt of an application for a building permit, shall review said application to determine if the location of the building site is in an area which is subject to flooding and if said building site is within a flood hazard area. Said proposed new construction or improvement, including pre-fabricated or mobile homes, shall be designed and anchored to prevent flotation, collapse, or lateral movement of the structure and such materials and utility equipment installed therein shall be such that are resistant to flood damage and the construction methods and practices that are used must be such that will minimize flood damage.

Section 5. That any person, firm, or corporation who receives a building permit for a new construction or improvement to existing property, including pre-fabricated or mobile homes, in addition to any other requirements set forth in this Ordinance, shall do whatever is necessary to minimize flood damage and shall construct or improve said premises so that all public utilities and facilities such as sewer, gas, electrical and water systems are located, elevated, and constructed to minimize or eliminate flood damage and further shall provide adequate drainage so as to reduce exposure to flood hazards, and further, any new or replacement water supply systems or sanitary sewerage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into the flood waters and any wastewater disposal systems shall be located so as to avoid impairment of them or contamination from them during flooding.

Section 6. That the charge for a building permit shall be \$5.

Section 7. That any person, firm, or corporation or the agents of any of them who violates any provision of this Ordinance is guilty of a minor misdemeanor. Each day during which such violation continues shall constitute a separate offense.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

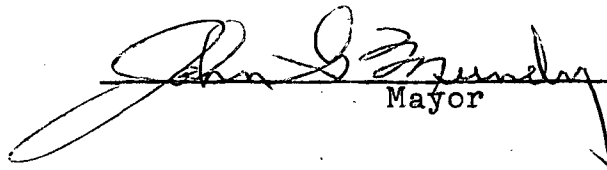
Form No. 2806-A

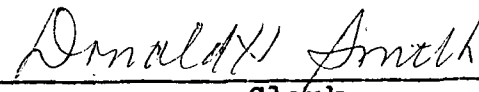
Ordinance No. 76-4 Continued Passed April 26, 19 76

Section 8. That in addition to any other penalties contained herein, in the event of any violation of this Ordinance, upon the request of the Mayor, suit may be instituted for an injunction to prevent or terminate such violation of this Ordinance.

Section 9. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Village and for the further reason that in order to protect the inhabitants of the Village from flood hazards, health hazards, and defective and incompetent construction and improvements to buildings within the Village of Antwerp. This Ordinance shall be in full force and effect from and immediately after its passage.

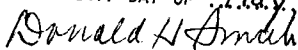
PASSED: April 26, 1976


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD 76-4 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 28 DAY OF April, 19 76, AND ON THE 5 DAY OF May, 19 76.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 76-5

Passed April 26, 1976

A RESOLUTION TO INDICATE THE BUILDING PERMIT SYSTEM WHICH THE COMMUNITY HAS ADOPTED

WHEREAS, the Village of Antwerp has adopted and is enforcing Ordinance No. 76-4, an ordinance requiring building permits within the Village of Antwerp, and

WHEREAS, Sections 1 and 2 of the aforesaid ordinance prohibits any person, firm, or corporation from erecting, constructing, enlarging, altering, repairing, improving, moving, or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the Planning Commission, and

WHEREAS, the Planning Commission must examine all plans and specifications for the proposed construction when application is made to them for a building permit,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Planning Commission shall review all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvement (including pre-fabricated and mobile homes) must:

- a. be designed (or modified) and anchored to prevent flotation, collapse, or lateral movement of the Structure
- b. use construction materials and utility equipment that are resistant to flood damage
- c. use construction methods and practices that will minimize flood damage

Section 2. That the Planning Commission shall review subdivision proposals and other proposed new developments to assure that:

- a. all such proposals are consistent with the need to minimize flood damage
- b. all public utilities and facilities, such as sewer, gas, electrical and water systems are located, elevated, and constructed to minimize or eliminate flood damage
- c. adequate drainage is provided so as to reduce exposure to flood hazards

Section 3. That the Planning Commission shall require new or replacement water supply systems and/or sanitary sewage systems to be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters, and require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

PASSED: April 26, 1976

Mayor

ATTEST:

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Resolution

Ordinance No. 76-6

Passed April 26,

19 76

RESOLUTION OF COUNCIL PROPOSING TO COOPERATE WITH THE DIRECTOR OF TRANSPORTATION IN PAVE- MENT MARKING PROGRAM

Mr. Brooks moved the adoption of the following resolution:

WHEREAS, the public interest demands the improvement hereinafter described.

NOW THEREFORE, BE IT RESOLVED, by the Council of Antwerp, State of Ohio, hereafter referred to as the Municipality, that:

Section 1. The public interest demands the improvement, under the provisions of Chapter 5521 of the Ohio Revised Code and Section 205 of the 1973 National Federal-aid Highway Act, of all nonstandard pavement markings on roads and streets under the jurisdiction of the Municipality of Antwerp, State of Ohio.

Section 2. The Municipality does hereby agree to cooperate with the Director of Transportation in said improvement(s) by providing all information and accident data as necessary to evaluate the improvement(s) as required by said act.

Section 3. Mr. John Mundy is hereby empowered and directed on behalf of the Council officials therein to enter into agreements with the Director of Transportation as necessary to complete the planning and construction of this improvement.

Thereupon, Mr. Cromley seconded the said motion and upon the roll being called the result of the vote was as follows:

Yeas - 5

Nays - 0

Council of Antwerp, Ohio

The State of Ohio, Municipality of Antwerp, Office of the Council.


This is to certify that the foregoing is a true and correct copy of the resolution passed by said Council on the 26 day of April, 1976, and recorded in the Journal of said Council in Volume on page , and under date of April 26, 1976.


Mayor


Clerk, Municipality of

Antwerp, Ohio.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No......

Passed.....*19*.....

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-8

Passed June 14, 1976

ENACTING THE 1976 CUMULATIVE SUPPLEMENT TO THE VILLAGE CODE OF ORDINANCES ADOPTED BY COUNCIL ON JUNE 10, 1974, PURSUANT TO ORDINANCE NO. 74-4

WHEREAS, the Council of the Village has heretofore adopted the 1974 edition of the Basic Code of Ordinances for adoption by Ohio Villages, published by The W. H. Anderson Company, and

WHEREAS, a supplement to said Basic Code has been published,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:


Section 1. That the 1976 Cumulative Supplement of the 1974 edition of the Basic Code of Ordinances for adoption by the Ohio Villages published by The W. H. Anderson Company in book form is hereby adopted and incorporated into said code by reference pursuant to the provisions of Section 731.23.1 of the Revised Code of Ohio, except Section 73.39 -- Citation Tag and Written Plea of Guilty; and Section 73.99 (H, I, & J) -- Penalties.

Section 2. That a complete copy of said supplement is on file with the Clerk of Council for inspection by the public and also on file in the County Law Library, and said Clerk has copies available for distribution to the public at cost.

Section 3. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the present general ordinances of the Village have been supplemented and superseded by new statutes passed by the State Legislature and it is necessary that the present form and substance for the complete preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of its affairs and shall therefore become effective immediately upon passage.

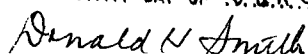
PASSED: June 14, 1976


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 76-8 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 16 DAY OF June, 1976, AND ON THE 23 DAY OF June, 1976.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 76-9

Passed June 14, 1976

ADOPTING THE BUDGET OF THE VILLAGE OF
ANTWERP FOR THE FISCAL YEAR BEGINNING
JANUARY 1, 1977, AND SUBMITTING THE
SAME TO THE COUNTY AUDITOR.

WHEREAS, there has been prepared a tentative budget for the Village of Antwerp for the fiscal year beginning January 1, 1977, showing detailed estimates of all balances that will be available at the beginning of the year 1977, for the purposes of such year, and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types or classes of revenues; also estimates of all expenditures or charges in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law, and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of the Village Clerk and the office of the Clerk of Council, and


WHEREAS, the Council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the budget of the Village of Antwerp, for the fiscal year beginning January 1, 1977, heretofore prepared and submitted to this Council, copies of which have been and are on file in the offices of the Village Clerk and the Clerk of Council, be, and it is hereby adopted, as the official budget of the Village of Antwerp, for the fiscal year beginning January 1, 1977.

Section 2. That the Clerk be, and he is hereby, authorized and directed to certify a copy of said budget and a copy of this resolution and to transmit the same to the Auditor of Paulding County, Ohio.

PASSED: June 14, 1976


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-10

Passed July 12 19 76

AN ORDINANCE PROVIDING FOR RETAINING CERTAIN
LEGAL SERVICES OF SQUIRE, SANDERS & DEMPSEY
IN CONNECTION WITH ELECTION PROCEEDINGS FOR
BONDS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio:

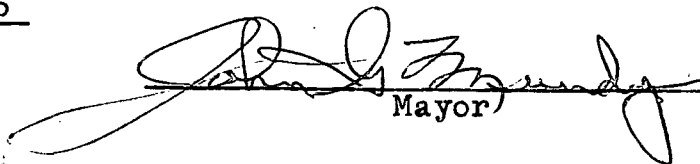
Section 1. The legal services of the law firm of Squire, Sanders & Dempsey be and are hereby retained, such legal services to be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the submission to the electors at the election to be held on November 2, 1976, of a bond issue in the amount of \$66,000. In rendering such legal services, as an independent contractor and in an attorney-client relationship, said firm shall not exercise any administrative discretion on behalf of this Village in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county, or cities or of this Village, or the execution of public trusts.

Section 2. For such legal services said firm shall be paid fees now estimated at \$350, and shall be reimbursed for actual out-of-pocket expenses (including, but not limited to, travel, long-distance telephone and duplicating expenses) incurred in rendering such legal services, and the Clerk-Treasurer is hereby authorized and directed to make appropriate certification as to the availability of funds for such fees and reimbursement and to issue an appropriate order for the payment of the same as the same shall become payable.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Village, and for the further reason that the initial proceedings with respect to such election must be filed with the County Auditor by July 15, 1976; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Passed: July 12, 1976


Mayor

Attest: Donald H. Smith
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING Ord 76-10 WAS
PUBLISHED IN THE ANTWERP BLUE-ARGUS IN AC-
CORDANCE WITH SECTION 131.24 REVISED CODE,
ON THE 21 DAY OF July, 19 76, AND
ON THE 28 DAY OF July, 19 76.

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 76-11

Passed July 12 1976

A RESOLUTION DETERMINING TO SUBMIT TO THE ELECTORS OF THE VILLAGE OF ANTWERP THE QUESTION OF ISSUING BONDS FOR THE PURPOSE OF ACQUIRING A FIRE ENGINE AND APPURTENANT FIRE APPARATUS, AND DECLARING AN EMERGENCY

BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. That for the purpose of acquiring a fire engine and appurtenant fire apparatus it is necessary to issue bonds of this municipality in the amount of \$66,000; that it is necessary to levy a tax outside of the limitation imposed by Section 2 of Article XII of the Ohio Constitution to pay interest on and to retire said bonds; that, pursuant to the provisions of Section 133.09, Revised Code, the question of the issuance of said bonds and the levy of such tax shall be submitted to the electors of this municipality at the general election to be held therein on the 2nd day of November, 1976; that the approximate date of said bonds will be December 1, 1976; that said bonds will be payable in ten annual installments maturing in substantially equal annual amounts during the period of ten years after the authorization thereof; and that said bonds will bear interest at a rate now estimated at six and one-half per centum ($6\frac{1}{2}\%$) per annum, payable semi-annually.

Section 2. That the Clerk-Treasurer is hereby directed to certify a copy of this resolution to the County Auditor of Paulding County for the calculation of the average annual tax rate expressed in dollars and cents for each one hundred dollars of valuation as well as in mills for each one dollar of valuation, required throughout the life of the bonds to pay the interest on and to retire such bonds, assuming that they are all issued in one series and that the amount of the tax list for this municipality remains the same throughout the life of the bonds.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this municipality and for the further reason that the resolution must be filed with the Auditor of Paulding County not later than July 15, 1976 in order to submit such bond issue to the electors on November 2, 1976; wherefore, this resolution shall be in full force and effect from and immediately after its adoption by Council.

Adopted: July 12, 1976

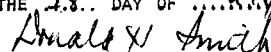

Mayor

Attest:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING RES. 76-11 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 21. DAY OF July, 1976, AND ON THE 28. DAY OF July, 1976.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 76-12

Passed July 12 1976

A RESOLUTION AUTHORIZING THE EMPLOYMENT OF KOHLI AND KALIHAR ASSOCIATES, LIMITED, TO PROVIDE ENGINEERING SERVICES FOR SEWAGE DISPOSAL SYSTEM

WHEREAS, the Village of Antwerp has previously, under Resolution No. 74-8 hired the firm of Kohli and Kaliher Associates, Limited, of Lima, Ohio, to prepare certain professional engineering work and perform certain professional engineering services for said Village, and

WHEREAS, the Federal Agencies, to-wit: The Farmers Home Administration and the Environmental Protection Agency has now revised their various regulations concerning contracts with Professional Engineers upon a consulting basis for the purpose heretofore states, and

WHEREAS, said engineering firm has not completed all of its services necessary for the engineering and construction of said sewerage and water treatment facility,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

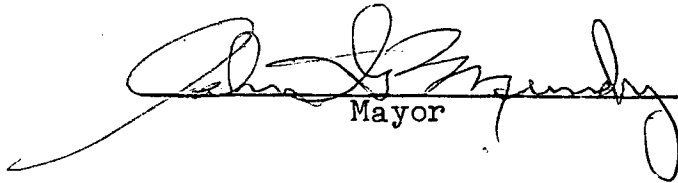
Section 1. That the Mayor be and hereby is authorized to execute a certain agreement for the rendering of professional services to the Village of Antwerp, Ohio, by Kohli & Kaliher Associates, Limited, of Lima, Ohio, in accordance with a certain contractual agreement prepared and submitted by the engineering firm on the 9th day of July 1976, to said Village of Antwerp, and that the Clerk of the Village attest to the signature of the Mayor.

Section 2. That the Village Clerk and Treasurer further certify that the money required to meet the obligations of said Village during the year 1976 under the said contract have been lawfully appropriated by the Council of said Village for said purposes and are in the Treasury of the Village, or in the process of collection to the credit of an appropriate fund free from any previous encumbrances.


Section 3. That Resolution No. 74-8, be and the same is hereby repealed upon the effective date of this Resolution.

Section 4. This Resolution shall be in full force and effect from and immediately after its passage.

Passed: July 12, 1976


Mayor

Attest:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 76-13

Passed July 12 1976

A RESOLUTION AUTHORIZING THE APPLICATION FOR
FEDERAL ASSISTANCE IN THE CONSTRUCTION OF A
WASTEWATER SYSTEM AND TREATMENT FACILITY FOR
THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, the Council of the Village of Antwerp has previously filed applications for Federal assistance for a wastewater system and treatment facility, and

WHEREAS, it is now necessary to make further applications in accordance with the requirements of the Ohio Environment Protection Agency and the U.S. Environmental Protection Agency in order to obtain assistance for the construction of a wastewater system and treatment facility,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Village of Antwerp, by its Council, hereby authorizes the Mayor of the Village of Antwerp to execute and sign any and all instruments required in order to receive financial assistance from the U.S. Environmental Protection Agency pursuant to its EPA program and any other governmental agency in order to obtain financial assistance.

Section 2. That the engineering firm of Kohli and Kaliher Associates, Limited, Consulting Engineers and Surveyors of Lima, Ohio, is hereby authorized to assist said Mayor and Village in procuring and obtaining financial assistance as set forth above, all the same to be done in pursuance to a contract of employment providing for professional services and authorized by Resolution No. 76-12 of the Village.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health safety and welfare and for the further reason that it is necessary to provide a wastewater system and treatment facility for the inhabitants of the Village. This Resolution shall be in full force and effect from and immediately after its passage.

Passed: July 12, 1976


Mayor

Attest:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 76-14

Passed July 12 1976

WHEREAS, the U.S. Environmental Protection Agency has amended part 35 of title 40CFR to include regulations for user charge systems pursuant to Section 204(b) of the Federal Water Pollution Control Act Amendments of 1972;

WHEREAS, U.S. Environmental Protection Agency has amended part 35 of title 40CFR to include regulations for industrial cost recovery pursuant to Section 204(b) of the Federal Water Pollution Control Act Amendments of 1972; and whereas regulations require that an industrial cost recovery system be adopted by all recipients of sewage treatment works grants;

And, WHEREAS, the U.S. Environmental Protection Agency amended part 35 of title 40 CFR to require sewer use legislation;

NOW, THEREFORE, be it resolved that the Village of Antwerp hereby provides assurance to the U.S. Environmental Protection Agency that it has the legal, institutional, managerial and financial capability to ensure construction and proper operation and maintenance of treatment works throughout its jurisdiction; and agrees to pay all non-federal project costs;

That the Village of Antwerp hereby provides assurance that prior to a request for 50% payment of a Step 3 grant it will submit evidence of timely development of a system to assure that each recipient of waste treatment services within the jurisdiction of the cost of operation and maintenance, including replacement, of treatment works provided by the Village of Antwerp, and that prior to a request for an 80% payment of a Step 3 grant it will establish a system of user charges in accordance with part 35 of title 40 as amended. Ad valorem taxes will not be used in the formulation of the user charge system.

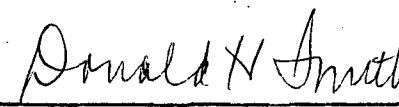
Further, be it resolved that the Village of Antwerp hereby provides assurance that prior to request for a 50% payment of the Step 3 grant it will submit evidence of timely development of an industrial cost recovery system and prior to request for 80% payment of the Step 3 grant it will establish an industrial cost recovery system in accordance with Part 35 of title 40 as amended;

The Village of Antwerp will require signed letters of intent, where appropriate, from each significant industrial user, as defined by Section 35.925-12 to pay that portion of the grant amount allocable to treatment of its wastes. Each such letter includes a statement of the industrial user's intended period of use of the treatment works. The Village of Antwerp agrees to require all industrial users to pay that portion of the grant amount allocable to treatment of waste from such users.

Further, that the Council of the Village of Antwerp acting in regular session by three-fourths vote of all the members elected thereto did suspend the rules and passed this Resolution upon one reading, the same being in the nature of an emergency for the protection of the public health and safety and that the same shall take effect and be in force from and after the earliest period allowed by law.

Passed: July 12, 1976


Mayor

Attest: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Resolution
Ordinance No. 76-15

Passed August 2 1976

A RESOLUTION DETERMINING TO PROCEED
WITH THE ELECTION UPON THE PROPOSED
ISSUE OF BONDS FOR THE PURPOSE OF
ACQUIRING A FIRE ENGINE AND APPURTENANT
FIRE APPARATUS AND DECLARING AN EMER -
GENCY.

WHEREAS, Council of the Village of Antwerp on the 12th day of July, 1976, duly adopted Resolution No. 76-11 for the submission to the electors of said Village of the question of the issuance of bonds in the sum of \$66,000 for the purpose of acquiring a fire engine and appurtenant fire apparatus and of the levy of a tax to provide for the payment thereof at the general election to be held therein on the 2nd day of November, 1976; and

WHEREAS, THE county Auditor of Paulding County has certified to Council that the average annual tax levy throughout the life of the bonds which would be required to pay the interest on and retire such bonds, assuming that they are all issued in one series and that the amount of the tax list of this Village remains the same throughout the life of said bonds as the amount of the list for the current year, is 2.0 mills for each one dollar of valuation, which amounts to 20 cents for each one hundred dollars of valuation;

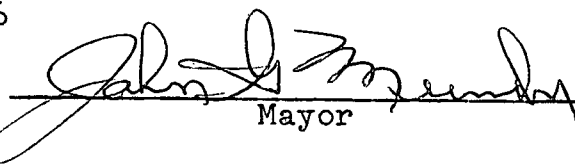
NOW, THEREFORE, BE IT RESOLVED by the Council of the Village, of Antwerp, Paulding County, Ohio:

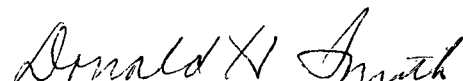
Section 1. That Council hereby determines to proceed with the issuance of such bonds and the Clerk-Treasurer is hereby authorized and directed to certify to the Board of Elections (1) a copy of this resolution, (2) the certification of the County Auditor as to the average annual tax levy as estimated by such Auditor, and (3) a copy of the aforesaid resolution declaring the necessity of such bond issue which provides for the maximum number of years to retire such bonds, namely ten years, and which number of years is hereby certified to such Board of Elections; and that this Council hereby requests said Board of Elections to give notice of said election and to prepare the necessary ballots and supplies for said election in accordance with law.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this municipality and for the further reason that the resolution must be filed with the Director of Elections of Paulding County not later than 4 p.m., August 4, 1976 in order to submit such bond issue to the electors on November 2, 1976; wherefore, this resolution shall be in full force and effect from and immediately after its adoption by Council.

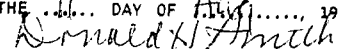
Adopted: August 2, 1976


Mayor

Attest: 
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING RES 76-15 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 4th DAY OF Aug. 1976, AND ON THE 11th DAY OF Aug. 1976.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-16

Passed December 13

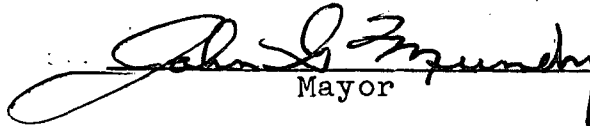
1976

AN ORDINANCE ENACTED UNDER CHAPTER 713 OF THE OHIO REVISED CODE GOVERNING THE INCORPORATED PARTS OF THE VILLAGE OF ANTWERP, OHIO, TO REGULATE AND RESTRICT THE LOCATION AND USE OF BUILDINGS, AND STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE, PUBLIC AND SEMI-PUBLIC OR OTHER SPECIFIED USES; AND TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS AND OTHER STRUCTURES; TO REGULATE AND DETERMINE THE AREA; TO REGULATE AND LIMIT THE DENSITY OF POPULATION; AND TO DIVIDE THE VILLAGE INTO DISTRICTS, ESTABLISHING THE BOUNDARIES THEREOF; PROVIDE FOR CHANGES IN THE REGULATIONS AND BOUNDARIES OF SUCH DISTRICTS; DEFINE CERTAIN TERMS USED HEREIN; PROVIDE FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE; AND TO ESTABLISH A BOARD OF ZONING APPEALS AND DEFINE THE POWERS AND DUTIES OF SAID BOARD OF APPEALS.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO (three-fourths of its members elected thereto concurring):

Section 1. That the Zoning Ordinance containing text and map, the sections of which are designated by numbers for codification purposes, and which is on file in the Clerk's office, be and the same is hereby adopted.

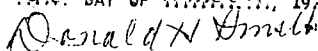
PASSED: January 10, 1977


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 76-16 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 23 DAY OF March, 1977, AND ON THE 23 DAY OF March, 1977.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-17

Passed December 13

1976

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1977.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said village of Antwerp during the fiscal year ending December 31, 1977, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction
Class:

210 Personal Services	\$2500.00	
240 Supplies and Materials	<u>1000.00</u>	
Total for Mayor		\$3500.00

CLERK/CLERK-TREASURER

210 Personal Services	\$1500.00	
240 Supplies and Materials	<u>500.00</u>	
Total for Clerk/Clerk-Treasurer		\$2000.00

SOLICITOR/LEGAL ADVISOR

210 Personal Services	\$1000.00	
240 Supplies and Materials	<u>1000.00</u>	
Total for Solicitor/Legal Advisor		\$2000.00

ELECTIONS

240 Supplies and Materials	\$1200.00	
Total for Elections		\$1200.00

COUNCIL

210 Personal Services	\$2400.00	
240 Supplies and Materials	<u>300.00</u>	
Total for Council		\$2700.00

MUNICIPAL BUILDING

240 Supplies and Materials	\$4000.00	
Total for Municipal Building		\$4000.00

INS., BONDS, CODE SERV. & MISC.

240 Supplies and Materials	\$4000.00	
Total for Ins., Bonds, Code Serv. & Misc.		\$4000.00

Total for General Governmental Services
(Program Code:70)

\$19,400.00

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-17 continued Passed December 13 1976

SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$ <u>21,500.00</u>
240	Supplies and Materials	<u>10,000.00</u>
250	Capital Outlay	<u>2,500.00</u>
	Total for Police Department	\$ <u>34,000.00</u>

FIRE DEPARTMENT

210	Personal Services	\$ <u>8,500.00</u>
240	Supplies and Materials	<u>7,000.00</u>
	Total for Fire Department	\$ <u>15,500.00</u>

Total for Security of Persons and Property
(Program Code:10) \$49,500.00

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY

240	Supplies and Materials	\$ <u>2,738.00</u>
	Total for Cemetery	\$ <u>2,738.00</u>

Total for Public Health Services
(Program Code:20) \$ 2,738.00

SOCIAL SERVICES (PROGRAM CODE:30) CORRECTIVE INSTITUTIONS (JAILS, ETC.)

SUPPORT OF PRISONERS

240	Supplies and Materials	\$ <u>200.00</u>
	Total for Support of Prisoners	\$ <u>200.00</u>

Total for Social Services
(Program Code:30) \$ 200.00

LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

210	Personal Services	\$ <u>2400.00</u>
240	Supplies and Materials	<u>1000.00</u>
250	Capital Outlay	<u>1000.00</u>
	Total for Parks and Playgrounds	\$ <u>4400.00</u>

RECREATION PROGRAMS

240	Supplies and Materials	\$ <u>350.00</u>
	Total for Recreation Programs	\$ <u>350.00</u>

FREE PUBLIC MUSEUM

240	Supplies and Materials	\$ <u>350.00</u>
	Total for Free Public Museum	\$ <u>350.00</u>

Total for Leisure Time Activities
(Program Code:40) \$5100.00

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)


PLANNING COMMISSION

210	Personal Services	\$ <u>600.00</u>
240	Supplies and Materials	<u>400.00</u>
	Total for Planning Commission	\$ <u>1000.00</u>

Form No. 2806-A

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)
WATER SYSTEM OPERATIONS

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 76-17 continued

Passed December 13 19 76

WATER SUPPLY

210	Personal Services	\$ 3,000.00
240	Supplies and Materials	<u>10,000.00</u>
	Total for Water Supply	\$ <u>13,000.00</u>

WATER FILTRATION

210	Personal Services	\$ 3,000.00
240	Supplies and Materials	<u>10,000.00</u>
250	Capital Outlay	<u>25,000.00</u>
	Total for Water Filtration	\$ <u>38,000.00</u>

WATER PUMPING

210	Personal Services	\$ 2,000.00
240	Supplies and Materials	<u>10,000.00</u>
	Total for Water Pumping	\$ <u>12,000.00</u>

ADMINISTRATION-WATER

210	Personal Services	\$4,000.00
240	Supplies and Materials	<u>5,000.00</u>
	Total for Administration-Water (Sub-Program Code: 57)	\$ <u>9,000.00</u>
	Total for Water (Revenue) Fund (Program Code: 50)	\$ <u>72,000.00</u>

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)

SEWER MAINTENANCE

210	Personal Services	\$ 9,500.00
240	Supplies and Materials	<u>30,000.00</u>
	Total for Sewer Maintenance	\$ <u>39,500.00</u>

SEWER CONSTRUCTION

250	Capital Outlay	\$ <u>650,000.00</u>
	Total for Sewer Construction	\$ <u>650,000.00</u>
	Total for Sewer (Revenue) Fund (Program Code: 50)	\$ <u>689,500.00</u>

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	\$6000.00
260	Payment of Interest	<u>976.25</u>
	Total for General Bond Retirement Fund	\$ <u>6,976.25</u>

ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-17 continued Passed December 13 19 76

STREET LIGHTING

240 Supplies and Materials \$10,200.00

Total for Street Lighting Fund \$10,200.00

PERMISSIVE TAX

240 Supplies and Materials \$10,000.00

Total for Permissive Tax Fund \$10,000.00

Section 16. That there be appropriated from the FEDERAL REVENUE SHARE FUND

FEDERAL REVENUE SHARE

210 Persoanl Services \$8,000.00

Total for Federal Revenue Share Fund \$8,000.00

TOTAL ALL APPROPRIATIONS \$909,624.25

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expenses constituting a legal obligation against the Village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed December 13, 1976

John S. Mundy
Mayor

Attest:

Donald X Smith
Clerk

Posted:
Smith Store
Antwerp Exchange Bank
Wm S Bricker DDS
Antwerp Hardware
Antwerp Town Hall

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord 76-17 WAS PUBLISHED IN THE ANTWERP BEAVER IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 30 DAY OF Dec., 1976, AND ON THE DAY OF 1976

Donald X Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-17 continued

Passed December 13

19 76

CERTIFICATE

Section 5705.39, R.C. - "No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio, Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Resolution is taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this _____ day of _____ 19____.

Donald H. Smith
Clerk of the Village of

Antwerp

Paulding County, Ohio

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 76-18

Passed December 13 1976

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1977, salaries of Village Officials and Employees be as follows:

Mayor -- \$2,000.00 per year
Council -- \$400.00 per year
Clerk-Treasurer -- \$1,200.00 per year
Chief of Police -- \$10,225.00 per year
Policeman - Parttime -- \$3.00 per hour
Policeman - Probationary fulltime (no training) -- \$8,820.00 per yr.
Policeman - Regular (with Basic training) -- \$9,030.00 per year
Street Commissioner -- \$3,000.00 per year
Fire Chief -- \$500.00
Secretary, Antwerp Fire Dept. -- \$150.00 per year
Assistant Fire Chief -- \$6.00 per meeting, \$8.00 first hr.,
\$6.00 per Add'l hr./fire
Volunteer Fireman -- \$3.00 per meeting, \$5.00 first hr.,
\$3.00 per Add'l hr./fire
Emergency Vehicle Crew -- \$3.00 per hour
Fire Department Mechanic - Maintenance -- \$120.00 per year
Board of Public Affairs -- \$400.00 per year
Water Superintendent and Clerk of the Board of Public Affairs
(includes Sewer System Billings) -- \$9,600.00 per year
Class A Labor -- \$3.00 per hour
Class B Labor -- \$2.50 per hour

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 75-18 and any other Ordinances inconsistent herewith.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village and in order that said salaries may be included in the Village appropriations for the year 1977.

Adopted: December 13, 1976

Donald X Smith
Clerk-Treasurer

John S. Zund
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING OKD-76-18 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 5 DAY OF JAN, 1977, AND ON THE 12 DAY OF Feb, 1977.
Donald X Smith

RECORD OF ORDINANCES

Ordinance No. Resolution 77-1 Passed January 10 1977

RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND
CERTIFYING THEM TO THE COUNTY AUDITOR

The Council of the Village of Antwerp, Paulding County, Ohio, met in regular session on the 10th day of January, 1977, at the office of Council Chambers with the following members present: Butyok, Cromley, Johnson, Brown and Price.

Mr. Cromley moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1977; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County, Ohio, that the amounts and rates as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

(see attached Schedule A & B)

and be it further

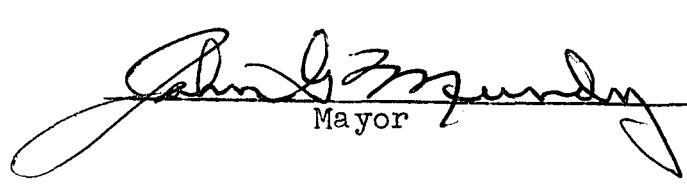
RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Butyok seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Butyok	Yea
Mr. Cromley	Yea
Mr. Johnson	Yea
Mr. Brown	Yea
Mr. Price	Yea

Adopted the 10th day of January, 1977.

Attest:


Mayor


Clerk

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation				Amount Approved by Budget Com- mission Inside 10 Mill Limitation				County Auditor's Estimate of Tax Rate to be Levied				
									Inside 10 Mill Limit	Outside 10 Mill Limit			
	Column II				Column IV				V	VI			
General Fund			8	216	00			27	389	00	1.80	6.00	
General Bond Retirement Fund								4	2800			.90	
Park Fund													
Recreation Fund													
Cemetery Fund								2	738	00		.60	
Fund													
TOTAL				8	216	00			34	235	00	1.80	7.50

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II)
General Fund:		
Current expense levy authorized by voters on , 1975,		
for not to exceed 5 years.	2.00	9729 00
Current expense levy authorized by voters on , 1975,		
for not to exceed 5 years.	1.00	4565 00
Total General Fund outside 10 m. Limitation.		
Park Fund: Levy authorized by voters on , 19 ,		
for not to exceed years.		
Recreation Fund: Levy authorized by voters on , 19 ,		
for not to exceed years.		
ST. CEMETERY Fund: Levy authorized by voters on JUNE 8 , 1976,		
for not to exceed 5 years.	.06	2738 00

LEVELS OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVELS

[illegible]

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 77-2

Passed February 14 19 77

A RESOLUTION AUTHORIZING THE EMPLOYMENT OF
KOHLI AND KALIHAR ASSOCIATES, LIMITED, TO
PROVIDE ENGINEERING SERVICES FOR SEWAGE
DISPOSAL SYSTEM

WHEREAS, the Village of Antwerp has previously, under Resolution No. 76-12 hired the firm of Kohli & Kaliher Associates, Limited, of Lima, Ohio, to prepare certain professional engineering work and perform certain professional engineering services for said Village, and

WHEREAS, the Federal Agencies, to wit: The Farmers Home Administration and the Environmental Protection Agency has now revised their various regulations concerning contracts with Professional Engineers upon a consulting basis for the purposes heretofore stated, and

WHEREAS, said engineering firm has not completed all of its services necessary for the engineering and construction of said sewerage and water treatment facility,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Mayor be and hereby is authorized to execute a certain agreement for the rendering of professional services to the Village of Antwerp, Ohio, by Kohli & Kaliher Associates, Limited, of Lima, Ohio, in accordance with a certain contractual agreement prepared and submitted by the engineering firm on the 14th day of February, 1977, to said Village of Antwerp, and that the Clerk of the Village attest to the signature of the Mayor.

Section 2. That the Village Clerk and Treasurer further certify that the money required to meet the obligations of said Village during the year 1977 under the said contract have been lawfully appropriated by the council of said Village, or in the process of collection to the credit of an appropriate fund free from any previous encumbrances.

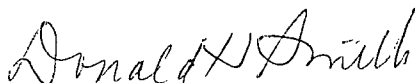
Section 3. That Resolution No. 76-12, be and the same is hereby repealed upon the effective date of this Resolution.

Section 4. This resolution shall be in full force and effect from and immediately after its passage.

Passed: February 14, 1977

ATTEST:


Mayor



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77 -3

Passed May 9

19 77

AN ORDINANCE ESTABLISHING A SCHEDULE OF FEES, CHARGES, AND EXPENSES, AND A COLLECTION PROCEDURE FOR ZONING PERMITS, AMENDMENTS, APPEALS, VARIANCES, CONDITIONAL USE PERMITS, AND OTHER MATTERS RELATING TO THE ADMINISTRATION AND ENFORCEMENT OF ZONING.

WHEREAS, The Village of Antwerp, Ohio has previously enacted Ordinance No. 76-16 providing for zoning for the Village of Antwerp, Ohio, and,

WHEREAS, Section 513 of Ordinance No. 76-16 requires that a separate Ordinance be enacted to establish a schedule of fees, charges and expenses, and a collection procedure for zoning permits, amendments, appeals, variances, conditional use permits, plan approvals, and other matters pertaining to the administration and enforcement of Ordinance No. 76-16.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

Section 1. That all the following fees shall be collected upon the initial application or appeal and no action shall be taken on any matter until the fee is paid.

Section 2. Be it further ordained that the fees shall be as follows:

The fee for each zoning or building permit shall be	\$20
The fee for each Appeal to the Board of Zoning Appeals shall be	\$20
The fee for each Application for Variance shall be	\$20
The fee for each Conditional Use Permit shall be	\$20
The fee for each plan approval shall be	\$25
The fee for each Re-Zoning Application shall be	\$250

Section 3. It is further ordained that the fee schedule herein enacted shall be posted in the Office of the Zoning Inspector.

Section 4. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of the Village's offices and shall therefore become effective immediately upon passage.

Passed : May 9, 1977

Attest:

Donald H. Smith
Clerk

John G. Zund
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 77-3 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 18 DAY OF May, 19 77, AND ON THE 25 DAY OF May, 19 77.

Donald H. Smith

VILLAGE OF ANTWERP
DONALD H. SMITH
CLERK-TREASURER
ANTWERP, OHIO 45813

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 77-4

Passed June 13 19 77

ADOPTING THE BUDGET OF THE VILLAGE OF ANTWERP FOR THE FISCAL YEAR BEGINNING JANUARY 1, 1978, AND SUBMITTING THE SAME TO THE COUNTY AUDITOR.

WHEREAS, there has been prepared a tentative budget for the Village of Antwerp for the fiscal year beginning January 1, 1977, showing detailed estimates of all balances that will be available at the beginning of the year 1977, for the purposes of such year, and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types or classes of revenues; also estimates of all expenditures or charges in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law, and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of the Village Clerk and the office of the Clerk of Council, and

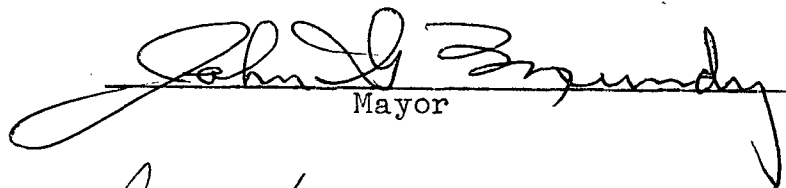
WHEREAS, the Council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the budget of the Village of Antwerp, for the fiscal year beginning January 1, 1978, heretofore prepared and submitted to this Council, copies of which have been and are on file in the offices of the Village Clerk and the Clerk of Council, be, and it is hereby adopted, as the official budget of the Village of Antwerp, for the fiscal year beginning January 1, 1978.

Section 2. That the Clerk be, and he is hereby authorized and directed to certify a copy of said budget and a copy of this Resolution and to transmit the same to the Auditor of Paulding County, Ohio.

Passed: June 13, 1977


Mayor

Attest: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-5

Passed July 11, 1977

AN ORDINANCE PROVIDING FOR RETAINING CERTAIN LEGAL SERVICES OF SQUIRE, SANDERS & DEMPSEY IN CONNECTION WITH ELECTION PROCEEDINGS FOR BONDS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio:

Section 1. The legal services of the law firm of Squire, Sanders & Dempsey be and are hereby retained, such legal services to be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the submission to the electors at the election to be held on November 8, 1977, of a bond issue in the amount of \$60,000. In rendering such legal services, as an independent contractor and in an attorney-client relationship said firm shall not exercise any administrative discretion on behalf of this Village in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county, or cities or of this Village, or the execution of public trusts.

Section 2. For such legal services said firm shall be paid fees now estimated at \$350, and shall be reimbursed for actual out-of-pocket expenses (including, but not limited to, travel, long-distance telephone and duplicating expenses) incurred in rendering such legal services, and the Clerk-Treasurer is hereby authorized and directed to make appropriate certification as to the availability of funds for such fees and reimbursement and to issue an appropriate order for the payment of the same as the same shall become payable.

Section 3. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Village, and for the further reason that the initial proceedings with respect to such election must be filed with the County Auditor by July 21, 1977; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Passed: July 11, 1977

Mayor

Attest:

Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 77-5 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 23 DAY OF July, 1977, AND ON THE 23 DAY OF July, 1977.

Ronald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 77-6

Passed July 11, 1977

A RESOLUTION DETERMINING TO SUBMIT TO THE ELECTORS OF THE VILLAGE OF ANTWERP THE QUESTION OF ISSUING BONDS FOR THE PURPOSE OF ACQUIRING A FIRE ENGINE AND APPURTENANT FIRE APPARATUS, AND DECLARING AN EMERGENCY,

BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

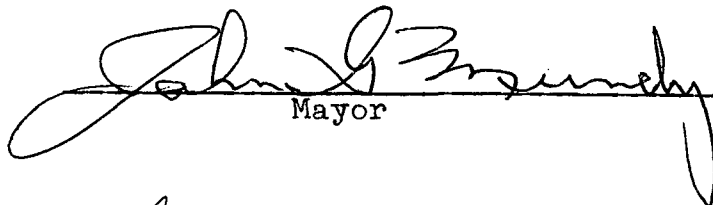
Section 1. That for the purpose of acquiring a fire engine and appurtenant fire apparatus it is necessary to issue bonds of this municipality in the amount of \$60,000, that it is necessary to levy a tax outside of the limitation imposed by Section 2 of Article XII of the Ohio Constitution to pay interest on and to retire said bonds; that, pursuant to the provisions of Section 133.09, Revised Code, the question of the issuance of said bonds and the levy of such tax shall be submitted to the electors of this municipality at the general election to be held therein on the 8th day of November, 1977; that the approximate date of said bonds will be December 1, 1977; that said bonds will be payable in ten annual installments in substantially equal annual amounts during the period of ten years after the authorization thereof; and that said bonds will bear interest at a rate now estimated at five and one-half per centum ($5\frac{1}{2}\%$) per annum, payable semi-annually.

Section 2. That the Clerk-Treasurer is hereby directed to certify a copy of this resolution to the County Auditor of Paulding County for the calculation of the average annual tax rate expressed in dollars and cents for each one hundred dollars of valuation as well as in mills for each one dollar of valuation, required throughout the life of the bonds to pay the interest on and to retire such bonds, assuming that they are all issued in one series and that the amount of the tax list for this municipality remains the same throughout the life of the bonds.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this municipality and for the further reason that the resolution must be filed with the Auditor of Paulding County not later than July 21, 1977 in order to submit such bond issue to the electors on November 8, 1977; wherefore, this resolution shall be in full force and effect from and immediately after its adoption by Council.

Adopted: July 11, 1977


Mayor

Attest: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-7

Passed July 11, 19 77

ENACTING THE 1977 CUMULATIVE SUPPLEMENT TO THE VILLAGE CODE OF ORDINANCES ADOPTED BY COUNCIL ON JUNE 10, 1974, PURSUANT TO ORDINANCE NO. 74-4.

WHEREAS, the Council of the Village has heretofore adopted the 1974 edition of the Basic Code of Ordinances for adoption by Ohio Villages, published by the W.H. Anderson Company, and

WHEREAS, a supplement to said Basic Code has been published,

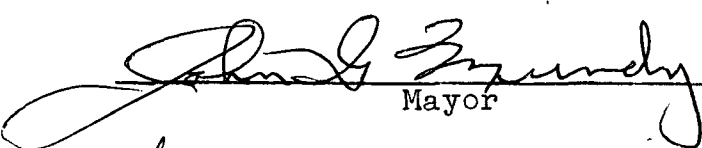
NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the 1977 Cumulative Supplement of the 1974 edition of the Basic Code of Ordinances for adoption by the Ohio Villages published by The W.H. Anderson Company in book form is hereby adopted and incorporated into said code by reference pursuant to the provisions of Section 731.23.1 of the Revised Code of Ohio, except Section 73.39--Citation Tag and Written Plea of Guilty; and Section 73.99 (H, I, & J)--Penalties.


Section 2. That a complete copy of said supplement is on file with the Clerk of Council for inspection by the public and also on file in the County Law Library, and said Clerk has copies available for distribution to the public at cost.

Section 3. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the present general ordinances of the Village have been supplemented and superseded by new statutes passed by the State Legislature and it is necessary that the present form and substance for the complete preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of its affairs and shall therefore become effective immediately upon passage.

Passed: July 11, 1977

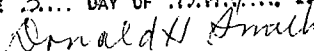

Mayor

Attest:


Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 77-7... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.23 REVISED CODE, ON THE 21 DAY OF July, 19 77, AND ON THE 3... DAY OF Aug. 19 77.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-8

Passed July 11, 1977

ORDINANCE RESTRICTING THE HOURS WHICH VEHICLES MAY BE PARKED IN AND UPON THE GROUNDS OF ANY PUBLIC PARK IN THE VILLAGE OF ANTWERP, OHIO AND FURTHER PROHIBITING ANIMALS IN ALL PUBLIC PARKS IN THE VILLAGE OF ANTWERP, OHIO.

BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio as follows:

Section 1. No person being the owner of any animal or fowl or harboring or having charge or control of any animal or fowl, shall permit such animal or fowl to be in and on all public parks in the Village of Antwerp, Ohio at any time.

Section 2. No person shall be permitted to park any vehicle in any public park in the Village of Antwerp, Ohio between the hours of 10:30 p.m. and 7:00 a.m. without first having obtained a permit to park any vehicle in said park from the Antwerp Village Police Department.

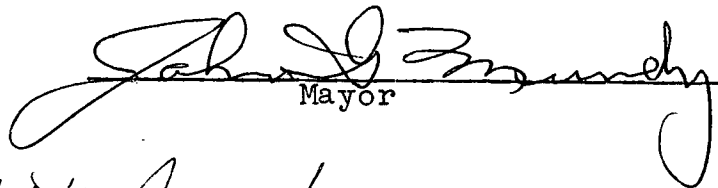
In issuing said permit, the Police Department shall first satisfy itself that the person or persons requesting the permit shall have a lawful purpose in said park.

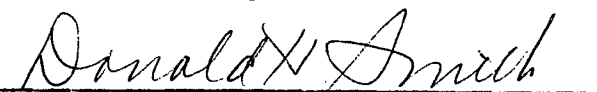
Section 3. Whoever violates Section I of this Ordinance shall be fined not more than One Hundred and no/100 Dollars (\$100.00).

Section 4. Whoever violates Section II of this Ordinance shall be fined not more than One Hundred and no/100 Dollars (\$100.00).

Section 5. This Ordinance is declared to be an emergency measure for the immediate preservation of the public peace, health, safety and welfare of the Village of Antwerp, Ohio and therefore shall become effective immediately upon passage.

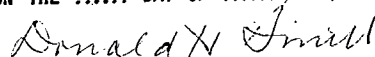
Passed: July 11, 1977


Mayor

Attest: 
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING... ORD. 77-8... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 13 DAY OF July, 1977, AND ON THE 20 DAY OF July, 1977.



RECORD OF ORDINANCES

Resolution

Ordinance No. 77-9

Passed August 8, 1977

A RESOLUTION DETERMINING TO PROCEED WITH THE ELECTION UPON THE PROPOSED ISSUE OF BONDS FOR THE PURPOSE OF ACQUIRING A FIRE ENGINE AND APPURTENANT FIRE APPARATUS, AND DECLARING AN EMERGENCY.

WHEREAS, Council of the Village of Antwerp on the 11th day of July, 1977, duly adopted Resolution No. 77-6 for the submission to the electors of said Village of the question of the issuance of bonds in the sum of \$60,000 for the purpose of acquiring a fire engine and appurtenant fire apparatus and of the levy of a tax to provide for the payment thereof at the general election to be held therein on the 8th day of November, 1977; and

WHEREAS, the County Auditor of Paulding County has certified to Council that the average annual tax levy throughout the life of the bonds which would be required to pay the interest on and retire such bonds, assuming that they are all issued in one series and that the amount of the tax list of this Village remains the same throughout the life of said bonds as the amount of the list for the current year, is 1.68 mills for each one dollar of valuation which amounts to 16.8 cents for each one hundred dollars of valuation;

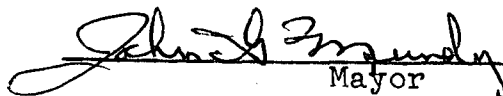
NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

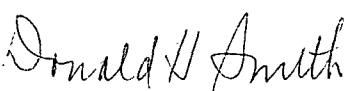
Section 1. That Council hereby determines to proceed with the issuance of such bonds and the Clerk-Treasurer is hereby authorized and directed to certify to the Board of Elections (1) a copy of this resolution, (2) the certification of the County Auditor as to the average annual tax levy as estimated by such Auditor, and (3) a copy of the aforesaid resolution declaring the necessity of such bond issue which provides for the maximum number of years to retire such bonds, namely ten years, and which number of years is hereby certified to such Board of Elections; and that this Council hereby requests said Board of Elections to give notice of said election and to prepare the necessary ballots and supplies for said election in accordance with law.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this municipality and for the further reason that the resolution must be filed with the Director of Elections of Paulding County not later than 4 p.m., August 10, 1977 in order to submit such bond issue to the electors on November 8, 1977; wherefore, this resolution shall be in full force and effect from and immediately after its adoption by Council.

Adopted: August 8, 1977


Mayor

Attest: 
Clerk

RECORD OF ORDINANCES

Ordinance No......

Passed.....*19*.....

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 77-10

Passed August 22, 1977

RESOLUTION DECLARING IT A NECESSITY TO LEVY A TAX EXCESS OF THE TEN MILL LIMITATION

BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, State of Ohio, two-thirds (2/3) of all the members elected thereto concurring:

Section 1.

That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by Ohio Revised Code S 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide an adequate amount for the necessary requirements of said village and that it is necessary for the purpose of providing additional funds for current expenses of the village; That taxes be levied on the taxable property in said village for a period of five (5) years at a rate in excess of such maximum rate authorized by Ohio Revised Code S 5705.02.

Section 2.

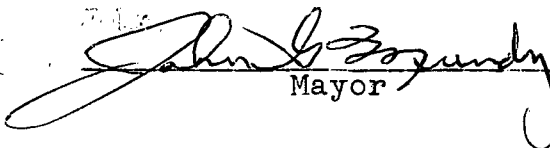
That it is necessary to renew the levy of taxes for the years 1977, 1978, 1980, and 1981 for each year of .5 mills on each dollar of tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said Ohio Revised Code S 5705.02.

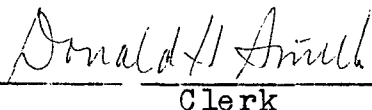
Section 3.

That the clerk be and he is hereby directed to certify a copy of this Resolution to the Board of Elections of Paulding County, Ohio in order that said Board of Elections may make the necessary arrangements for the submission of said question to the electors of said village as provided by law.

Passed: August 22, 1977

Attest:


Mayor


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-11

Passed August 22 19 77

RESOLUTION DECLARING IT A NECESSITY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, State of Ohio, two-thirds (2/3) of all the members elected thereto concurring:

Section 1.

That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by Ohio Revised Code S 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide an/adequate amount for the necessary requirements of said village, and that it is necessary for the purpose of providing additional funds for current expenses of the village (fire protection); That taxes be levied on the taxable property in said village for the periods of five (5) years at a rate in excess of such maximum rate authorized by the Ohio Revised Code S 5705.02

Section 2.

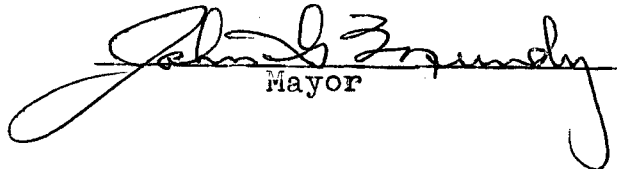
That it is necessary to renew the laevy of taxes for the years 1977, 1978, 1979, 1980, and 1981 at the rate for each year of two (2) mills on each dollar of the tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by the Ohio Revised Code S 5705.02.

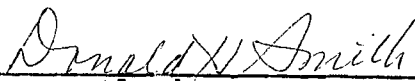
Section 3.

That the clerk be and he is hereby directed to certify a copy of this resolution to the Board of Elections of Paulding County, Ohio in order that said Board of Elections may make the necessary arrangements for submission of such question to the electors of said village as provided by law.

Passed: August 22, 1977

Attest:


Mayor


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord 77-11 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE DAY OF, 19....., AND ON THE DAY OF, 19.....

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-12

Passed August 22, 1977

RESOLUTION DECLARING IT A NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, State of Ohio, two-thirds (2/3) of all the members elected thereto concurring:

Section 1.

That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by Ohio Revised Code S 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide adequate amount for the necessary requirements of said Village and that it is necessary for the purpose of providing additional funds for current expenses of the Village, that taxes be levied on the taxable property in said village for the period of five (5) years at a rate in excess of such maximum rate authorized by said Ohio Revised Code S 5705.02.

Section 2.

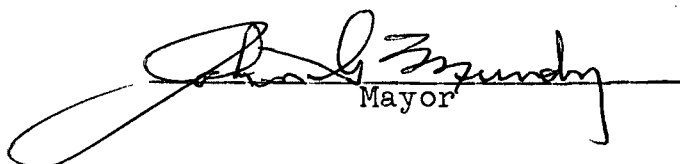
That it is necessary to renew the levy of taxes for the years 1977, 1978, 1979, 1980, and 1981 at the rate for each year of one mill on each dollar of the tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said Ohio Revised Code S 5705.02.

Section 3.

That the Clerk be, and he is hereby directed to certify a copy of this Resolution to the Board of Elections of Paulding County, Ohio in order that said board may make the necessary arrangements for the submission of such question to the electors of said Village, as provided by law.

Passed: August 22, 1977

Attest:


Mayor



Clerk

CERTIFICATE OF PUBLICATION

~~THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING Ord. 77-12... WAS
PUBLISHED IN THE ANTWERP BEE-ARGUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE DAY OF, 19....., AND
ON THE DAY OF, 19.....~~

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-13

Passed September 12 1977

AN ORDINANCE TO AMEND SECTION 408 OF ORDINANCE NO. 76-16 OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO AND PROVIDE FOR A DIFFERENT VOTING PROCEDURE FOR THE BOARD OF ZONING APPEALS

WHEREAS, the Council of the Village of Antwerp, Paulding County, Ohio has heretofore adopted a zoning ordinance being Ordinance No. 76-16.

WHEREAS, it is necessary to amend said zoning ordinance for the orderly operation of the Board of Zoning Appeals within said Village.

NOW THEREFORE, be it ordained by the Council of the Village of Antwerp, Ohio as follows:

Section I: Section 408 of Ordinance No. 76-16 is hereby repealed.

Section II: That Section 408 of Ordinance No. 76-16 of the Village of Antwerp, Paulding County, Ohio is amended and enacted as follows:

In exercising its duties, the Board may hear appeals from the decisions of the Zoning Inspector and, as long as such action is in conformity with the terms, spirit, and intent of this ordinance, reverse or affirm, wholly or partly, or modify the order, requirement, decision or determination so appealed. The concurring vote of three (3) members of the Board shall be necessary to reverse any order, requirements, decision, or determination of the Zoning Inspector, or to decide in favor of the applicant on any matter which it is required to pass under this ordinance or to effect any variation in the application of this ordinance or to effect any variation in the application of this ordinance. For the purpose of this ordinance, the Board has the following specific responsibilities:

1. To hear and decide appeals where it is alleged there is an error in any order, requirement, decision, interpretation, or determination made by the Zoning Inspector;
2. To authorize such variances from the terms of this ordinance as will not be contrary to the public interest, where, owing to the special conditions, a literal enforcement of this ordinance will result in unnecessary hardship, and so that the spirit of this ordinance shall be observed and substantial justice done;
3. To grant conditional use permits under the conditions specified in Section 420 including such additional safeguards as will uphold the intent of this ordinance.

Section III: That this ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village for the reason that the Board of Zoning Appeals cannot properly conduct hearings without such ordinance and this ordinance shall therefore become effective immediately upon its passage.

Passed: September 12, 1977

Attest: Donald H. Smith
Clerk

John B. Zengendy
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD 77-13 WAS PASSED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, ON THE DAY OF, 19....., AND ON THE DAY OF, 19.....

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Ordinance No. 77-14

Passed November 14 19 77

AN EMERGENCY ORDINANCE ENACTED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO UNDER THE SUPERVISION OF THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO.

WHEREAS, the public interest demands the improvement hereinafter described.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

SECTION I - The public interest demands the improvement of the at-grade crossing of S.R. 49-13.45 (Main Street) and the track(s) of the Norfolk and Western Railroad Company by the reconstruction of the at-grade crossing pavement and any approach work necessary, including approach signing and striping and being hereinafter referred to as the Project.

SECTION II - The Village does hereby give its consent to the Project and its administration by the Director of the Ohio Department of Transportation.

SECTION III - The Village further agrees to cooperate with the Director of Transportation by providing for the maintenance of highway traffic during the construction of the improvement by either closing the road with no signed detour or by designating a temporary detour with all necessary incidentals and assuming and bearing the entire cost thereof.

SECTION IV - The Village hereby agrees that the Department of Transportation of the State of Ohio shall be and is saved harmless from any and all damages or claims thereof arising from or growing out of the certification or obligation made or agreed to hereinabove.

Attest

Donald H. Smith
Clerk

Richard J. Butyok
President of Council

Approved

John G. Zundry
Mayor

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 77-14 passed November 14, 1977.

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ...ORD... 77-14... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE ...1... DAY OF ...March... 19...78... AND ON THE ...8... DAY OF ...March... 19...78...

Donald H. Smith

Donald H. Smith
Clerk

Accepted and approved

Attest

Carol Fisher

David L Meir

Director, Ohio Department of Transportation

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-15

Passed December 12, 1977

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1978, salaries of Village Officials and Employees be as follows:

Mayor -- \$2,000.00 per year
Council -- \$600.00 per year
Clerk-Treasurer -- \$1,500.00 per year
Chief of Police -- \$10,941.00 per year
Policeman - Parttime -- \$3.00 per hour
Policeman - Probationary fulltime (no Training) -- \$8,820.00 per yr.
Policeman - Regular (with Basic training) -- \$10,560.00 per year
Street Commissioner -- \$3,000.00 per year
Fire Chief -- \$500.00
Secretary, Antwerp Fire Department -- \$150.00 per year
Assistant Fire Chief -- \$6.00 per meeting, \$8.00 first hr.,
\$6.00 per Add'l hr./fire
Volunteer Fireman -- \$3.00 per meeting, \$5.00 first hr.,
\$3.00 per Add'l hr./fire
Emergency Vehicle Crew -- \$3.00 per hour
Fire Department Mechanic - Maintenance -- \$120.00 per year
Board of Public Affairs -- \$400.00 per year
Water Superintendent and Clerk of the Board of Public Affairs
(includes Sewer System Billings) -- \$9,600.00 per year
Class A Labor -- \$3.00 per hour
Class B Labor -- \$2.50 per hour

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 76-18 and any other Ordinances inconsistent herewith.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village and in order that said salaries may be included in the Village appropriations for the year 1978.

Adopted: December 12, 1977

Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING... Ord. 77-15 ... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE DAY OF, 19....., AND ON THE DAY OF, 19.....

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-16 Passed December 12 1977

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1978.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said village of Antwerp during the fiscal year ending December 31, 1978, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction
Class:

210 Personal Services	\$2500.00	
240 Supplies and Materials	<u>1000.00</u>	
Total for Mayor		\$ <u>3500.00</u>

CLERK/CLERK-TREASURER

210 Personal Services	\$1500.00	
240 Supplies and Materials	<u>500.00</u>	
Total for Clerk/Clerk-Treasurer		\$ <u>2000.00</u>

SOLICITOR/LEGAL ADVISOR

210 Personal Services	\$1000.00	
240 Supplies and Materials	<u>1000.00</u>	
Total for Solicitor/Legal Advisor		\$ <u>2000.00</u>

ELECTIONS

240 Supplies and Materials	\$1200.00	
Total for Elections		\$ <u>1200.00</u>

COUNCIL

210 Personal Services	\$3200.00	
240 Supplies and Materials	<u>300.00</u>	
Total for Council		\$ <u>3500.00</u>

MUNICIPAL BUILDING

240 Supplies and Materials	\$3000.00	
250 Capital Outlay	<u>2000.00</u>	
Total for Municipal Building		\$ <u>5000.00</u>

INS., BONDS, CODE SERV. & MISC.

240 Supplies and Materials	\$6000.00	
Total for Ins., Bonds, Code Serv. & Misc.		\$ <u>6000.00</u>

Total for General Governmental Services (Program Code:70)	\$ <u>23,200.00</u>
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-16 Passed December 12 19 77

SECURITY OR PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

210	Personal Services	\$23,000.00	
240	Supplies and Materials	<u>12,000.00</u>	
250	Capital Outlay	<u>5,000.00</u>	
	Total for Police Department		\$40,000.00

FIRE DEPARTMENT

210	Personal Services	\$7500.00	
240	Supplies and Materials	<u>8500.00</u>	
250	Capital Outlay	<u>5000.00</u>	
	Total for Fire Department		\$21,000.00

Total for Security of Persons and Property (Program Code:10)	\$61,000.00
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PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY

240	Supplies and Materials	\$3000.00	
	Total for Cemetery		\$3000.00

Total for Public Health Services (Program Code:20)	\$3000.00
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SOCIAL SERVICES (PROGRAM CODE:30) CORRECTIVE INSTITUTIONS (JAILS, ETC.)

SUPPORT OF PRISONERS

210	Personal Services	\$175.00	
	Total for Support of Prisoners		\$175.00

Total for Social Services (Program Code:30)	\$175.00
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LEISURE TIME ACTIVITIES (PROGRAM CODE:40)

PARKS AND PLAYGROUNDS

210	Personal Services	\$2500.00	
240	Supplies and Materials	<u>2000.00</u>	
250	Capital Outlay	<u>2000.00</u>	
	Total for Parks and Playgrounds		\$6500.00

RECREATION PROGRAMS

240	Supplies and Materials	\$750.00	
	Total for Recreation Programs		\$750.00

FREE PUBLIC MUSEUM

240	Supplies and Materials	\$350.00	
	Total for Free Public Museum		\$350.00


Total for Leisure Time Activities (Program Code:40)	\$7600.00
--	-----------

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

BUILDING INSPECTION

210	Personal Services	\$2000.00	
240	Supplies and Materials	<u>250.00</u>	
	Total for Building Inspection		\$2250.00

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 77-16 _____ Passed December 12 1977

ZONING BOARD

240 Supplies and Materials \$250.00
Total for Zoning Board \$250.00

SOLID WASTE DISPOSAL

240 Supplies and Materials \$1200.00
Total for Solid Waste Disposal \$1200.00

Total for Community Environment
(Program Code:50) \$3700.00

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

OFF-STREET PARKING

240 Supplies and Materials \$100.00
Total for Off-Street Parking \$100.00

ADMINISTRATIVE SUPPORT

210 Personal Services \$3000.00
Total for Administrative Support \$3000.00

Total for Transportation Facilities
(Program Code:60) \$3100.00

Section 3. 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 5705.40, R.C., the sum of

Grand Total GENERAL FUND appropriation \$101,775.00

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials \$9500.00
250 Capital Outlay 40,000.00
Total for Street Repairing \$49,500.00

Total for Street Construction, Maintenance and
Repair Fund (Program Code:60) \$49,500.00

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials \$4050.00
Total for Street Repairing \$4050.00

Total for State Highway Improvement Fund
(Program Code:60) \$4050.00

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)
WATER SYSTEM OPERATIONS

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-16

Passed December 12 1977

WATER SUPPLY

210	Personal Services	\$3000.00	
240	Supplies and Materials	<u>11,000.00</u>	
	Total for Water Supply		\$14,000.00

WATER FILTRATION

210	Personal Services	\$3000.00	
240	Supplies and Materials	<u>11,000.00</u>	
250	Capital Outlay	<u>1500.00</u>	
	Total for Water Filtration		\$15,500.00

WATER PUMPING

210	Personal Services	\$2000.00	
240	Supplies and Materials	<u>13,000.00</u>	
	Total for Water Pumping		\$15,000.00

ADMINISTRATION-WATER

210	Personal Services	\$4000.00	
240	Supplies and Materials	<u>5000.00</u>	
	Total for Administration-Water		\$9000.00

Total for Water (Revenue) Fund (Program Code:50)	\$53,500.00
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Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

SEWER MAINTENANCE

210	Personal Services	\$250.00	
240	Supplies and Materials	<u>5000.00</u>	
	Total for Sewer Maintenance		\$5250.00

SEWER CONSTRUCTION

250	Capital Outlay	\$3,500,000.00	
	Total for Sewer Construction		\$3,500,000.00
Total for Sewer (Revenue) Fund (Program Code:50)			\$3,505,250.00

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	\$3000.00	
260	Payment of Interest	<u>688.00</u>	
	Total for General Bond Retirement		\$3688.00

ADDITIONAL FUNDS

Section 15. That there be appropriated from the STREET LIGHTING FUND

STREET LIGHTING

240	Supplies and Materials	\$10,500.00	
	Total for Street Lighting		\$10,500.00

PERMISSIVE TAX

240	Supplies and Materials	\$20,000.00	
	Total for Permissive Tax		\$20,000.00

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-16

Passed December 12 1977

Section 16. That there be appropriated from the FEDERAL REVENUE SHARE FUND

FEDERAL REVENUE SHARE

210	Personal Services	\$7500.00	
240	Supplies and Materials	150.00	
250	Capital Outlay	2000.00	
	Total for Federal Revenue Share		\$9650.00

TOTAL ALL APPROPRIATIONS \$3,757,913.00

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for Payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of council for items of expense constituting a legal obligation against the Village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed: December 12, 1977

Mayor

Attest

Clerk

CERTIFICATE

Section 5705.39, R.C. - "No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio, Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 77-16

Passed December 12 19 77

certify that the foregoing Annual Appropriation Resolution is Taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 12 day of Dec 19 77.

Donald H. Smith

Clerk of the Village of

Antwerp

Paulding County, Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD 77-16 WAS PUBLISHED IN THE ANTWERP BEE ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE DAY OF, 19....., AND ON THE DAY OF, 19.....

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 78-1

Passed January 9 1978

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

The Council of the Village of Antwerp, Paulding County, Ohio, met in regular session on the 9th day of January, 1978, at the office of Council Chambers with the following members present: R. Butyok, D. Price, H. Hill, P. Deemer, R. DeLong.

Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1978; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County, Ohio, that the amounts and rates as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

See attached Schedule A & B

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Price seconded the Resolution and the roll being called upon its adoption the vote resulted as follows: Yeas - Butyok, Price, Hill, Deemer and DeLong.

Adopted the 9th day of January, 1978.

Attest

Donald H. Smith

Clerk

John J. Butyok
President of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-2

Passed February 2 1978

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT AND PLAN FOR INDUSTRIAL, COMMERCIAL, DISTRIBUTION AND RESEARCH DEVELOPMENT, CONFIRMING SUCH PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, Section 13 of Article VIII of the Ohio Constitution provides that, to create or preserve jobs and employment opportunities and to improve the economic welfare of the people of the State, it is in the public interest and a proper public purpose for a municipal corporation, its agencies or instrumentalities, or corporations not for profit designated by such municipal corporation as its agency or instrumentality, to perform the acts and exercise the powers therein provided; and

WHEREAS, under Chapter 1724 of the Ohio Revised Code a corporation not for profit, known as the Community Improvement Corporation of Antwerp, Ohio, has been organized for the sole purpose of advancing, encouraging, and promoting the industrial, economic, commercial, and civic development of this community and has been designated by the Council of the Village of Antwerp, Ohio, as its agency for the purpose of industrial, commercial, distribution and research development; and

WHEREAS, a municipal corporation may enter into an agreement with and confirm a plan prepared by a designated community improvement corporation in accordance with Section 1724.10 of the Ohio Revised Code;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, County of Paulding, and State of Ohio:

Section 1. The Mayor and Clerk, be and they are hereby authorized to enter into an Agreement and Plan of Industrial, Commercial, Distribution and Research Development with the aforesaid community improvement corporation in substantially the form and containing the provisions attached hereto, incorporated herein and marked "Exhibit A", and the terms and provisions of such Agreement and Plan in all respects insofar as it embodies and constitutes the Plan of Industrial, Commercial, Distribution and Research Development for this municipal corporation under Section 1724.10 of the Ohio Revised Code are hereby confirmed.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that this ordinance must take effect at the earliest possible time in order to maintain and create jobs, maintain and increase property values by immediately advancing, encouraging and promoting industrial, economic, commercial and civic, and distribution and research development in the municipal corporation; wherefore, this ordinance shall be in full force and take effect from and immediately after its passage.

Passed: February 2, 1978

Attest: Donald H. Smith
Clerk

* Exhibit A on file

John B. Zund
Mayor
CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-2 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 24 DAY OF MAY, 1978, AND ON THE 31 DAY OF MAY, 1978.

ORDINANCE 78-3 on file, but repealed by ORDINANCE 78-4

RECORD OF ORDINANCES

Ordinance No. 78-4
Passed March 10 19 78

AN ORDINANCE REPEALING ORDINANCE NO. 78-3

Due to inadvertance and oversight, the Council of the Village of Antwerp passed Ordinance No. 78-3 at a special meeting on the 2nd day of February, 1978, and due to said inadvertance and oversight, said ordinance should not have been passed.

NOW, THEREFORE, to correct the Council minutes and the Ordinance Records, Ordinance No. 78-3 entitled - AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE WEATHERHEAD COMPANY PERTAINING TO THE FINANCING OF COMMERCIAL FACILITIES WITHIN THE VICINITY OF THE VILLAGE FOR SAID CORPORATION - is hereby repealed.

Passed: JUNE 12 March 10, 1978

Attest: Donald H. Smith Mayor

Ordinance No. 78-5
Passed April 10, 1978

AN ORDINANCE TRANSFERRING FUNDS FROM THE BOND RETIREMENT FUND FOR THE ANTWERP FIREHOUSE TO THE GENERAL FUND.

WHEREAS, there is a balance of Nine Thousand Eight Hundred Twelve and 90/100 Dollars (\$9,812.90) in the Bond Retirement Fund for the Firehouse and said balance is no longer needed due to the fact that the bond has been fully retired and paid and,

WHEREAS, there is a need for said amount in the General Fund;

NOW, THEREFORE, BE IT ORDAINED by the Village of Antwerp;

Section 1. That the sum of Nine Thousand Eight Hundred Twelve and 90/100 Dollars (\$9,812.90) be and the same is hereby transferred from the Antwerp Village Bond Retirement Fund for the Firehouse to the General Fund pursuant to the Ohio Revised Code Section 5705.14D.

Section 2. That this Ordinance is declared to be an emergency measure for the immediate preservation of the public peace, health, safety, and welfare of the Village and this Ordinance shall therefore become effective immediately upon its passage.

Passed: April 10, 1978

Attest: Donald H. Smith Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING... ORD. 78-5... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 19. DAY OF April, 1978, AND ON THE 22. DAY OF April, 1978..

Donald H. Smith

RECORD OF ORDINANCES

Ordinance No. 78-6

Passed April 10 1978

AN ORDINANCE AMENDING ORDINANCE NO. 967

WHEREAS, the Council of the Village of Antwerp has previously enacted Ordinance No. 967, which provides a method for charging a lien upon properties for sewer charges, and;

WHEREAS, the Council finds that it is necessary to establish additional methods of collecting sewer charges set out in Ordinance No. 967.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp of Paulding County, Ohio, that it is hereby determined and declared to be a necessity to provide for additional methods of collection and further, the Council hereby determines that charging a lien against property shall not be the only method of collecting the sewer charges established by Ordinance No. 967, but the Village shall have at its option, all other methods of collection including actions in any Court within or without the State of Ohio against property owners or inhabitants of property or any person that has accumulated a sewer charge that is not paid within 90 days after it shall be due and payable.

This Ordinance is declared to be an emergency measure for the immediate preservation of the public peace, health, safety, and welfare of the Village of Antwerp and shall therefore be in full force and effect immediately after its passage.

Passed: April 10, 1978

Attest:

John J. Zandy
Mayor

Donald X Smith

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING....ORD. 78-6... WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE ...19... DAY OF ...April..., 19...78..., AND ON THE ...21st... DAY OF ...April..., 19...78...

Donald X Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution No. 78-7

~~Ordinance~~ No. _____

Passed May 15 1978

A RESOLUTION AUTHORIZING THE APPLICATION FOR
FEDERAL ASSISTANCE IN THE CONSTRUCTION
OF A WASTEWATER SYSTEM AND TREATMENT
FACILITY FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Council of the Village of Antwerp has previously filed applications for Federal assistance for a wastewater system and treatment facility, and

WHEREAS, it is now necessary to make further applications in accordance with the requirements of the Ohio Environmental Protection Agency and the U. S. Environmental Protection Agency in order to obtain assistance for the construction of a wastewater system and treatment facility,

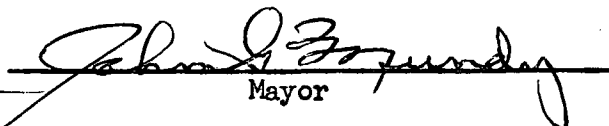
NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Village of Antwerp, by its Council, hereby authorizes the Mayor of the Village of Antwerp to execute and sign any and all instruments required in order to receive financial assistance from the U. S. Environmental Protection Agency pursuant to its EPA program for a Step 3 Grant and any other governmental agency, such as the Farmer's Home Administration, in order to obtain financial assistance.

Section 2. That the engineering firm of Kohli and Kaliher Associates, Limited, Consulting Engineers and Surveyors of Lima, Ohio, is hereby authorized to assist said Mayor and Village in processing and obtaining financial assistance as set forth above.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare and for the further reason that it is necessary to provide a wastewater system and treatment facility for the inhabitants of the Village. This Resolution shall be in full force and effect from and immediately after its passage.

PASSED: May 15, 1978


Mayor

ATTEST: 

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 78-8

Passed May 15 19 78

WHEREAS, the U. S. Environmental Protection Agency has amended part 35 of title 40CFR to include regulations for user charge systems pursuant to Section 204(b) of the Federal Water Pollution Control Act Amendments of 1972;

WHEREAS, U.S. Environmental Protection Agency has amended part 35 of title 40CFR to include regulations for industrial cost recovery pursuant to Section 204(b) of the Federal Water Pollution Control Act Amendments of 1972; and whereas regulations require that an industrial cost recovery system be adopted by all recipients of sewage treatment works grants;

And, WHEREAS, the U. S. Environmental Protection Agency amended part 35 of title 40 CFR to require sewer use legislation;

NOW, THEREFORE, be it resolved that the Village of Antwerp hereby provides assurance to the U. S. Environmental Protection Agency that it has the legal, institutional, managerial and financial capability to ensure construction and proper operation and maintenance of treatment works throughout its jurisdiction; and agrees to pay all non-federal project costs;

That the Village of Antwerp hereby provides assurance that prior to a request for 50% payment of a Step 3 grant it will submit evidence of timely development of a system to assure that each recipient of waste treatment services within the jurisdiction of the cost of operation and maintenance, including replacement, of treatment works provided by the Village of Antwerp, and that prior to a request for an 80% payment of a Step 3 grant it will establish system of user charges in accordance with part 35 of title 40 as amended. Ad valorem taxes will not be used in the formulation of the user charge system.

Further, be it resolved that the Village of Antwerp hereby provides assurance that prior to request for a 50% payment of the Step 3 grant it will submit evidence of timely development of an industrial cost recovery system and prior to request for 80% payment of the Step 3 grant it will establish an industrial cost recovery system in accordance with Part 35 of title 40 as amended:

The Village of Antwerp will require signed letters of intent, where appropriate, from each significant industrial user, as defined by Section 35.925-12 to pay that portion of the grant amount allocable to treatment of its wasters. Each such letter includes a statement of the industrial user's intended period of use of the treatment works. The Village of Antwerp agrees to require all industrial users to pay that portion of the grant amount allocable to treatment of waster from such users.

Further, that the Council of the Village of Antwerp acting in special session by three-fourths vote of all the members elected thereto, did suspend the rules and passed this Resolution upon one reading, the same being in the nature of an emergency for the protection of the public health and safety and that the same shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 15, 1978

Mayor

ATTEST:

Clerk

RECORD OF ORDINANCES

Resolution

~~Ordinance~~ No. 78-9

Passed May 15 19 78

A RESOLUTION AUTHORIZING THE EMPLOYMENT OF KOHLI
AND KALIHHER ASSOCIATES, LIMITED, TO PROVIDE
ENGINEERING SERVICES FOR SEWAGE DISPOSAL SYSTEM

WHEREAS, the Village of Antwerp has previously, under Resolution No. 77-2 hired the firm of Kohli & Kaliher Associates, Limited, of Lima, Ohio, to prepare certain professional engineering work and perform certain professional engineering services for said Village, and

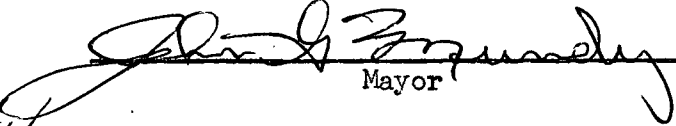
WHEREAS, said engineering firm has not completed all of its services necessary for the engineering and construction of said sewerage and water treatment facility,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

- Section 1. That the Mayor be and hereby is authorized to execute a certain agreement for the rendering of professional services to the Village of Antwerp, Ohio, by Kohli & Kaliher Associates, Limited, of Lima, Ohio, in accordance with a certain contractual agreement prepared and submitted by the engineering firm on the day of , 1978, to said Village of Antwerp, and that the Clerk of the Village attest to the signature of the Mayor.
- Section 2. That the Village Clerk and Treasurer further certify that the money required to meet the obligations of said Village during the year 1978 and 1979 under the said contract have been lawfully appropriated by the Council of said Village for said purposes and are in the Treasury of the Village, or in the process of collection to the credit of an appropriate fund free from any previous encumbrances.
- Section 3. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare and for the further reason that it is necessary to provide a wastewater system and treatment facility for the inhabitants of the Village. This Resolution shall be in full force and effect from and immediately after its passage.

PASSED: May 15, 1978

ATTEST: Donald X Smith


Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-10

Passed July 10, 1978

AN ORDINANCE TO PROVIDE FOR THE USE OF INTEREST FROM THE STREET MAINTENANCE AND REPAIR FUND.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio.

Section 1- That interest accumulating from the money designated as Street Maintenance and Repair Funds of the Village shall remain and be paid to, accumulate and be accounted for in the Street Maintenance and Repair Fund and shall not be paid to or accounted for in the General Fund of the Village of Antwerp.

Section 2- This Ordinance is hereby determined and declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of it's affairs and shall therefore become effective immediately upon it's passage.

Passed: July 10, 1978

ATTEST:

Donald H Smith
Clerk

Mayor
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-10 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 19 DAY OF JULY, 1978, AND ON THE 26 DAY OF JULY, 1978.

Donald H Smith

RECORD OF ORDINANCES

Ordinance No. 78-11 Passed July 10 19 78

AN ORDINANCE TO PROVIDE FOR THE USE OF INTEREST FROM THE SEWER FUND.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio.

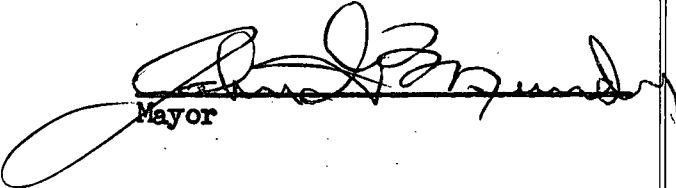
Section 1- That interest accumulating from the money designated as Sewer Funds of the Village shall remain and be paid to, accumulate and be accounted for in the Sewer Fund and shall not be paid to or accounted for in the General Fund of the Village of Antwerp.

Section 2- This Ordinance is hereby determined and declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of it's affairs and shall therefore become effective immediately upon it's passage.

Passed: July 10, 1978

ATTEST:

Donald H Smith
Clerk


Mayor

CERTIFICATE OF PUBLICATION

/ THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-11... WAS PUBLISHED IN THE ANTWERP BEE-HOOS IN AC-CORDANCE WITH SECTION 791.24 REVISED CODE, ON THE 19... DAY OF JULY..., 1978., AND ON THE 26... DAY OF JULY..., 1978.

Donald H Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-12

Passed July 10, 1978

AN ORDINANCE TO PROVIDE FOR THE USE OF INTEREST FROM THE WATER FUND.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio.

Section 1- That interest accumulating from the money designated as Water Funds of the Village shall remain and be paid to, accumulate and be accounted for in the Water Fund and shall not be paid to or accounted for in the General Fund of the Village of Antwerp.

Section 2- This Ordinance is hereby determined and declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village and for the proper conduct of it's affairs and shall therefore become effective immediately upon it's passage.

Passed: July 10, 1978

ATTEST:

Donald N Smith
Clerk

John J. Murphy
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-12 WAS PUBLISHED IN THE ANTWERP DEBATOR IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 19 DAY OF JULY, 1978, AND ON THE 26 DAY OF JULY, 1978.

Donald N Smith

RECORD OF ORDINANCES

Ordinance No. 78-13

Passed Sept. 11, 1978

AN ORDINANCE TO ACCEPT THE APPLICATION FOR THE ANNEXATION OF CERTAIN TERRITORY IN CARRYALL TOWNSHIP TO THE VILLAGE OF ANTWERP, OHIO, AND TO DECLARE AN EMERGENCY.

WHEREAS, a petition for the annexation of certain territory in Carryall Township was duly filed by Leonard L. Wilks and Betty J. Wilks; and

WHEREAS, the petition was duly considered by the Board of County Commissioners of Paulding County, Ohio, on June 30, 1978; and

WHEREAS, the Board of County Commissioners has approved the annexation of the territory to the Village of Antwerp as hereinafter described; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with the annexation with the map and petition required in connection therewith to the Clerk of the Village of Antwerp, Ohio, who received same on July 10, 1978; and

WHEREAS, sixty days from the date of the filing have now elapsed in accordance with the provisions of R.C. S709.04; now, therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, State of Ohio:

Section 1. That the proposed annexation, as applied for in the petition of Leonard L. Wilks and Betty J. Wilks, and a majority of owners of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Paulding County, Ohio, on April 25, 1978, and which the petition prayed for annexation to the Village of Antwerp, Ohio, of certain territory adjacent thereto, as herinafter described, and which the petition was approved for annexation to the Village of Antwerp by the Board of County Commissioners on June 30, 1978, be and the same is hereby accepted. The territory is described as follows:

The North One Hundred Thirty (130) feet by parallel lines off of the north end of the following described premises:

A parcel of land out of the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty-four (34), Township Three (3) North, Range One (1) East, Carryall Township, Paulding County, Ohio, and more particularly described as follows: Commencing at a point where the center line of State Highway No. 49 intersects the South Corporation line of Antwerp, Ohio, in Section Thirty-four (34), Carryall Township, Paulding County, Ohio; thence Southeasterly following the center line of State Highway 49, two hundred ten (210) feet; thence west one hundred sixty (160) feet; thence north two hundred nine feet (209); thence east one hundred fifty-three (153) feet to the place of beginning, and containing 0.75 acres of land, more or less.

The certified transcript of the proceedings for annexation with an accurate map of the territory, together with the petition for its annexation, and other papers relating to the proceedings thereto of the County Commissioners are all on file with the Clerk of this Village and have been for more than sixty days.

Section 2. That the Village Clerk be and he is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the Petition, a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder and one copy to the Secretary of State and shall file

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-13 continued

Passed Sept. 11, 19 78

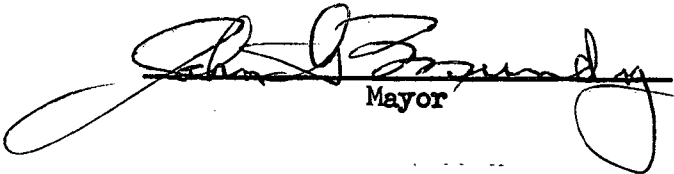
notice of this annexation with the Board of Elections within thirty days after it becomes effective, and the Clerk shall do all other things required by law.

Section 3. Council declares this to be an emergency ordinance necessary for the preservation of the public peace, health and safety, such emergency arising out of the fact that the Village of Antwerp is presently in the planning stage for sewer improvements and construction and it is necessary that all property affected by said improvements and construction be included in the planning and engineering stages of said plan; wherefore, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED: Sept. 11, 1978.

ATTEST:

Donald V Smith
Clerk


Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-13.. WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 29. DAY OF SEPT., 19.78., AND ON THE 27. DAY OF SEPT., 19.78.,

Donald V Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 78-14

Passed October 18, 19 78

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT FOR LEGAL SERVICES FOR SEWER PROJECT

WHEREAS, it is necessary to employ legal counsel to perform the legal services necessary in connection with all phases of the installation of a sewer system for the Village of Antwerp, Ohio, and,

WHEREAS, William T. Hunt, attorney at law, 115 North Main Street, Paulding, Ohio, 45879, is familiar with the sewer project and has worked upon it in the past and,

WHEREAS, said William T. Hunt has presented to the Council a Legal Services Agreement on a form which meets the requirements of the United States Department of Agriculture Farmers Home Administration and which is satisfactory with the Council; now, therefore,

BE IT RESOLVED by the Council of the Village of Antwerp, Ohio:

SECTION 1. That the Mayor of the Village of Antwerp is hereby authorized to enter into a contract as presented to the Council of the Village of Antwerp and execute the same on behalf of the Village of Antwerp.

SECTION 2. That the Council of the Village of Antwerp, by three-fourths vote of all the members elected thereto, did suspend the rules and passed this Resolution upon one reading, the same being in the nature of an emergency for the protection of the public health and safety, and that the same shall take effect and be in force from and after the earliest period allowed by law.

SECTION 3. This resolution shall be in full force and effect from and immediately after the date of its passage.

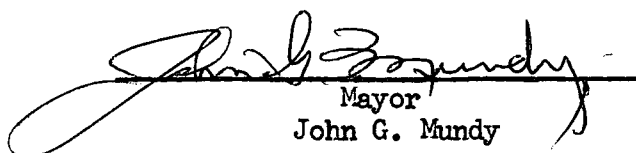
Adopted this 18 day of October, 19 78.

Attest



Clerk

Donald H. Smith


Mayor
John G. Mundy

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 78-15

Passed October 18, 1978

RESOLUTION ADOPTING INITIAL OPERATING BUDGET FOR SEWAGE TREATMENT SYSTEM.

WHEREAS, the consulting engineering firm of KOHLI & KALHER ASSOCIATES, LIMITED has prepared for the Village a proposed Initial Operating Budget for the Sewage Treatment System for the fiscal year beginning January 1, 1979, showing detailed estimates of all balances that will be available at the beginning of the year 1979 for the purpose of such year, and of all revenues received for such fiscal year, including all sewer rental charges, tap-in fees and all other types or classes of revenues; also estimates of all expenditures or charges in or for the purpose of such fiscal year to be paid or met from said revenues or balances; and otherwise conforming with the requirements of law, and

WHEREAS, it is necessary for the governing body, being, to-wit: the Council of the Village of Antwerp, Ohio, to approve said budget; now, therefore,

BE IT RESOLVED by the Council of the Village of Antwerp, State of Ohio:

SECTION 1. That the initial operating budget of the Village of Antwerp for the fiscal year beginning January 1, 1979 for its sewage treatment system operation heretofore prepared by the consulting firm of KOHLI & KALHER ASSOCIATES, LIMITED and submitted to this Council, copies of which have been and are on file in the office of the Village Clerk, be and it is hereby adopted as the official sewage treatment system budget of the Village of Antwerp, for the fiscal year beginning January 1, 1979.

SECTION 2. That the Clerk be, and he is hereby authorized and directed to certify a copy of said budget and a copy of this Resolution and to transmit the same to The Farmers Home Administration, U.S. Department of Agriculture, and any other governmental agency, State or Federal, as may be required.

SECTION 3. That the Council of the Village of Antwerp, by three-fourths vote of all the members elected thereto, did suspend the rules and passed this Resolution upon one reading, the same being in the nature of an emergency for the protection of the public health and safety, and that the same shall take effect and be in force from and after the earliest period allowed by law.

Adopted this 18 day of October 19 78.

Attest

Donald H. Smith

Clerk

Donald H. Smith

John G. Mundy
Mayor
John G. Mundy

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 78-16

Passed October 18, 1978

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF ANTWERP TO ENTER INTO A PROVIDER AGREEMENT WITH THE OHIO DEPARTMENT OF PUBLIC WELFARE.

SECTION 1. WHEREAS, the Village of Antwerp, Paulding County, Ohio and the Ohio Department of Public Welfare, Division of Medical Assistance, have heretofore entered into a Provider Agreement with regard to the Village's ambulance and rescue unit, and;

WHEREAS, said Village finds it desireable to continue said Agreement in order that the Ohio Department of Public Welfare, Division of Medical Assistance, will reimburse the Village of Antwerp in whole or in part for expenses incurred for services provided for recipients of welfare.

BE IT RESOLVED by the Village of Antwerp, Paulding County, Ohio that the Mayor of said Village is hereby authorized and directed to enter into an Agreement with the Ohio Department of Public Welfare, Division of Medical Assistance to provide for the use of the rescue unit and ambulance owned by the Village for welfare recipients and for reimbursement in whole or in part to the Village by said Ohio Department of Public Welfare, Division of Medical Assistance.

SECTION 2. This Resolution is hereby determined and declared to be an emergency measure necessary for the preservation of public peace, health, safety, and welfare of the Village and for the proper conduct of its affairs due to the fact that said Agreement must be entered into no later than the 3rd day of November, 1978 and this Resolution shall therefore become effective immediately upon passage.

PASSED: October 18, 1978.


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Ordinance No. 78-17

Passed November 13, 1978

AN ORDINANCE ESTABLISHING SEWER RATES TO BE CHARGED BY THE VILLAGE OF ANTWERP, OHIO, TO OWNERS OF BENEFITED PROPERTY OR TENANTS THEREOF, FOR THE USE OF THE MUNICIPAL SEWAGE SYSTEM AND UTILITY AND DECLARING EMERGENCY.

WHEREAS, the Council of the Village of Antwerp, Ohio, binds that the construction of additions and betterments to the existing sewer system, including intercepting sewers, and the management, repairs, maintenance and operation of the present sewerage system and any additions and betterments thereto, are necessary for the general health, welfare, safety and convenience of its citizens; and

WHEREAS, the said Council further finds that it is necessary to establish and collect rates to pay the said cost of operation and maintenance, management and repairs of said existing sewerage system and betterments and to pay the interest on and the principal of any bonds to be issued to provide the necessary funds for the payment of all or part of the costs of the improvements and betterments to said sewerage system;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULding COUNTY, OHIO:

GENERAL PURPOSE:

SECTION 1. That it is hereby determined and declared to be necessary to and for the protection of the public health, safety, welfare and convenience of the citizens of the Village of Antwerp, Ohio, to establish and collect charges upon all lots, lands and premises served by or having connection with the municipal sewerage system of said Village.

SPECIFIC PURPOSE:

SECTION 2. That all funds received from the collection of the rates and charges hereinafter provided in Section 3 hereof shall be deposited regularly with the Village Clerk-Treasurer, who shall keep the same in a separate fund designated "Sewer Revenue Fund", subject to the provisions of any ordinance or indenture of mortgage authorizing and securing the issuance of mortgage revenue bonds for said system, moneys in said fund shall be used for the payment of the costs of management, maintenance, operation and repair of the sewerage system and any surplus in such fund over and above the requirements before mentioned, may be used for enlargement or replacement of the systems and parts hereof and for the payment of any interest on any debt incurred for the construction of such system or any part thereof, and for the creation of a sinking fund for the payment of such debt and shall be used for the cost of operation, maintenance, management and repair of said existing sewerage system, but shall not be used for any other purpose which would be contrary to the purposes permitted under Section 729.52 of the Revised Code of Ohio.

ESTABLISHED RATES:

SECTION 3. That for the purposes provided in Sections 1 and 2 hereof, land or premises having an active connection with the system or otherwise discharging sewerage, industrial wastes, water or other liquids, either directly or indirectly, into the Village's system, sewerage charges computed and payable as hereinafter provided and in an amount determinable as follows:

(a) with respect to any such premises situated within or without the corporate limits of the Village of Antwerp, Ohio, presently or in the future receiving water from the Village of Antwerp, Ohio, the established rates are as follows:

(1) For each residential unit or commercial unit, there shall be charged the following rates based upon the water as shown on their current water bill as determined by the Water Collector from a reading of presently existing water with the water bill.

\$.60 for each 1,000 gallons of water used

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Ordinance No. 78-17 Continued

Passed November 13, 19 78

(2) The above specified rate may be adjusted upward or downward in the future by the Council of the Village of Antwerp, Ohio.

The Board of Trustees of Public Affairs shall have full discretion to determine what premises located outside of the corporate limits of the Village of Antwerp shall be permitted to maintain connection with the system and also to discontinue the service of the system to any such premises after having given to the owner or occupant thereof at least thirty (30) days written notice of their determination to discontinue service, in either case based upon their determination as to whether such connection is adviseable and practicable considering the sewer to be used and the capacity of the system.

SPECIAL RATES:

SECTION 4: That over and above the charges established by Section 3 hereof, there may be established in special instances and upon special agreement between the Village and the owner of any lot, parcel of land or premises served by the system, such additional charges for industrial wastes of unusual strength or composition which are accepted by the Village for Treatment as may be determined to be fair and equitable. Such special agreement and the charges established thereby shall not become effective until ratified by Ordinance duly passed by the Village Council.

EFFECTIVE DATE OF CHARGE:

SECTION 5: That the rates and charges established by Section 3 hereof shall take effect at the earliest possible time provided for by law.

METHOD OF COLLECTING CHARGES:

SECTION 6. That the sewer charges provided in Section 3 shall be payable to the Water Collector of the Village of Antwerp, Ohio, as further provided in Section 3.

All property owners or other interested persons, owning or being in charge of property situated where sewer facilities are available and having sanitary sewage or industrial wastes as hereafter defined, shall connect all drains with the Village Sewer System and pay the sewerage rental rates herein established.

DELINQUENT CHARGES A LIEN:

SECTION 7: That each sewer charge established and made pursuant to this ordinance is hereby made a lien upon the premises charged therewith, and if the same is not paid within ninety (90) days after it shall be due and payable, it shall be certified to the Auditor of Paulding County, Ohio, who shall place the same on the tax duplicate and with the interest and penalties all owed by law, and be collected as other municipal taxes are collected. The Village shall also have the right, in event of non-payment as aforesaid, to discontinue service to such premises of water supplied by the Village Water Works System until such unpaid sewer charges have been fully paid.

RULES AND REGULATIONS:

SECTION 8: That the board of Trustees of Public Affairs shall make and enforce such rules and regulations as they may deem necessary for the enforcement of the provisions of this ordinance; the safe, economical and efficient management and protection of the System.

TERMS DEFINED:

SECTION 9: That for the purpose of this ordinance, the following terms shall be defined as follows:

(a) "Sanitary Sewage" is hereby defined as wastes from water closets, urinals, lavatories, sinks, bath tubs, showers, household laundries, cellar floor drains, bars, soda fountains, cuspidors, refrigerators, drips, drinking fountains and stable floor drains.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-17 continued Passed November 13, 19 78

(b) "Industrial Wastes" are hereby defined as being the liquid waste resulting from any commercial, manufacturing or industrial operations or processes.

(c) "Residential Unit" is hereby defined as being a dwelling, room or rooms in a hotel, apartment or other place of residence wherein resides one family unit having a connection with the sewerage system; regardless of the number of family units residing in said dwelling, hotel or apartment.

(d) "Commercial Unit" is hereby defined as a place of business other than residential, which has a connection with the sewerage system.

EXEMPTION:

SECTION 10: No lot, parcel of land, building or premises now or hereafter used by the Village of Antwerp for municipal purposes shall be subject to the sewer charges hereby established.

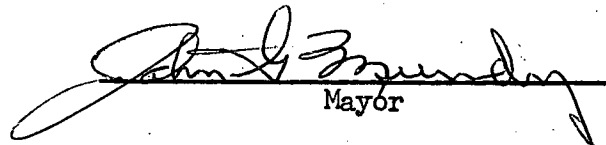
CONFLICTING ORDINANCES REPEALED:

SECTION 11. That all ordinances or parts of ordinances in conflict herewith are hereby repealed as of the effective date of this ordinance.

EFFECTIVE DATE:

SECTION 12. This ordinance is declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare of said Village and for the further reason that it is necessary to provide a disposal system for sewage in accordance with requirements of the State of Ohio, and shall, therefore, be in full force and effect immediately after its passage.

PASSED: November 13, 1978.


Mayor

ATTEST:


Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-17 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 22 DAY OF NOV., 19 78, AND ON THE 29 DAY OF NOV., 19 78.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-18

Passed December 11, 19 78

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO;

SECTION 1. That beginning January 1, 1979, salaries of Village Officials and Employees be as follows:

Mayor--\$2,000.00 per year
Council--\$600.00 per year
Clerk-Treasurer--\$1,500.00 per year
Chief of Police--\$11,700.00 per year
Policeman - Parttime--\$3.50 per hour
Policeman - Probationary Fulltime to six months--\$9,400.00 per year
Policeman - Regular-Step 2--from six months to 18 months--\$10,350/year
Policeman - Regular-Step 3--more than 18 months--\$11,300.00 per year
Street Commissioner--\$3,000.00 per year
Fire Chief--\$500.00
Secretary, Antwerp Fire Department--\$150.00 per year
Assistant Fire Chief--\$6.00 per meeting, \$8.00 first hour,
\$6.00 per additional hour for fires
Volunteer Fireman--\$3.50 per meeting. \$5.00 first hour,
\$3.50 per additional hour for fires
Emergency Vehicle Crew--\$3.50 per hour
Fire Department Mechanic--Maintenance--\$120.00 per year
Board of Public Affairs--\$400.00 per year
Water Superintendent and Clerk of the Board of Public Affairs
(includes Sewer System Billings)--\$10,000.00 per year
Class A Labor--\$3.50 per hour
Class B Labor--\$3.00 per hour

SECTION 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

SECTION 3. This Ordinance repeals Ordinance No. 77-15 and any other Ordinance inconsistent herewith.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village and in order that said salaries may be included in the Village appropriations for the year 1979.

ADOPTED: December 11, 1978.

ATTEST:

Donald H Smith
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-18 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 20 DAY OF DEC., 19 78, AND ON THE DAY OF, 19.....
Donald H Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-19

Passed December 11, 1978

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and othe Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1979.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1979, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE: 70)

MAYOR

Transaction
Class:

210	Personal Services	\$2500.00	
240	Supplies and Materials	<u>1000.00</u>	
	Total for Mayor		\$3500.00

CLERK/CLERK-TREASURER

210	Personal Services	\$1500.00	
240	Supplies and Materials	<u>500.00</u>	
	Total for Clerk/Clerk-Treasurer		\$2000.00

SOLICITOR/LEGAL ADVISOR

210	Personal Services	\$2500.00	
240	Supplies and Materials	<u>1000.00</u>	
	Total for Solicitor/Legal Advisor		\$3500.00

ELECTIONS

210	Personal Services	\$600.00	
	Total for Elections		\$600.00

COUNCIL

210	Personal Services	\$3200.00	
240	Supplies and Materials	<u>200.00</u>	
	Total for Council		\$3400.00

LANDS AND MUNICIPAL BUILDING

240	Supplies and Materials	\$9500.00	
250	Capital Outlay	<u>2000.00</u>	
	Total for Lands and Municipal B'ldg.		\$11500.00


Total for General Governmental Services (Program Code: 70)	\$24500.00
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SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE: 10)

POLICE DEPARTMENT

210	Personal Services	\$25000.00	
240	Supplies and Materials	<u>12500.00</u>	
250	Capital Outlay	<u>2000.00</u>	
	Total for Police Department		\$39500.00

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 78-19

Passed December 11, 19 78

FIRE DEPARTMENT

210	Personal Services	<u>\$7500.00</u>	
240	Supplies and Materials	<u>7500.00</u>	
250	Capital Outlay	<u>4500.00</u>	
	Total for Fire Department		<u>\$19500.00</u>

Total for Security of Persons and Property (Program Code: 10)	<u>\$59000.00</u>
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PUBLIC HEALTH SERVICES (PROGRAM CODE: 20)

CEMETERY

240	Supplies and Materials	<u>\$3200.00</u>	
	Total for Cemetery		<u>\$3200.00</u>

Total for Public Health Services (Program Code: 20)	<u>\$3200.00</u>
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SOCIAL SERVICES (PROGRAM CODE: 30) CORR- ECTIVE INSTITUTIONS (Jails, etc.)

240	Supplies and Materials	<u>\$175.00</u>	
	Total for Corrective Institutions		<u>\$175.00</u>

Total for Social Services (Program Code: 30)	<u>\$175.00</u>
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LEISURE TIME ACTIVITIES (PROGRAM CODE: 40)

PARKS AND PLAYGROUNDS

210	Personal Services	<u>\$2500.00</u>	
240	Supplies and Materials	<u>2000.00</u>	
250	Capital Outlay	<u>3000.00</u>	
	Total for Parks and Playgrounds		<u>\$7500.00</u>

RECREATION PROGRAMS

240	Supplies and Materials	<u>\$750.00</u>	
	Total For Recreation Programs		<u>\$750.00</u>

FREE PUBLIC MUSEUM

240	Supplies and Materials	<u>\$350.00</u>	
	Total for Free Public Museum		<u>\$350.00</u>

Total for Leisure Time Activities (Program Code: 40)	<u>\$8600.00</u>
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COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)

BUILDING INSPECTION

210	Personal Services	<u>\$2000.00</u>	
240	Supplies and Materials	<u>250.00</u>	
	Total for Building Inspection		<u>\$2250.00</u>

ZONING BOARD

240	Supplies and Materials	<u>\$250.00</u>	
	Total for Zoning Board		<u>\$250.00</u>

SOLID WASTE COLLECTION (Continued on next page.)

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 78-19

Passed December 11, 1978

240 Supplies and Materials \$1200.00
 Total for Solid Waste Collection \$1200.00

 Total for Community Environment
 (Program Code: 50) \$3700.00

 TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

OFF STREET PARKING

240 Supplies and Materials \$100.00
 Total for Off Street Parking \$100.00

ADMINISTRATIVE SUPPORT

210 Personal Services \$3000.00
 Total for Administrative Support \$3000.00

 Total for Transportation Facilities
 (Program Code: 60) \$3100.00

Section 3. 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 5705.40, R.C., the sum of

Grand Total GENERAL FUND Appropriation \$102,275.00

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

STREET PAVING

250 Capital Outlay \$43000.00
 Total for Street Paving \$43000.00

STREET REPAIRING

240 Supplies and Materials \$10500.00
 Total for Street Repairing \$10500.00

Total for Street Construction, Maintenance
 and Repair Fund (Program Code: 60) \$53500.00

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

STREET REPAIRING

240 Supplies and Materials \$4050.00
 Total For Street Repairing \$4050.00

Total for State Highway Improvement Fund
 (Program Code: 60) \$4050.00

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50) WATER SYSTEM OPERATIONS

WATER SUPPLY

210 Personal Services \$3600.00
 240 Supplies and Materials 7000.00
 Total for Water Supply \$10600.00

RECORD OF ORDINANCES

National Graphics Corp., Co., O.

Form No. 2806-A

Ordinance No. 78-19

Passed December 11, 19 78

WATER FILTRATION

210	Personal Services	<u>\$3600.00</u>	
240	Supplies and Materials	<u>5000.00</u>	
250	Capital Outlay	<u>300,000.00</u>	
	Total for Water Filtration		<u>\$308,600.00</u>

WATER PUMPING

210	Personal Services	<u>\$3600.00</u>	
240	Supplies and Materials	<u>20000.00</u>	
	Total for Water Pumping		<u>\$23600.00</u>

WATER DISTRIBUTION

210	Personal Services	<u>\$3600.00</u>	
240	Supplies and Materials	<u>10000.00</u>	
	Total for Water Distribution		<u>\$13600.00</u>

ADMINISTRATION-WATER

210	Personal Services	<u>\$3600.00</u>	
240	Supplies and Materials	<u>5000.00</u>	
	Total for Administration-Water		<u>\$8600.00</u>

Total for Water (Revenue) Fund	
(Program Code: 50)	<u>\$365,000.00</u>

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)

SEWER MAINTENANCE

210	Personal Services	<u>\$5250.00</u>	
240	Supplies and Materials	<u>5000.00</u>	
	Total for Sewer Maintenance		<u>\$10250.00</u>

SEWER CONSTRUCTION

250	Capital Outlay	<u>\$4,500,000.00</u>	
	Total for Sewer Construction		<u>\$4,500,000.00</u>
Total for Sewer (Revenue) Fund			
(Program Code: 50)			<u>\$4,510,250.00</u>

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260	Payment of Principal	<u>\$3000.00</u>	
260	Payment of Interest	<u>500.00</u>	
	Total for General Bond Retirement Fund		<u>3500.00</u>

(ADDITIONAL FUNDS)

Section 15. That there be appropriated from the STREET LIGHTING FUND

STREET LIGHTING

240	Supplies and Materials	<u>\$12500.00</u>	
	Total for Street Lighting		<u>\$12500.00</u>

PERMISSIVE TAX

250	Capital Outlay	<u>\$25000.00</u>	
	Total for Permissive Tax		<u>\$25000.00</u>

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Ordinance No. 78-19 Passed December 11, 19 78

FED. ANTI REC.

210	Personal Services	<u>\$1000.00</u>	
	Total for Fed. Anti Rec.		<u>\$1000.00</u>

Section 16. That there be appropriated from the FEDERAL REVENUE SHARE FUND
FED. REV. SHARE

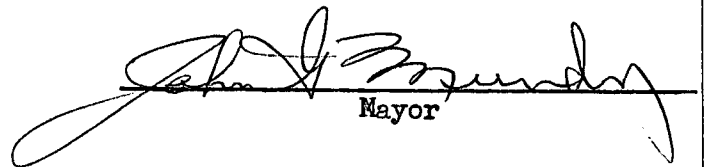
210	Personal Services	<u>\$4000.00</u>	
250	Capital Outlay	<u>\$4000.00</u>	
	Total for Fed. Rev. Share		<u>\$8000.00</u>

TOTAL ALL APPROPRIATIONS	<u>\$5,085,075.00</u>
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Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed: December 11, 1978


Mayor

Attest Donald H. Smith
Clerk


CERTIFICATE

Section 5705.39 R.C.-"No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio, Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Resolution is taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 78-19

Passed December 11, 19 78

Witness my signature, this 11 day of December 19 78.

Donald H Smith

Clerk of the Village of

Antwerp

Paulding County, Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 78-19 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 721.24 REVISED CODE, ON THE 27 DAY OF DEC., 19 78, AND ON THE 3 DAY OF JAN., 19 79.

Donald H Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 79-1

Passed January 8, 1979

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

The Council of the City of Antwerp, Paulding County, Ohio, met in Regular session on the 8 day of January, 1979, at the office of Village Council Chambers with the following members present: D. Price, R. Butyok, D. Johnson, H. Hill, P. Deemer, R. Delong.

Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1979; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the City of Antwerp, Paulding County, Ohio that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

See attached Schedule A & B

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Hill seconded the Resolution and the roll being called upon its adoption the vote resulted as follows: Yeas - Price, Butyok, Johnson, Hill, Deemer and Delong.

Adopted the 8 day of January, 1979.

Attest

Donald W. Smith
Clerk

John F. Zundry
President of Council

RECORD OF ORDINANCES

<i>Ordinance No.</i>	<i>Passed</i>	<i>19</i>

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND
COUNTY AUDITOR'S ESTIMATED TAX RATES**

CEMETERY

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

GENERAL Fund: Levy authorized by voters on

1977, for not to exceed 5 years.

GENERAL Fund: Levy authorized by voters on

470

1977, for not to exceed 5 years.

CEMETERY FUND: LEVY AUTHORIZED BY

.60

3860.00

VOTERS ON 1976, FOR NOT TO EXCEED 5 YEARS.

BOND RETIREMENT FUND: LEVY AUTHORIZED BY

.90

4890.00

VOTERS ON 1970, FOR NOT TO EXCEED 10 YEARS.

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. HILL seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. PRICE, YES

Mr. BUTYOK, YES

Mr. JOHNSON, YES

Mr. HILL, YES

Mrs. DEEMER, YES

Mr. DELONG, YES

Mr. _____, _____

Adopted the 8 day of JANUARY, 1979

Attest:

President of Council

Clerk of Council

Junior & I. RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-2

Passed February 5, 1979

AN ORDINANCE DETERMINING THE LOWEST AND BEST BID FOR WATER TREATMENT PLANT IMPROVEMENT FOR THE VILLAGE OF ANTWERP, OHIO AND AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A CONTRACT FOR WATER TREATMENT PLANT IMPROVEMENTS FOR THE VILLAGE OF ANTWERP AND DECLARING THE SAME TO BE AN EMERGENCY MEASURE.

WHEREAS, the Council of the Village of Antwerp and the Board of Public Affairs have determined that certain water treatment plant improvements are needed and have previously let said matter for bids.

NOW THEREFORE, be it ordained by the Council of the Village of Antwerp, Paulding County, Ohio that it is hereby determined that the bid of

R.G. Zachrich Const., Inc. of \$271,435.00

for the water treatment plant improvements is the lowest and best bid received after advertising in accordance with law, and is accepted and that the Clerk, Donald H. Smith and the Mayor, John G. Mundy, be and hereby are authorized and directed to enter into a contract with

R.G. Zachrich Const., Inc., Defiance, Ohio

for such purchase for water treatment plant improvements with the specifications upon which said bid was received. The bid of R.G. Zachrich Const., Inc., is determined by Council to be the lowest and best bid for the following reasons:

1. Time of Completion-210 days.
2. Additional cost of on site inspection by Engineer for 155 days on 365 day completion.
3. The lowest bid of Kirk Brothers Construction is non-conforming.
4. Geographic Proximity of R.G. Zachrich Const. to Antwerp, Ohio.

WHEREAS, the Council hereby declares this Ordinance to be an emergency measure necessary for the preservation of the public, peace, health, and safety, such emergency arising due to the fact that the time for accepting bids heretofore let is limited and ends on February 10, 1979, and further it is necessary that this Ordinance take effect without undue delay to correct the existing water situation in the Village of Antwerp now, it being inadequate to meet the needs of the residents of said Village.

THEREFORE, this Ordinance shall take effect and be in force from and after it's passage and approval by the Mayor.

ADOPTED: February 5, 1979.

John G. Mundy
Mayor

ATTEST:
Donald H. Smith
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-2 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 14. DAY OF FEB., 1979, AND ON THE 21. DAY OF FEB., 1979.

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~

79-3

Passed

February 5, 19 79

A RESOLUTION TO REQUEST THE CLERK-TREASURER TO FURNISH HIS CERTIFICATE IN COMPLIANCE WITH SECTIONS 133.21 AND 133.24 OF THE REVISED CODE OF OHIO, IN CONNECTION WITH THE VILLAGE WATERWORKS SYSTEM IMPROVEMENT.

WHEREAS, the Council of the Village of Antwerp proposes to issue bonds, and notes in anticipation thereof, for the purpose of improving the waterworks system of the Village by constructing and equipping a new filter building, improving the site thereof and improving the existing cistern, pumphouse and piping, all together with the necessary appurtenances thereto, in the sum of \$300,000 of which \$290,160 is for constructing and equipping a new filter building and improving the existing cistern, pumphouse and piping, together with the necessary appurtenances thereto and \$9,840 is for improving the site of the new filter building; and

WHEREAS, Sections 133.21 and 133.24 of the Revised Code of Ohio require the Clerk-Treasurer to certify the estimated life of the property and improvements proposed to be acquired and constructed from the proceeds of said bonds and the maximum maturity of such bonds and notes;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. That the Clerk-Treasurer shall be and he hereby is requested to certify to this Council the estimated life of said property and improvements and the maximum maturity of such bonds and notes, calculated in accordance with the provisions of Section 133.20 of the Revised Code.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This resolution shall be in full force and effect from and immediately after its adoption.

ADOPTED: February 5, 1979


Mayor

ATTEST:


Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-4

Passed February 5, 19 79

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF IMPROVING THE WATERWORKS SYSTEM OF THE VILLAGE BY CONSTRUCTING AND EQUIPPING A NEW FILTER BUILDING, IMPROVING THE SITE THEREOF AND IMPROVING THE EXISTING CISTERN, PUMPHOUSE AND PIPING, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, the Clerk-Treasurer, as fiscal officer, in response to the request of this Council, has certified the maximum maturity of bonds and notes in anticipation of bonds for the purpose hereinafter stated, which maximum maturity is based upon the amounts to be allocated to the various classifications included withinsaid improvement;

NOW, THEREFORE, BE IT ORDAINED by the Village of Antwerp, Paulding County, Ohio:

Section 1. That it is hereby declared necessary to issue bonds of the Village of Antwerp in the principal sum of \$300,000 for the purpose of improving the waterworks system of the Village by constructing and equipping a new filter building, improving the site thereof and improving the existing cistern, pump-house and piping, all together with the necessary appurtenances thereto.

Section 2. That such bonds shall be dated approximately March 1, 1980, shall bear interest at the estimated rate of six and one-half per centum (6-1/2%) per annum, payable semi-annually, until the principal sum is paid, and shall mature in twenty (20) substantially equal annual installments after their issuance.

Section 3. That it is necessary to issue and this Council hereby determines that notes in the aggregate principal amount of \$300,000 shall be issued in anticipation of such bonds. Such anticipatory notes shall bear interest at a rate not to exceed eight per centum (8%) per annum, such interest to be payable at maturity with provision, if requested by the purchaser, that in the event of default in the payment of the principal of such notes at maturity, the same shall bear interest at a rate not exceeding eight per centum (8%) per annum from said maturity until the principal sum is paid. Such notes shall be dated the date of issuance, shall mature one year from date, and shall be in such number and denominations as requested by the purchaser.

Section 4. Such notes shall be executed by the Mayor and Clerk-Treasurer, shall bear the seal of the corporation and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance. They shall be payable in Federal Reserve Funds of the United States of America, if so requested by the purchaser, at the office of the legal depository of the Village, presently The Antwerp Exchange Bank, Antwerp, Ohio; provided, however, that if such notes are sold originally to a banking institution, they may be payable at the principal office of such banking institution if requested by such purchaser.

Section 5. Subject to the rejection of such notes by the officer in charge of the Bond Retirement Fund, such notes shall be sold by the Clerk-Treasurer at private sale for not less than the par value thereof and accrued interest and at the interest rate specified in the offer of the purchaser which shall not exceed the rate mentioned in accordance with Section 3 of this ordinance; and the Clerk-Treasurer is hereby authorized and directed to deliver such notes; when executed, to such purchaser upon payment of such purchase price. The proceeds from the sale of such notes, except any premium and accrued interest, shall be paid into the proper fund and used for the purpose for which such notes are being issued under the provisions of this ordinance. Any premium and accrued interest received from such sale shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal and interest of such notes in the manner provided by law.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-4 (continued)

Passed February 5, 19 79

Section 6. The Village hereby covenants that it will restrict the use of the proceeds of the notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time of the delivery of and payment for such notes, so that the notes will not constitute arbitrage bonds under Section 103(c) of the Internal Revenue Code and the applicable income regulations under that section. The fiscal officer or any other officer, having responsibility for issuing the notes is authorized and directed, alone or in conjunction with any of the foregoing or with any other officer, employee, or consultant of the Village, to give an appropriate certificate of the Village, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the Village regarding the amount and use of all such proceeds and the facts and estimates on which they are based, all as of the date of delivery and payment for such notes.

Section 7. Such notes shall be the full general obligations of this Village and the full faith, credit and revenue of this Village are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by such notes, and any excess funds resulting from the issuance of such notes shall, to the extent necessary, be used for the retirement of such notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 8. That during the years while such notes run there shall be levied on all the taxable property in this Village, in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issuance of such notes. Said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with the interest collected on the same shall be irrevocably pledged for the payment of the principal and interest of such notes or bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that in each year to the extent that income from the waterworks system is available for the payment of interest and principal of such notes or the bonds anticipated thereby and is appropriated for such purpose, the amount of such tax shall be reduced by the amount of such income so available and so appropriated.

Section 9. It is hereby determined that all acts, conditions and things required to be done precedent to and in the issuance of such notes, in order to make them legal, valid and binding obligations of this Village, have happened, been done and performed in regular and due form as required by law; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of such notes.

Section 10. The Clerk-Treasurer is hereby directed to forward a certified copy of this ordinance to the County Auditor.

Section 11. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 12. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this Village, and for the further reason that the facilities to be provided from the proceeds of the notes provided for herein are urgently required to meet the needs of the residents of the Village for a safe supply of potable water at the earliest possible time; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-4 (continued.)

Passed February 5, 19 79

PASSED: February 5, 1979

John J. Brundage
Mayor

ATTEST:

Donald V. Smith
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-4 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 14 DAY OF FEB., 19 79, AND ON THE 21 DAY OF FEB., 19 79.

Donald V. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-5

Passed February 5, 1979

ORDINANCE PROVIDING FOR RETAINING CERTAIN LEGAL SERVICES OF SQUIRE, SANDERS & DEMPSEY IN CONNECTION WITH PROCEEDINGS FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES AND RENDERING AN APPROVING OPINION WITH RESPECT THERETO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio:

Section 1. The legal services of the law firm of Squire, Sanders & Dempsey be and are hereby retained, such legal services to be in the nature of legal advice, recommendations and conferences with the Solicitor and consulting engineers of the Village concerning financing procedures and limitations, legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of notes in anticipation of the issuance of bonds for the purpose of improving the waterworks system of the Village by constructing and equipping a new filter building, improving the site thereof and improving the existing cistern, pumphouse and piping, all together with the necessary appurtenances thereto in the aggregate principal amount of \$300,000 and of rendering an approving opinion with respect to said notes. In rendering such legal services, as an independent contractor and in an attorney-client relationship, said firm shall not exercise any administrative discretion on behalf of this Village in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county, or cities of this Village, or the execution of public trusts.

Section 2. For such legal services said firm shall be paid fees now estimated at \$3,000, and shall be reimbursed for actual out-of-pocket expenses (including, but not limited to, travel, long-distance telephone and duplicating expenses) incurred in rendering such legal services, and the Clerk-Treasurer is hereby authorized and directed to make appropriate certification as to the availability of funds for such fees and reimbursement and to issue an appropriate order for the payment of the same as the same shall become payable.

Section 3. That it is hereby found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this Village, and for the further reason that it is necessary that provision immediately be made for the retention of said law firm in order to proceed with the sale of such notes so that the improvements to be provided from the proceeds of the notes to meet the needs of the residents of the Village for a safe supply of potable water shall be available at the earliest possible time; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: February 5, 1979

ATTEST:

Donald X Smith
Clerk-Treasurer

John G. Zmurgy
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-5 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 14 DAY OF FEB., 1979, AND ON THE 21 DAY OF FEB., 1979.

Donald X Smith

TYPEWRITER
CARRIAGE
JUMPS.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~

No. 79-6

Passed

March 12, 1979

A RESOLUTION AUTHORIZING THE EMPLOYMENT OF KOHLI AND KALIHAR ASSOCIATES, LIMITED, TO PROVIDE ENGINEERING SERVICES FOR SEWAGE DISPOSAL SYSTEM

WHEREAS, the Village of Antwerp has previously, under Resolution No. 77-2 hired the firm of Kohli & Kaliher Associates, Limited, of Lima, Ohio, to prepare certain professional engineering work and perform certain professional engineering services for said Village, and

WHEREAS, said engineering firm has not completed all of its services necessary for the engineering and construction of said sewerage and water treatment facility,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Mayor be and hereby is authorized to execute a certain agreement for the rendering of professional services to the Village of Antwerp, Ohio, by Kohli & Kaliher Associates, Limited, of Lima, Ohio, in accordance with a certain contractual agreement, as amended to comply with FHA regulation prepared and submitted by the engineering firm on the 12th day of March, 1978, to said Village of Antwerp, and that the Clerk of the Village attest to the signature of the Mayor.

Section 2. That the Village Clerk and Treasurer further certify that the money required to meet the obligations of said Village during the year 1978 and 1979 under the said contract have been lawfully appropriated by the Council of said Village for said purposes and are in the Treasury of the Village, or in the process of collection to the credit of an appropriate fund free from any previous encumbrances.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare and for the further reason that it is necessary to provide a wastewater system and treatment facility for the inhabitants of the Village. This Resolution shall be in full force and effect from and immediately after its passage.

PASSED: March 12, 1979.

ATTEST:

Donald X. Smith

Clerk

John J. Mundy
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-7

Passed March 12, 1979

AN ORDINANCE TO PROHIBIT THE OPERATION OF SNOWMOBILES ON CITY PROPERTY AND ON PUBLIC THOROUGHFARES IN THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, the public park of the Village of Antwerp, Ohio is presently not large enough to accommodate snowmobiles without endangering the safety of others using said park; and

WHEREAS, the operation of snowmobiles in the Village park has caused damage to park lands; and

WHEREAS, the operation of snowmobiles on public thoroughfares within the Village constitutes a safety hazard due to the number of motor vehicles using such thoroughfares;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. Definitions. For purposes of this ordinance, the following terms shall have the meanings respectively ascribed to them in this section:

- (a) "Operate" means to ride in or on and to control the operation of a snowmobile in any manner.
- (b) "Snowmobile" means any self-propelled vehicle designed for travel primarily on snow or ice steered by wheels, skis, or runners.
- (c) "Public thoroughfare" means the entire width between the boundary lines of any highway, road, street, avenue, alley, public place, or public driveway within the Village of Antwerp when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular traffic.

Section 2. Operation of Snowmobiles. No person shall operate a snowmobile:

- (a) Upon any property owned or leased by the Village of Antwerp.
- (b) Upon or within ten feet of any public thoroughfare within the Village of Antwerp.
- (c) On private property within the Village of Antwerp without consent of the owner or lessee thereof. Any person operating a snowmobile upon lands of another shall stop and identify himself upon the request of the land owner or his duly authorized representative, and if requested to do so by said land owner, shall promptly remove said snowmobile from the premises.
- (d) Between the hours of ten o'clock P.M. and seven o'clock A.M.

Section 3. Emergencies. The provisions of this ordinance shall not apply to the operation of snowmobiles for the purpose of emergency travel only during the period of a snow emergency as defined in Ordinance No. 74-1 on any public thoroughfare, when and at locations where snow upon the public thoroughfare renders travel by automobile impracticable.

Section 4. Penalties. Any person violating the provisions of this ordinance shall be deemed to be guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$25.00 for the first offense and not less than \$50.00 for each subsequent offense.

Section 5. Emergency. This ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, safety, and welfare of the Village, and for the further reason that continued operation of snowmobiles contrary to Section 2 of this ordinance will cause irreparable damage to Village property and endanger the life and property of its inhabitants; wherefore, this ordinance shall take effect and be in force from and immediately

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-7 continued

Passed March 12, 19 79

after its passage and approval by the Mayor.

Passed: March 12, 1979

Approved: March 12, 1979

Attest Donald N Smith
Clerk

[Signature]
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING ORD. 79-7 WAS
PUBLISHED IN THE ANTWERP BEE-ARGUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 28 DAY OF MAR, 19 79, AND
ON THE DAY OF 19.....

Donald N Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~XXXXXXXXXX~~ No. 79-8

Passed

April 9, 19 79

AUTHORIZING SECURING OF LICENSE FOR SEWER LINES FROM NORFOLK & WESTERN RAILWAY

WHEREAS, the Village of Antwerp is preparing to install a sewer system and,

WHEREAS, it is necessary that sewer lines pass through the right-of-way of the Norfolk & Western Railway Company in three separate places, and

WHEREAS, it is necessary to secure the permission of the railroad to cross its property, and

WHEREAS, through negotiations the railroad has agreed to such crossings for \$100.00 for preparation of their papers and incidental expenses and \$134.50 per year payable to said railroad, and

WHEREAS, the Council finds that such agreement with the railroad is satisfactory;

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, COUNTY OF PAULDING AND STATE OF OHIO:

Section 1. That the Mayor is hereby authorized to execute an agreement with the railroad to secure the necessary right to cross the property of the railroad;

Section 2. That the Clerk-Treasurer is authorized and ordered to pay to the Norfolk & Western Railway Company \$100.00 for preparation of papers and incidental expenses and \$134.50 per year for the right to cross said property;

Section 3. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: April 9, 1979.

ATTEST: Donald W. Smith
Clerk-Treasurer

John B. Zandy
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-9

Passed April 9, 19 79

AN ORDINANCE APPROVING, ADOPTING, AND ENACTING ANDERSON'S REVISED OHIO BASIC CODE AS THE CODIFIED ORDINANCES OF THE VILLAGE.

WHEREAS, The present general and permanent ordinances of the Village are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety, and welfare of the municipality and for the proper conduct of its affairs.

WHEREAS, The Anderson Publishing Company publishes a Code of Ordinances suitable for adoption by villages in Ohio.

WHEREAS, It is necessary to provide for the usual daily operation of the municipal departments, and for the immediate preservation of the public peace, health, and safety that this ordinance take effect at an early date; now, therefore,

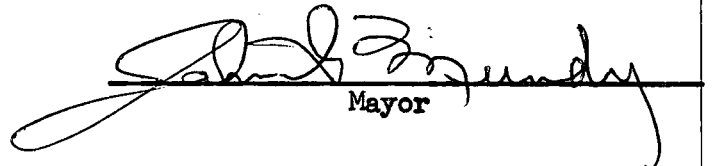
BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. Anderson's Revised Ohio Basic Code, as reviewed and approved by Council is adopted and enacted.

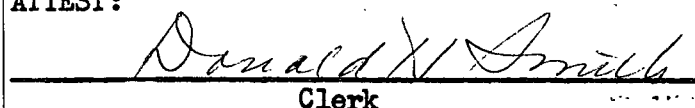
Section 2. One copy of Anderson's Revised Ohio Basic Code, certified as correct by the Mayor and Clerk of Council, as required by § 731.23 of the Revised Code of Ohio, shall be kept in its initial form on file in the Office of the Clerk of the Village and retained as a permanent ordinance record of the Village. The Clerk is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by § 731.23.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, and safety of the people of Antwerp, and shall take effect at the earliest date provided by law.

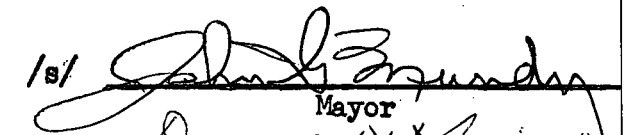
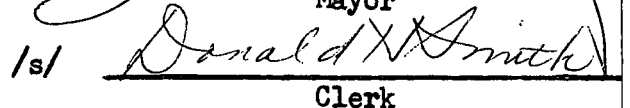
PASSED: April 9, 1979.

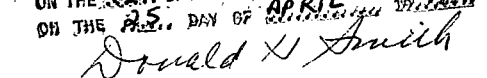

Mayor

ATTEST:


Clerk

We Donald H. Smith, Clerk of Council and John G. Mundy Mayor of the Village of Antwerp, Ohio certify as correct these ordinances codified and published in book form.

/s/ 
Mayor
/s/ 
Clerk

CERTIFICATE OF PUBLICATION
THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-9 WAS PUBLISHED IN THE ANTWERP BEE-AROUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 18 DAY OF APRIL, 19 79, AND ON THE 25 DAY OF APRIL, 19 79.


RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 79-10

Passed

July 9, 19 79

ADOPTING THE BUDGET OF THE VILLAGE OF ANTWERP
FOR THE FISCAL YEAR BEGINNING JANUARY 1, 1980,
AND SUBMITTING THE SAME TO THE COUNTY AUDITOR.

WHEREAS, there has been prepared a tentative budget for the Village of Antwerp for the fiscal year beginning January 1, 1980, showing detailed estimates of all balances that will be available at the beginning of the year 1980, for the purposes of such year, and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types or classes of revenues; also estimates of all expenditures or charges in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law, and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of the Village Clerk and the office of the Clerk of Council, and

WHEREAS, the Council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Budget of the Village of Antwerp, for the fiscal year beginning January 1, 1980, heretofore prepared and submitted to this Council, copies of which have been and are on file in the offices of the Village Clerk and the Clerk of Council, be, and it is hereby adopted, as the official budget of the Village of Antwerp, for the fiscal year beginning January 1, 1980.

Section 2: That the Clerk be, and he is hereby authorized and directed to certify a copy of said budget and a copy of this Resolution and to transmit the same to the Auditor of Paulding County, Ohio.

PASSED: July 9, 1979


Mayor

ATTEST:


Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-11

Passed Sept 17 19 79

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK
OF THE VILLAGE OF ANTWERP TO ENTER INTO AN
AGREEMENT WITH THE WEATHERHEAD COMPANY BEFORE
FURNISHING AND PURCHASING WATER

WHEREAS, the Village now operates the water works system, including a water treatment plant and other structures used in connection therewith for the distribution of water, and the said Village of Antwerp heretofore has furnished the Weatherhead Company of Antwerp, Ohio with water service under various agreements since October, 1951, and the Village is constructing improvements to the water treatment plant to include a filtration unit and other improvements. And further, the Council has determined that the contract is fair and equitable and that it would be of benefit to the Village.

It is therefore, ORDAINED by the Village of Antwerp, that the Clerk and Mayor are hereby authorized to execute articles of Agreement by and between the Village and the Weatherhead Company for furnishing and purchasing water pursuant to the terms of the Agreement, a copy which has been provided to the Village, and is presently in the custody of the Clerk.

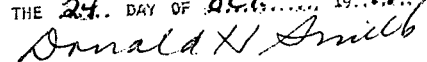

Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING ORD. 79-11 WAS
PUBLISHED IN THE ANTWERP NEWS IN AC-
CORDANCE WITH SECTION 10.01 REVISED CODE,
ON THE 17 DAY OF SEPT., 19 79, AND
ON THE 24 DAY OF SEPT., 19 79.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution No. 79-12

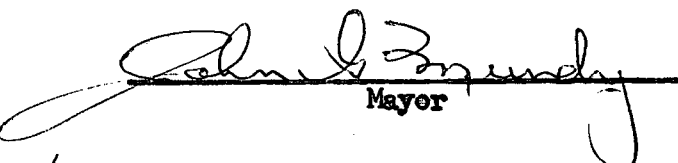
Passed July 9, 19 79


A RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND TO PROVIDE FIRE PROTECTION AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO two-thirds of all members elected thereto concurring:

- Section 1. That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by R.C. Sec. 5705.02 on the taxable property in the Village of Antwerp will be insufficient to provide an adequate amount for the necessary requirements of said village, and that it is necessary for the purpose of providing additional funds for the purpose of providing and maintaining fire apparatus, appliances, buildings or sites therefore, the establishment of fire communications, and the payment of volunteer firemen to operate the same. That taxes be levied on the taxable property in said Village for the period of five years at a rate in excess of such maximum rate authorized by said R.C. Sec. 5705.02.
- Section 2. That it is necessary to levy taxes for the years 1980, 1981, 1982, 1983, and 1984 at the rate for each year of two mills on each dollar of tax valuation of the taxable property within the Village of Antwerp in excess of the rate authorized by said R.C. Sec. 5705.02.
- Section 3. That the Clerk be and he is hereby directed to certify a copy of this Resolution to the Board of Elections of Paulding County, Ohio, in order that said Board of Elections may make the necessary arrangements for the submission of such question to the electors of said Village as provided by law.

PASSED: July 9, 1979


Mayer

ATTEST: 
Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~

No. 79-13

Passed September 17 1979

RESOLUTION NO. 79-13 TO EMPLOY A NEGOTIATOR

WHEREAS, it is necessary that someone be employed to negotiate for the purchase of easements and property necessary for the sewer project for the Village and,

WHEREAS, Council has determined that Glenn W. Bair should be employed as such negotiator,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Mayor is hereby authorized to enter into a contract with Glenn W. Bair to negotiate for easements and property necessary for the sewer project of the Village of Antwerp at the rate of \$60.00 for each easement or parcel of land for which the negotiator bargains.

Section 2. That all negotiations shall be in accordance with requirements of Federal and State regulations.

PASSED: September 17, 1979


Mayor

ATTEST:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
~~Ordinance~~ No. 79-14

Passed October 8, 1979

RESOLUTION NO. 79-14
A RESOLUTION TO MEET REQUIREMENTS OF THE
UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

WHEREAS, an application for a loan for the Village sewer project has been made to the Farmers Home Administration of the United States Department of Agriculture, and

WHEREAS, there are certain requirements that must be met by the Village to qualify for such loan,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That all streets, alleys, public grounds, and land owned by the Village shall be used for whatever is deemed necessary for the construction of a sewer system for the Village;

Section 2. That the Mayor and Clerk shall execute a non-discrimination agreement and equal opportunity agreement in the form required;

Section 3. That the plans submitted by Kohli and Kaliher Associates, Limited for the sewer project are approved;

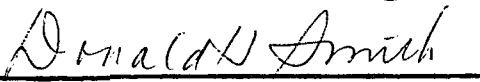
Section 4. That all matters relating to the sewer project shall be retained by the Council of the Village until such time as it is completed and upon completion of said sewer project, the control and operation of the Village sewer system shall be turned over to and vest in the Trustees of the Board of Public Affairs of the Village;

Section 5. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: October 8, 1979


Mayor

ATTEST:


Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 79-15

Passed

November 12, 19 79

RESOLUTION TO ENTER INTO A CONTRACT WITH THE COUNTY
COMMISSIONERS OF PAULDING COUNTY, OHIO, TO PROVIDE
AMBULANCE AND EMERGENCY MEDICAL SERVICES
79-15

BE IT RESOLVED that the Counsel of the Village of Antwerp Paulding County, Ohio, met in regular session on this the 11-12-79 1979, with the following members present:

Richard Butyok	Patricia Deemer
Dana Price	Dale Johnson
Ray Delong	Harold Hill

Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, the County Commissioners of Paulding County, Ohio, wish to enter into a Contract with this Village wherein said County Commissioners will pay certain remunerations to this Village in consideration of this Village's providing ambulance and emergency medical services; and,

WHEREAS, it is deemed by the Counsel of this Village to be necessary for the health and welfare of the residents of this Village and the surrounding areas to enter into said Contract;

NOW, THEREFORE, BE IT RESOLVED by the Counsel of the Village of that the Village of Antwerp enter into a contract with the County Commissioners of Paulding County, Ohio, to provide ambulance and emergency medical services in consideration of certain remunerations to be received from the County Commissioners of Paulding County, Ohio, and that said Contract shall be in the same terms as the Contract which is attached hereto and made a part hereof; and,

BE IT FURTHER RESOLVED that the Mayor of the Village of he and hereby is authorized to enter into said Contract on behalf of the Village of Antwerp.

Seconded by Ray Delong.

Upon Roll Call vote, the same was adopted.


MAYOR

ATTEST:


CLERK

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-16

Passed November 11, 1979

AN ORDINANCE TO ACCEPT THE APPLICATION FOR THE
ANNEXATION OF CERTAIN TERRITORY IN CARRYALL TOWNSHIP
TO THE VILLAGE OF ANTWERP, PAULDING COUNTY,
OHIO AND TO DECLARE THE SAME AN EMERGENCY.

Whereas, a petition for the annexation of certain territory in Carryall Township was duly filed by The Community Improvement Corporation of Antwerp, Ohio, Catherine Harrmann, Robert Harrman, and Harry Harrmann; and

WHEREAS, the petition was duly considered by the Board of County Commissioners of Paulding County, Ohio, on the 13th of July, 1979: and

WHEREAS, the Board of County Commissioners has approved the annexation of the territory to the Village of Antwerp as hereinafter described; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with the annexation with the map and petition required in connection therewith to the Clerk of the Village of Antwerp, Ohio, who received same on September 10th, 1978; and

WHEREAS, sixty days from the date of the filing with said Clerk have now elapsed in accordance with the Ohio Revised Code §709.04; now therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, State of Ohio:

Section 1. That the proposed annexation, as applied for in the petition by the Community Improvement Corporation of Antwerp, Ohio, Catherine Harrmann, Harry Harrmann and Robert Harrmann, and a majority of the real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Paulding County, Ohio, on the 4th day of May, 1979, and which said petition prayed for annexation to the Village of Antwerp, Paulding County, Ohio, a certain territory adjacent and contiguous thereto, as hereinafter described, and which petition was approved for annexation to the Village of Antwerp by the Paulding County Commissioners, on July 13th, 1979 and the same is hereby accepted. The territory is described as follows:

TRACT 1

A parcel of land being situated in the Southwest quarter ($\frac{1}{4}$) of the Southwest quarter ($\frac{1}{4}$) of Section 26, Town 3 North, Range 1 East, Carryall Township, Paulding County, Ohio, and which is more particularly described as follows:

Commencing at the Southwest corner of said Section 26; thence North $89^{\circ}-47'-30''$ East on the South line of said Section, a distance of 342.06 feet to a railroad spike and the place of beginning; thence North $0^{\circ}-10'-30''$ West a distance of 644.11 feet to a point in the centerline of the abandoned Wabash and Erie Canal; thence North $72^{\circ}-14'-30''$ East on the Centerline of said canal, a distance of 1033.27 feet to a point on the East line of the West half ($\frac{1}{2}$) of the Southwest quarter ($\frac{1}{4}$) of said Section 26; thence South $0^{\circ}-10'-00''$ East on the said East line of the West half ($\frac{1}{2}$) of the Southwest quarter ($\frac{1}{4}$) of Section 26, a distance of 955.68 feet to an iron pipe on the South line of said section; thence South $89^{\circ}-47'-30''$ West on the South line of said Section, a distance of 985.00 feet to the place of beginning.

Containing 18.087 acres of land more or less but subject to all legal highways and easements of record.

TRACT 2

A parcel of land being situated in the Southwest quarter ($\frac{1}{4}$) of the Southwest quarter ($\frac{1}{4}$) of Section 26, Town 3 North, Range 1 East, Carryall Township, Paulding County, Ohio and which is more particularly described as follows:

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-16 (continued)

Passed November 11, 1979

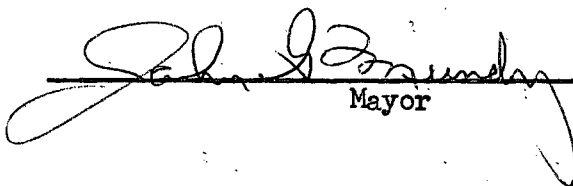
Commencing at the Southwest corner of Section 26; thence North 0°-10'-30" West a distance of 533.92 feet to a point in the centerline of the abandoned Wabash and Erie Canal; thence North 72°-14'-30" East on the centerline of said Canal a distance of 358.82 feet to a point; thence South 0°-10'-00" East a distance of 644.11 feet to a point on the South line of said Section; thence South 89°-47'-30" West a distance of 342.06 feet to a point; said point being the Southwest corner of Section 26 and the place of beginning of the parcel herein described, containing 4.633 acres of land, more or less, but subject to all legal highways and easements of record.

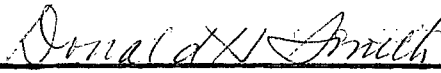
A certified transcript of the proceedings for annexation with an accurate map of the territory, together with the petition for its annexation, and other papers relating to the said proceedings thereto of the County Commissioners of Paulding County, Ohio, are all on file with the Clerk of the Village of Antwerp, Ohio and have been on file with said Clerk for more than sixty days.

Section 2. That the Clerk of the Village of Antwerp be and hereby is directed and authorized to make three copies of this ordinance, each of which shall be attached to a copy of the petition and the map, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a Certificate as to the correctness thereof. The Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder and one to the Secretary of State and shall further file notice of this annexation with the Board of Elections within thirty days after it becomes effective, and the Clerk shall do all other things as required by law.

Section 3. Council declares this to be an emergency ordinance necessary for the preservation of the public peace, health and safety of the Village of Antwerp due to the fact, said Village is presently acquiring easements for sewer improvements and said sewer improvement is in the planning stage in said Village and the property of the subject of said annexation should be included in the planning of said sewer improvement. Therefore, this Ordinance shall take effect and be in full force and effect upon the earliest possible date after its passage and approval by the Mayor.

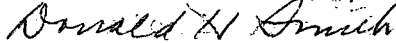
PASSED: November 11, 1979


Mayor

ATTEST: 
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-16 WAS PUBLISHED IN THE ANTWERP OBSERVER IN ACCORDANCE WITH SECTION 731.24 REASED CODE, ON THE 21 DAY OF NOV., 1979, AND ON THE 22 DAY OF NOV., 1979.



RECORD OF ORDINANCES

Ordinance No. 79-17

Passed

December 10, 19 79

ORDINANCE GRANTING EASEMENT TO T.V. CABLE OF Antwerp, INC., ITS SUCCESSORS AND ASSIGNS, TO OWN, OPERATE, AND MAINTAIN A COMMUNITY TELEVISION SYSTEM IN THE TOWN OF Antwerp; SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF EASEMENT AND PROVIDING FOR REGULATIONS AND USE OF SAID SYSTEM BY SAID TOWN

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF Antwerp, Paulding COUNTY, Ohio, BY FOLLOWS:

1. Short Title; This Ordinance shall be known and may be cited as the "Cable Television Ordinance."
2. Definitions: For the purpose of this Ordinance the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.
 - (a) "City" is the City of Antwerp, in the State of Ohio.
 - (b) "Company" is T.V. Cable of Antwerp, Inc. the grantee of rights under this Ordinance awarding easement.
 - (c) "Person" is any person, firm, partnership, association, corporation, company, or organization of any kind.
 - (d) "System" shall mean the entire cable television network located in the City of Antwerp.
 - (e) "Franchise" when used in this Ordinance shall be synonymous with the word easement. It is not the intention of the City to grant a Franchise, within the ordinary legal meaning of said term, to the Company.
3. Grant of Authority: The City, after due consideration in a public proceedings in which interested persons were given the opportunity to participate, being satisfied as to the Company's legal, technical, character, financial, and other qualifications, and the adequacy and feasibility of the Company's construction arrangements, hereby grants to the Company a non-exclusive franchise, right and privilege to construct, erect, operate, and maintain, in, upon, along, across, above, over, and under the streets, alleys, public ways, and public places now laid out or dedicated and all extensions thereof, and additions thereto, in the City, poles, wires, cables, and underground conduits, manholes, and other television conductors and fixtures necessary for the maintenance and operation in the City of a cable television system for the purpose of distributing television and radio signals, and other electronic impulses in order to furnish television and radio programs, and various communications and other electronic services to the public. The right so granted includes the right to use said streets, alleys, public ways, and public places and all manner of easements for the purpose herein set forth. To the extent possible, the Company shall make attachments to poles already in existence within the City. To the extent that existing poles are insufficient for its purposes, or if the company is unable to negotiate arrangements satisfactory to it for use of existing poles, the Company shall have the right to erect and maintain its own poles, as necessary for the construction and maintenance of its distribution system, subject to the approval of the City as to the location of such poles. The Company shall obtain approval from the Antwerp City Board of Works concerning the location of any new poles before their installation. The Company shall extend to the City, free of expense, joint use of any and all poles owned by the Company for any proper municipal purpose insofar as may be accomplished without interference with the use and enjoyment of the Company's cable and fixtures. The City shall hold the Company harmless from any and all actions, causes of action, or damage caused by the placement of City's wires or appurtenances upon the poles of the Company. The Company shall not erect or cause to be erected any poles in any area where underground electric or telephone service is furnished; in such a service area the Company's distribution system shall also be installed underground.

RECORD OF ORDINANCES

National Graphics Corp., Coles., O.

Form No. 2806-A

Ordinance No. 79-17 (continued)

Passed December 10, 19 79

4. Standards and Requirements: Construction and maintenance of the transmission distribution system, including house connection, shall be in accordance with the provisions of the National Electrical Safety Code prepared by the National Bureau of Standards, the National Electrical Code of the National Board of Underwriters, and such applicable ordinances and regulations of the City affecting electrical installations which may be, from time to time, in effect. The system shall be adequately grounded according to best cable industry practices. In case of any disturbance of pavement, sidewalk, driveway, or other surface, the Company shall at its own expense and in a manner approved by the City, remove, replace, and restore all pavement, sidewalk, driveway, or surface so disturbed in as good condition as before said work was commenced. In the event the City shall elect to alter or change any street, alley, easement, or public way requiring relocation of the facilities of the Company, the Company, upon reasonable notice by the City, shall remove and relocate the same at its own expense. The Company shall, when necessary, on the request of any person holding an appropriate permit issued by the City, temporarily raise or lower its lines to permit the moving of any building or other structure. The actual expenses of such temporary removal shall be paid by the person requesting the same and the company shall have the right to require such payment in advance of such temporary removal. Said payment shall be reasonable and in accord with the standard practices and charges of the community. Whenever it is necessary to shut off or interrupt service for the purpose of making repairs, installations, or adjustments, the Company shall do so at such times as will cause the least amount of inconvenience to its customers.

5. Liability and indemnification: The Company shall and hereby agrees to indemnify and hold the City, its officers and agents harmless from and against any and all claims, causes of action, liability, judgments, damages, costs, losses, or expenses arising out of the Company's construction, installation, maintenance, or operation of the Cable Television System authorized herein, including, but not limited to, any claim, demand, or suit made or brought against the City arising out of the content of any program transmitted through the said system. The City shall notify the Company's representative in the City within fifteen (15) days after the presentation of any claim or demand to the City, either by suit or otherwise, made against the City on account of any contract, act, or omission to act, negligent, or otherwise, on the part of the Company. Upon receipt of such notice, the Company shall, at the option of the City, undertake to defend such claim or demand in the name of the City. The Company shall carry and pay the cost of maintaining liability insurance providing coverage against the following risks and in the amounts sufficient to support its obligations under the provisions of this section. The Company shall furnish to the City a certificate of insurance outlining the coverage specified above. Said certificate shall be presented to the Clerk-Treasurer annually and without said certificate this Ordinance is null and void.

The Company shall comply with all the provisions of the Workmen's Compensation Laws of Ohio.

6. Local Office: The Company shall maintain a toll free telephone number where inquiries or complaints regarding quality of service, equipment malfunctions, billing disputes, and similar matters. Inquiries or complaints shall be received during normal business hours, 9:00 a.m. to 5:00 p.m., Monday through Friday. All complaints and inquiries will be investigated, responded to, or acted upon as promptly as it is practical, and unless circumstances otherwise require, within three business days of their receipt.

7. Conditions of Road Occupancy:

- (a) The Company may enter into one or more contracts with the light, gas, water utilities in the city of Antwerp, the telephone company or the owner or lessee of any poles or posts located within the city to whatever extent such contract or contracts may be expedient and of advantage to the company in furnishing the service covered by this franchise to its customers.
- (b) The Company system poles, wires, and appurtenances shall be located, erected, and maintained so that none of it shall endanger or interfere with the lives of persons, or interfere with any improvements

RECORD OF ORDINANCES

Ordinance No. 79-17 (continued) Passed December 10, 19 79

the City may deem proper to make, or hinder unnecessarily or obstruct the free use of the streets, alleys, bridges easements, or public property.

8. Subscriber Contracts: No contract as to the length of service for a regular monthly subscriber shall be required by the Company. The Company agrees it shall be the right of the subscriber to start or terminate his service on the cable according to his own wishes by making advance payments to commence service and to terminate said by giving the Company reasonable notice. For the purposes of termination reasonable notice shall be fourteen (14) days. Any rights of the customer are enforceable by said customer, and the City shall not be obligated to prosecute or defend any actions between the customer and the Company arising from the terms contained herein or the relationship between the customer and the Company. It is hereby acknowledged, however, that equipment installed by the Company on behalf of the subscriber shall remain the property of the Company, and shall be subject to reasonable inspection and service by the Company at reasonable hours and shall be subject to removal upon termination of the service. Upon removal of the equipment from the customer's real estate the Company shall repair at its own cost any damage done to said real estate during said removal. The service rendered by the Company shall be available to all inhabitants of the City along reasonable pole routes of the Company.

9. Transfer and Right of Acquisition: No sale or transfer shall be effective until the purchaser, assignee, lessee, or transferee has filed with the Legislative Authority of the City a request, duly executed, reciting the fact of such sale, assignment or lease, accepting the terms of this Ordinance and agreeing to perform all conditions thereof. In addition, the Legislative Authority may require such additional proof and financial responsibility as it deems necessary upon investigations. The rights granted under this Ordinance shall not be sold or transferred by the Company to any outside interest except upon written notice to the City not less than thirty (30) days before such transfer or sale and subject to the approval of the City through its Legislative Authority. Said approval shall not be unreasonably withheld.

10. Franchise Term: The easement granted the Company herein shall terminate twenty (20) years from date of this Ordinance provided however, that the easement may be renewed for successive twenty (20) year terms if the City shall determine, after a public hearing as provided herein, that such renewal would be in the best interests of the City and its residents. It shall be the Company's obligation to apply for renewal of said easement. Failure to so apply shall result in an automatic termination of the easement.

- (a) Notice and Hearing: Not less than forty-five (45) days prior to the termination date of any term, the Company shall give written notice to the City of such termination date, which written notice shall request a date, time, and place for a public hearing on the renewal of the easement desired by the Company. Notice of the date, time, and place of said hearing and the purposes thereof shall also be published in a newspaper of general circulation in the City not less than once per week for two successive weeks; the last publication date being not less than ten (10) days prior to the date of the hearing. The Company as well as all members of the public interested in the renewal of the easement or the modification of its terms shall be heard, and the City shall thereupon have the right to renew or not renew the easement or to modify the terms thereof. For the purposes of this paragraph

RECORD OF ORDINANCES

Ordinance No. 79-17 (continued)

Passed

December 10, 1979

only any and all actions required hereunder shall be conducted by the Legislative Authority of the City. Upon the conclusion of the hearing, the Legislative Authority shall then act upon said recommendation as it sees fit.

11. Rates and Charges: The Company agrees that all rates charged to subscribers to its service shall be standard, uniform, and reasonable. The City has no control over any rates and charges. The Company by virtue of this Ordinance does not become a City utility subject to its power to regulate and control rates.

12. Commencement of Construction: Upon grant of this easement to construct and maintain a community television system in the City of Antwerp, the Company may enter into contracts with light, gas, and water utility which service the City of Antwerp, telephone company or others for the uses of poles and posts necessary for proper installation of the system, obtain right-of-way permits from appropriate State, County, and Federal officials necessary to cross highways or roads under their respective jurisdiction to supply main truck lines from the Company's received antennas, obtain permission from the Federal Aviation Authority to erect and maintain antennas suitable to the needs of the system and its subscribers, and obtain whatever other permits a City, County, State, or Federal Agency may require. In the construction, installation, and maintenance of its system the Company will use steel, cable, and electronic devices all of specialized and advanced design and type.

13. Construction Schedule: Upon the passage of this Ordinance all work necessary for the installation of the Cable television system in the City shall be completed within eighteen (18) months of the passage of this Ordinance or said Ordinance shall be null and void. A certificate of completion shall be filed with the Antwerp Village Council.

14. Compliance of FCC Rules: The Company hereby agrees to comply with all FCC Rules which apply, and any and all modifications, amendments, or deletions after the date of this Ordinance are automatically incorporated by reference herein.

15. Activities Prohibited: The Company shall not allow its cable or other operations to interfere with television reception or persons not served by the Company, nor shall the system interfere with, obstruct, or hinder in any manner, the operation of the various utilities servicing the residents of Antwerp. Upon notice to the Company, it shall take whatever action is necessary to correct any interferences as outlined in this paragraph. Failure of the Company to make said corrections shall result in the repeal of this Ordinance and the Company.

16. Limited Purpose: This easement is granted by the City Council of the Town of Antwerp, to the Company purely for the purpose of using easements, streets, and highways of the City to erect and construct the Company's system and is not intended to convey any copyright or patent privileges whatsoever nor is said easement intended to give the Company exclusive rights to construct a cable television system in the limits of the City.

17. Separability: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not effect the validity of the remaining portions hereof.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-17 (continued) Passed December 10, 19 79

18. Repealer: All Ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed. It is hereby expressly declared that the Zoning Ordinance of the Village of Antwerp is not in conflict with this Ordinance.

PASSED: Nov. 12, 1979

PASSED: Nov. 27, 1979

PASSED: Dec. 10, 1979

John J. Zundig
Mayor

ATTEST: Donald H. Smith
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-17 WAS PUBLISHED IN THE ANTWERP OBSERVER IN ACCORDANCE WITH SECTION 731.01 REVISED CODE, ON THE 19 DAY OF DEC., 19 79, AND ON THE 26 DAY OF DEC., 19 79.

Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 79-18

Passed December 10, 1979

TO DECLARE THE NECESSITY AND INTENTION
OF ACQUIRING CERTAIN PARCELS OF REAL
PROPERTY IN CONNECTION WITH A SEWER
SYSTEM FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp is engaged in providing a sewage system in accordance with requirements of the E.P.A. and,

WHEREAS, the acquisition of certain parcels of real estate and easements of other parcels of real estate is immediately necessary in order to carry out said project, and

WHEREAS, the Council has determined that the lands as described in the attached Exhibit A are necessary for sewer purposes in connection with said project,

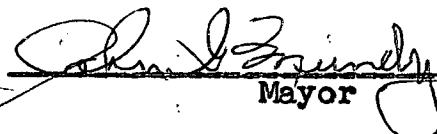
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Council of the Village of Antwerp, Ohio, hereby declares the necessity and its intention to appropriate fee simple title or easements for sewer purposes in connection with the sewer project in the property as shown and described in Exhibit A attached hereto and made a part hereof;

Section 2. That it is hereby ordered and directed that the notice required by law be given to the above described real estate or the persons in possession thereof;

Section 3. That this Resolution shall take effect and be in force from and after the first period allowed by law.

Passed: Dec. 10, 1979


Mayor

Attest: 
Clerk

RECORD OF ORDINANCES

Ordinance No. 79-19

Passed December 10, 19 79

AN ORDINANCE TO REGULATE THE OPERATION AND USE OF SNOWMOBILES WITHIN THE VILLAGE LIMITS OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO, AND REPEALING ORDINANCE NUMBER 79-7, AND DECLARING AN EMERGENCY.

WHEREAS, the public park of the Village of Antwerp, Ohio is not presently large enough to accommodate snowmobiles without endangering the safety of the others using said park; and

WHEREAS, the operation of snowmobiles in the Village Park and private property within the Village has caused damage in the past; and

WHEREAS, the Council of the Village of Antwerp has deemed it necessary to regulate the use and operation of snowmobiles on public thoroughfares within the Village and within the public park within the Village;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

Section 1. Definitions. For purposes of this Ordinance, the following terms shall have the meanings respectively ascribed to them in this Section:

- (a) "Operate" means to ride in or on and to control the operation of a snowmobile in any manner.
- (b) "Snowmobile" means any self-propelled vehicle designed for travel primarily on snow or ice steered by wheels, skis, or runners.
- (c) "Public thoroughfare" means the entire width between the boundary lines of any highway, road, street, avenue, alley, public place, or public driveway within the Village of Antwerp when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular traffic.
- (d) A group of snowmobiles means more than three (3).

Section 2. Operation of Snowmobiles. No person shall operate a snowmobile:

- (a) Without a valid driver's license.
- (b) Without proper registration displayed on the snowmobile.
- ✗ (c) Upon or within the Village Park grounds and the public school grounds [except on the public street through the Village Park].
- (d) In a group on any street, except main thoroughfares, after 10:00 o'clock P.M. or before 7:00 o'clock A.M. during any weekday; nor after 2:00 o'clock A.M. or before 7:00 o'clock A.M. on Saturday or Sunday.
- (e) On private property within the Village of Antwerp without consent of the owner or lessee thereof. Any person operating a snowmobile upon lands of another shall stop and identify himself upon the request of the landowner or his duly authorized representative, and if requested to do so by said landowner, shall promptly remove said snowmobile from the premises.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-19 continued

Passed December 10, 1979

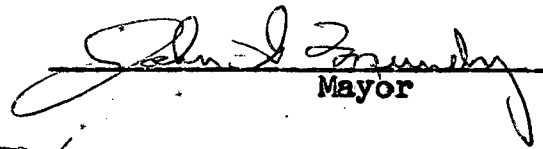
Section 3. Emergencies. The provisions of this ordinance shall not apply to the operation of snowmobiles for the purpose of emergency travel only during the period of a snow emergency as defined in Ordinance No. 74-1 on any public thoroughfare, when and at locations where snow upon the public thoroughfare renders travel by automobile impracticable.

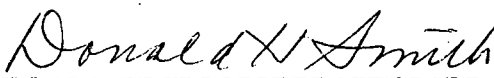
Section 4. Ordinance No. 79-7 passed March 12, 1979 is hereby repealed.

Section 5. Penalties. Any person violating the provisions of this ordinance shall be deemed to be guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$25.00, nor more than \$100.00 for the first offense and not more than \$100.00 for each subsequent offense.

Section 6. This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, safety and welfare of the Village and its inhabitants and for the further reason that regulation of the use and operation of snowmobiles is immediately necessary in order to provide for the safety and lawful use and operation of the same to prevent irreparable damage to Village property and injury to the inhabitants; wherefore this ordinance shall take effect and be in force from and immediately after its passage.

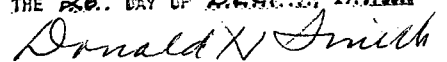
Passed: December 10, 1979


Mayor

Attest: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF TOWN OF THE VILLAGE OF ARTHUR, I DO HEREBY CERTIFY THAT THE FOLLOWING ORD. 79-19 WAS PUBLISHED IN THE ARTHER TOWN RECORDS IN ACCORDANCE WITH SECTION 701.24 REVISED CODE, ON THE 19. DAY OF DEC., 1979, AND ON THE 26. DAY OF DEC., 1979.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-20

Passed

December 10, 1979

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1980, salaries of Village Officials and Employees be as follows;

Mayor-\$3,600 per year

Council-\$600 per year

Clerk-Treasurer-\$3,000 per year

Chief of Police-\$12,343 per year

Policeman-Parttime-\$4.00 per hour

Policeman-Probationary Fulltime to six months-\$9,900 per year

Policeman-Regular-Step 2-from six months to 18 months-\$10,900 per year

Policeman-Regular-Step 3-more than 18 months-\$11,900 per year

Street Commissioner-\$3,000 per year

Fire Chief-\$525

Secretary, Antwerp Fire Department-\$180 per year

Assistant Fire Chief-\$6.00 per meeting, \$8.00 first hour,
\$6.00 per additional hour for fires

Volunteer Fireman-\$3.50 per meeting. \$5.00 first hour,
\$3.50 per additional hour for fires

Emergency Vehicle Crew-\$4.00 per hour

Fire Department Mechanic-Maintenance-\$180 per year

Board of Public Affairs-\$400 per year

Water Superintendent and Clerk of the Board of Public Affairs
(includes Sewer System Billings)-\$10,000 per year

Class A Labor-\$3.50 per hour

Class B Labor-\$3.10 per hour

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 78-18 and any other Ordinance inconsistent herewith.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village and in order that said salaries may be included in the Village appropriations for the year 1980.

ADOPTED: December 10, 1979.

ATTEST:

Donald H. Smith
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREDY CERTIFY
THAT THE FOREGOING ORD. 79-20 WAS
PUBLISHED IN THE ANTWERP BEE-ARGUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 23. DAY OF JAN., 1980., AND
ON THE 20. DAY OF JAN., 1980..
Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-21

Passed December 10, 19 79

ANNUAL APPROPRIATION ORDINANCE (VILLAGE)

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1980.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1980, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE: 70)

MAYOR

Transaction
Class:

210 Personal Services	\$3600.00	
240 Supplies and Materials	500.00	
Total For Mayor		\$4,100.00

CLERK/CLERK-TREASURER

210 Personal Services	\$3000.00	
240 Supplies and Materials	500.00	
Total For Clerk/Clerk-Treasurer		\$3,500.00

SOLICITOR/LEGAL ADVISOR

Transaction
Class:

210 Personal Services	\$3,500.00	
240 Supplies and Materials	500.00	
Total For Solicitor/ Legal Advisor		\$4,000.00

ELECTIONS

240 Supplies and Materials	\$1,500.00	
Total For Elections		\$1,500.00

COUNCIL

210 Personal Services	\$3,600.00	
240 Supplies and Materials	500.00	
Total For Council		\$4,100.00

LANDS & MUN. BUILD.

240 Supp. and Materials	\$10,500.00	
250 Capital Outlay	2,000.00	
Total For Lands & Mun. Build.		\$12,500.00

Total For General Governmental Services (Program Code: 70)	\$29,700.00
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SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE: 10)

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-21 (continued)

Passed December 10, 1979

POLICE DEPARTMENT

210	Personal Services	<u>\$25,000.00</u>	
240	Supplies and Materials	<u>15,000.00</u>	
	Total For Police Department		<u>\$40,000.00</u>

FIRE DEPARTMENT

210	Personal Services	<u>\$2,000.00</u>	
240	Supplies and Materials	<u>4,500.00</u>	
250	Capital Outlay	<u>2,000.00</u>	
	Total For Fire Department		<u>\$8,500.00</u>

Total For Security of Persons and Property (Program Code; 10)	<u>\$48,500.00</u>
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PUBLIC HEALTH SERVICES (PROGRAM CODE; 20)
~~HOSPITAL OPERATION AND MAINTENANCE~~

CEMETERY

240	Supplies and Materials	<u>\$3,000.00</u>	
	Total For Cemetery		<u>\$3,000.00</u>

Total For Public Health Services (Program Code: 20)	<u>\$3,000.00</u>
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SOCIAL SERVICES (PROGRAM CODE: 30)
CORRECTIVE INSTITUTIONS

240	Supplies and Materials	<u>\$200.00</u>	
	Total For Corrective In- stitutions		<u>\$200.00</u>

COUNTY HEALTH BOARD

240	Supplies and Materials	<u>\$450.00</u>	
	Total For County Health Board		<u>\$450.00</u>

Total For Social Services (Program Code; 30)	<u>\$650.00</u>
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LEISURE TIME ACTIVITIES (PROGRAM CODE: 40)

PARKS AND PLAYGROUNDS

210	Personal Services	<u>\$2500.00</u>	
240	Supplies and Materials	<u>\$2000.00</u>	
250	Capital Outlay	<u>\$800.00</u>	
	Total For Parks and Play- grounds		<u>\$5,300.00</u>

RECREATION PROGRAMS

240	Supplies and Materials	<u>\$750.00</u>	
	Total For Recreation Programs		<u>\$750.00</u>

FREE PUBLIC MUSEUM

240	Supplies and Materials	<u>\$350.00</u>	
	Total For Free Public Museum		<u>\$350.00</u>

Total For Leisure Time Activities (Program Code; 40)	<u>\$6,400.00</u>
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RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-21 (continued) Passed December 10, 1979

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)

BUILDING INSPECTION

210 Personal Services \$1,000.00
 240 Supplies and Materials \$200.00
 Total For Building Inspection \$1,200.00

SOLID WASTE COLLECTION

240 Supplies and Materials \$1,000.00
 Total For Solid Waste Collection \$1,000.00

Total For Community Environment
 (Program Code; 50) \$2,200.00 ✓

TRANSPORTATION FACILITIES (PROGRAM CODE; 60)

OFF STREET PARKING

240 Supplies and Materials \$100.00
 Total For Off Street Parking \$100.00

ADMINISTRATION

210 Personal Services \$3,000.00
 Total For Administration \$3,000.00

Total For Transportation Facilities
 (Program Code; 60) \$3,100.00 ✓

Section 3. 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 5705.40, R.C., the sum of \$ _____

Grand Total GENERAL FUND Appropriation \$ 93,550.00

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

STREET PAVING

250 Capital Outlay \$40,000.00
 Total For Street Paving \$40,000.00

STREET REPAIRING

240 Supplies and Materials \$15,000.00
 Total For Street Repairing \$15,000.00

Total For Street Maintenance and
 Construction \$55,000.00 ✓

Total For Street Construction, Maintenance
 and Repair Fund (Program Code; 60) \$55,000.00 ✓

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½ % OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE: 60)

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-21 (continued) Passed December 10, 1979

STREET REPAIRING

240	Supplies and Materials	<u>\$1,200.00</u>	
	Total For Street Repairing		<u>\$1,200.00</u>
	Total For Street Maintenance and Construction (Sub-Program Code: 61) <u>\$1,200.00</u>		
Total For State Highway Improvement Fund (Program Code: 60)			<u>\$1,200</u>

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE: 50)
WATER SYSTEM OPERATIONS

WATER SUPPLY

240	Supplies and Materials	<u>\$10,000.00</u>	
	Total For Water Supply		<u>\$10,000.00</u>

WATER FILTRATION

240	Supplies and Materials	<u>\$10,000.00</u>	
	Total For Water Filtration		<u>\$10,000.00</u>

WATER PUMPING

240	Supplies and Materials	<u>\$10,000.00</u>	
	Total For Water Pumping		<u>\$10,000.00</u>

WATER DISTRIBUTION

240	Supplies and Materials	<u>\$10,000.00</u>	
	Total For Water Distribution		<u>\$10,000.00</u>

Total For Water System Operation (Sub-Program Code; 55)	<u>\$40,000.00</u>
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ADMINISTRATION-WATER

210	Personal Services	<u>\$15,000.00</u>	
240	Supplies and Materials	<u>\$15,000.00</u>	
250	Capital Outlay	<u>\$5,000.00</u>	
260	Debt Service	<u>\$41,700.00</u>	
	Total For Administration-Water (Sub-Program Code; 57)		<u>\$76,700.00</u>

Total For Administration-Water	<u>\$76,700</u>
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Total For Water (Revenue) Fund (Program Code: 50)	<u>\$116,700</u>
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Section 10. That there be appropriated from the SEWER (REVENUE) FUND

SEWER MAINTENANCE

210	Personal Services	<u>\$16,000.00</u>	
240	Supplies and Materials	<u>\$10,000.00</u>	
	Total For Sewer Maintenance		<u>\$26,000</u>

SEWER CONSTRUCTION

250	Capital Outlay	<u>\$4,500,000</u>	
	Total For Sewer Construction		<u>\$4,500,000</u>

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. **79-21 (continued)**

Passed **December 10, 1979**

Total For Sewage
(Sub-Program Code: 55) \$4,526,000

Total For Sewer (Revenue) Fund
(Program Code: 50) \$4,526,000

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260 Payment of Principal \$3,000
260 Payment of Interest \$313

Total For General Bond Retirement Fund \$3,313

ADDITIONAL FUNDS

Section 15. That there be appropriated from the ST. LIGHTING FUND

240 Supplies and Materials \$12,000
Total For Same \$12,000

PERMISSIVE TAX

250 Capital Outlay \$32,000
Total for Same \$32,000

FED. REV. SHARE

210 Personal Services \$4,000
250 Capital Outlay \$4,000
Total for Same FUND \$8,000

Section 16. That there be appropriated from the Fire FUND


210 Personal Services \$5,000
240 Supplies and Materials \$5,000
Total For FIRE \$10,000

TOTAL ALL APPROPRIATIONS \$4,857,763

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed: December 10, 1979


President of Council

Attest: 
Clerk of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 79-21 (continued) Passed December 10, 1979

CERTIFICATE

Section 5705.39, R.C.-"No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio, Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Resolution is taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.
Witness my signature, this day of 19 .

Donald H. Smith

Clerk of the Village
of

Antwerp

Paulding County, Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 79-21 WAS POSTED IN THE ANTWERP SEE IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE DAY OF 19..... AND ON THE DAY OF 19.....

Town Hall
Antwerp Exchange Bank
Kammeyer's IGA
Smith's Store
Antwerp Hardware

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-1

Passed January 14, 19 80

AN ORDINANCE ORDERING THE APPROPRIATION OF CERTAIN LANDS NECESSARY FOR THE CONSTRUCTION OF A SEWAGE SYSTEM FOR THE VILLAGE OF ANTWERP AND DIRECTING WILLIAM T. HUNT, ATTORNEY AT LAW, TO PROCEED WITH ACTION NECESSARY TO ACQUIRE THE NECESSARY INTEREST IN SAID LAND.

WHEREAS, on the 10th day of December, 1979, the Council of the Village of Antwerp, Ohio, adopted Resolution No. 79-18, declaring the necessity and intention of appropriating the necessary interests in the land described in Exhibit A, which is attached hereto and made a part hereof and notice of the adoption of such resolution has been served on the owners, persons in possession, or persons having an interest of record in said premises,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, TWO-THIRDS OF THE MEMBERS ELECTED INTO CONCURRED:

Section 1. That the necessary interests as described in Exhibit A, which is attached hereto and made a part hereof, be and the same is hereby appropriated for the public purpose of constructing a sewage system;

Section 2. That William T. Hunt, attorney at law, who has been retained as attorney for this sewer project, is hereby authorized and directed to file petitions of appropriation of the necessary interests in the real estate as shown in Exhibit A, which is attached hereto and made a part hereof, said petitions to be filed in a court of competent jurisdiction;

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village and for the further reason that it is necessary to appropriate said land and easements in order to construct a sewer system and the necessary appurtenances in order to protect the health and welfare of the residents of the Village; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

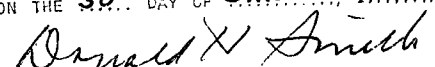
Passed: January 14, 1980


Mayor

Attest: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FORM AND ORD. 80-1 WAS PUBLISHED IN THE ANTWERP BEA-BEARDUS IN ACCORDANCE WITH SECT. 11 721.24 REVISED CODE, ON THE 23 DAY OF JAN. 19 80, AND ON THE 30 DAY OF JAN. 19 80.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 80-2

Passed January 14, 19 80

TO DECLARE THE NECESSITY AND INTENTION
OF ACQUIRING CERTAIN PARCELS OF REAL
PROPERTY IN CONNECTION WITH A SEWER SYS-
TEM FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp is engaged in providing a sewage system in accordance with requirements of the E.P.A. and,

WHEREAS, the acquisition of certain parcels of real estate and easements of other parcels of real estate is immediately necessary in order to carry out said project, and

WHEREAS, the Council has determined that the lands as described in the attached Exhibit A are necessary for sewer purposes in connection with said project,


NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Council of the Village of Antwerp, Ohio, hereby declares the necessity and its intention to appropriate fee simple title or easements for sewer purposes in connection with the sewer project in the property as shown and described in Exhibit A attached hereto and made a part hereof;

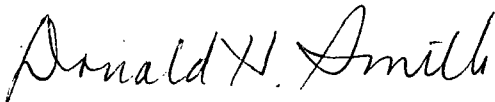
Section 2. That it is hereby ordered and directed that the notice required by law be given to the above described real estate or the persons in possession thereof;

Section 3. That this Resolution shall take effect and be in force from and after the first period allowed by law.

Passed: January 14, 1980


Mayor

Attest:



Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-3

Passed January 14 1980

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

The Council of the Village of Antwerp, Paulding County, Ohio, met in Regular session on the 14th day of January, 1980, at the office of Council Chambers with the following members present: H. Hill, D. Price, R. Butyok, D. Johnson, P. Deemer, R. Delong.

Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1980; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

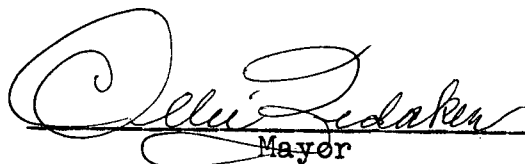
See attached Schedule A & B

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Hill seconded the Resolution and the roll being called upon its adoption the vote resulted as follows: yeas - Hill, Price, Butyok, Johnson, Deemer and Delong.


Adopted the 14th day of January, 1980.


Mayor

Attest:


Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

<i>Ordinance No.</i>	<i>Passed</i>	<i>19</i>
----------------------------	---------------------	-----------------

19 , for not to exceed years.

Fund: Levy authorized by voters on

19 , for not to exceed years.

BOND	1970	1971-1980	10 yrs.	.50
Cemetery	6-8-76	1976-1980	5 yrs.	.60
FIRE	11-4-75	1975-1979	5 yrs.	2.00

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Hill seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. <u>Hill</u>	Yes
Mr. <u>Price</u>	Yes
Mr. <u>Butyok</u>	Yes
Mr. <u>Johnson</u>	Yes
Mrs. <u>Deemer</u>	Yes
Mr. <u>Dalong</u>	Yes
Mr. _____	

Adopted the 14 day of January, 19 80

Attest:

President of Council

Clerk of Council

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-4

Passed January 21, 19 80

AN ORDINANCE ORDERING THE APPROPRIATION OF CERTAIN LANDS NECESSARY FOR THE CONSTRUCTION OF A SEWAGE SYSTEM FOR THE VILLAGE OF ANTWERP AND DIRECTING WILLIAM T. HUNT, ATTORNEY AT LAW, TO PROCEED WITH ACTION NECESSARY TO ACQUIRE THE NECESSARY INTEREST IN SAID LAND.

WHEREAS, on the 14th day of January, 1980, the Council of the Village of Antwerp, Ohio, adopted Resolution No. 80-2, declaring the necessity and intention of appropriating the necessary interests in the land described in Exhibit A, which is attached hereto and made a part hereof and notice of the adoption of such resolution has been served on the owners, persons in possession, or persons having an interest of record in said premises,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, TWO-THIRDS OF THE MEMBERS ELECTED INTO CONCURRED:

Section 1. That the necessary interests as described in Exhibit A, which is attached hereto and made a part hereof, be and the same is hereby appropriated for the public purpose of constructing a sewage system;

Section 2. That William T. Hunt, attorney at law, who has been retained as attorney for this sewer project, is hereby authorized and directed to file petitions of appropriation of the necessary interests in the real estate as shown in Exhibit A, which is attached hereto and made a part hereof, said petitions to be filed in a court of competent jurisdiction;

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village and for the further reason that it is necessary to appropriate said land and easements in order to construct a sewer system and the necessary appurtenances in order to protect the health and welfare of the residents of the Village; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

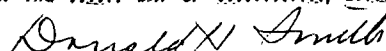
PASSED: January 21, 1980


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE ORDINANCE ORD. 80-4 WAS PUBLISHED IN THE ANTWERP RECORDS IN ACCORDANCE WITH SECTION 2806 REVISED CODE, ON THE 23 DAY OF JAN., 19 80, AND ON THE 28 DAY OF JAN., 19 80.



RECORD OF ORDINANCES

Resolution

~~XXXXXX~~ No. 80-5

Passed January 21, 1980

A RESOLUTION TO MEET REQUIREMENTS OF THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, an application for a grant for the Village sewer project has been made to the United States Environmental Protection Agency, and

WHEREAS, there are certain requirements for meeting Minority Business Enterprise (MBE) goals that must be met by the Village to qualify for such grant,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Village of Antwerp accept the goal of EPA Region V, which is committed to a MBE Regional goal of 10-15% of the total dollar amount of all new grantee contracts;

Section 2. That the Engineer is authorized to modify the "Contract Documents" to reflect a MBE goal of 10-15% participation;

Section 3. That Ollie Zedaker is hereby authorized to work with the Engineer to see that Antwerp fulfills the steps as set forth in EPA policy regarding MBE dated December 26, 1978, Section V, Part C (3);

Section 4. After receiving written authorization to proceed with items d, e, f and h as set forth in Part C (3) of the current MBE policy as described in Section 3, the Engineer will complete the tasks and submit an invoice to the Village Council for work completed. Invoices will be based on hours spent times hourly rates times a multiplier of 2.7 to determine invoice amount.

Section 5. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: January 21, 1980

Ollie Zedaker
Mayor

ATTEST:

Donald H. Smith
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Resolution
Ordinance No. 80-6

Passed February 18, 1980

Joint Resolution

DECLARING NECESSITY FOR TAX LEVY FOR JOINT CEMETERY OF CARRYALL TOWNSHIP AND VILLAGE OF ANTWERP

WHEREAS, in accordance with Ohio Revised Code ^{S 7} 759.34, the legislative authority of the Village of Antwerp and the Board of Township Trustees of Carryall Township held a joint meeting on February 18, 1980, with the following members present on behalf of the Village of Antwerp:

H. Hill	R. DeLong
D. Johnson	D. Price
P. Deemer	R. Butyok

and on behalf of Carryall Township, the following trustees were present:

Orville Zuber
Joseph L. Lichty
Thomas Marlin

WHEREAS, it was determined that it would be necessary to levy a tax of .6 mill on all the property in Carryall Township, which includes the Village of Antwerp, in order to provide monies for the operation of the joint cemetery, and

WHEREAS, it is necessary that said .6 mill be voted upon by the electors of Carryall Township, which includes the Village of Antwerp, and

WHEREAS, a special meeting was called for the purpose of considering and placing said millage upon the ballot to be voted upon in the primary election to be held in the year 1980,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP AND THE BOARD OF TRUSTEES OF CARRYALL TOWNSHIP, ALL THE HEREINABOVE MENTIONED MEMBERS UNANIMOUSLY CONCURRING:

- Section 1. That the amount of taxes necessary for the operation and maintenance of the joint cemetery of Carryall Township and the Village of Antwerp as determined in accordance with Ohio Revised Code § 759.34 is .6 mill and that said tax be levied for a period of five (5) years.
- Section 2. That it is necessary to levy taxes for the years 1981, 1982, 1983 and 1984 and 1985 at the rate for each year of .6 mill on each dollar of the tax valuation of the taxable property within Carryall Township, which includes the Village of Antwerp, in excess of the rate authorized by Section 5705.02 of the Ohio Revised Code.
- Section 3. That the Clerk of the Village of Antwerp, in accordance with Section 759.34 of the Ohio Revised Code, be and is hereby directed to certify a copy of this Resolution to the County Auditor and to the Board of Elections of Paulding County, Ohio, in order that said Board of Elections may make the necessary arrangements for submission on such question to the electors of Carryall Township which includes the Village of Antwerp as provided by law.

PASSED: February 18, 1980

ATTEST: Donald H. Smith
Clerk


Trustee of Carryall Township

Orville Zuber
Mayor

Trustee of Carryall Township

Trustee of Carryall Township

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Resolution
~~Ordinance~~ No. 80-6

Passed February 18 1980

CERTIFICATE

I, Donald Smith, Clerk of the Village of Antwerp, do hereby certify that the foregoing was taken and copied from the records of proceedings of said Village of Antwerp and the same has been compared by me with the Resolution on said record and that the same is a true and correct copy thereof.

WITNESS my signature this 18 day of February 1980.

Donald X Smith

Clerk

I, _____, Clerk of the Trustees of Carryall Township, Paulding County, Ohio do hereby certify that the foregoing was taken and copied from the records of proceedings of the said Carryall Township Trustees, and that the same has been compared by me with the Resolution on said record and that it is a true and correct copy thereof.

WITNESS my signature this _____ day of _____ 1980.

Clerk, Carryall Township

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-7

Passed February 18 1980

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

The Incorporated Village of Antwerp, Paulding County, Ohio met in Special session on the 18th day of February, 1980, at the office of Town Hall with the following members present:

R. Butyok
H. Hill
D. Johnson

P. Deemer
D. Price

Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Village of Antwerp, Paulding County, Ohio; therefore be it

RESOLVED, by the Council of the Village of Antwerp, Paulding County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of the Village of Antwerp for the purpose of current operating expenses of the Village of Antwerp at a rate not exceeding one mills for each one dollar of valuation, which amounts to ten cents for each one hundred dollars of valuation, for five years (5): 1980, 1981, 1982, 1983 and 1984, and which levy is a renewal of an existing levy of one (1) mill.

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if a majority of the electors voting thereon vote in favor thereof; and be it further

RESOLVED, That the Clerk of this Village of Antwerp be and he is hereby directed to certify a copy of this resolution to the Board of Elections, Paulding County, Ohio, prior to the 16th day before the election upon which it will be voted, and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

Mr. DeLong seconded the motion and the roll being called upon its adoption the vote resulted as follows:

Mr. Butyok, yes
Mr. Hill, yes
Mr. Johnson, yes
Mr. DeLong, yes
Mrs. Deemer, yes
Mr. Price, yes

ADOPTED the 18th day of February, 1980.

Donald H. Smith

Clerk

Deane Sedaker

Mayor

CERTIFICATE

I, Donald H. Smith, Clerk of the Incorporated Village of Antwerp, Paulding County, Ohio do hereby certify that the foregoing is taken and copied from the record of the proceedings of said Village; that the same has been compared by me with the Resolution on said record and that it is a true and correct copy thereof.

WITNESS my signature, this 18th day of February, 1980.

Donald H. Smith

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-8

Passed February 27 19 80

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE PROPOSAL OF McDONALD & COMPANY, DATED FEBRUARY 27, 1980, FOR UNDER WRITING SERVICES.

WHEREAS, the administrative and legislative branches of the Village have determined a need exists in the Village of Antwerp for expert financial underwriting services on a continuing basis, and

WHEREAS, McDonald & Company has submitted a comprehensive proposal, dated February 27, 1980, for these services that meets the needs that exist in the Village.

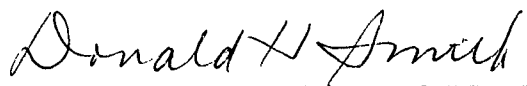
NOW, THEREFORE BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. The Mayor be and he is hereby authorized and directed to accept the proposal of McDonald & Company, to provide financial underwriting services substantially in the form submitted to this Council and attached hereto.

Section 2. This Resolution shall take effect and be in full force from and after the earliest period allowed by law.

PASSED: February 27, 1980


Mayor

ATTEST: 
Clerk

RECORD OF ORDINANCES

Ordinance No. 80-9

Passed March 10 1980

AN ORDINANCE TO GRANT TO GENERAL TELEPHONE COMPANY OF OHIO, ITS SUCCESSORS AND ASSIGNS, IN ACCORDANCE WITH SECTION 4931.23 OF THE OHIO REVISED CODE, THE CONSENT OF THIS MUNICIPAL CORPORATION AND THE RIGHT AND PRIVILEGE TO CONSTRUCT, ERECT, OPERATE AND MAINTAIN IN, ALONG, OVER, UNDER AND ACROSS THE STREETS, ALLEYS, PUBLIC SQUARES, GROUNDS AND OTHER PUBLIC WAYS IN THE VILLAGE OF ANTWERP, OHIO, SUCH LINES, WIRES, CABLES, CONDUITS, POLES, PIPES, STUBS, ANCHORS AND OTHER FIXTURES, APPLIANCES AND EQUIPMENT AS MAY BE NECESSARY OR CONVENIENT FOR FURNISHING TELEPHONE AND OTHER COMMUNICATION SERVICES AND CONDUCTING A TELEPHONE BUSINESS.


BE IT ORDAINED by the Council of the Village of Antwerp, Ohio:

Section 1. The consent of this municipal corporation and the right and privilege to construct, erect, operate and maintain in, along, through, over, under and across the streets, alleys, public squares, grounds and other public ways in the Village of Antwerp, Ohio (hereinafter referred to as "municipal corporation"), such telephone lines, poles, wires, stubs, anchors, cables, pipes, conduits and other fixtures and appliances as may be necessary or convenient for supplying telephone service and communication by telephone or other electrical device, and to conduct a general telephone business in the municipal corporation, be and it is hereby granted to General Telephone Company of Ohio (hereinafter referred to as the "Company"), an Ohio Corporation with offices at 100 Executive Drive, Marion, Ohio 43302, its successors and assigns, subject to the following conditions:

- (a) All telephone lines, wires, poles, stubs, anchors, cables, pipes, conduits and other fixtures and appliances shall be so placed and maintained in the municipal corporation and all work of the Company in connection therewith shall be so performed as not to interfere unreasonably with ordinary travel on the streets and alleys of the municipal corporation or with ingress or egress from any public or private property.
- (b) All construction, excavation, maintenance, repair and reconstruction shall be done in a workmanlike manner, and the Company, its successors and assigns, shall at all times hereafter defend, keep harmless and indemnify said municipal corporation from any and all damages, or lawful claims and demands for damages for injury to persons or property, and all costs and expenses to which said municipal corporation may be subjected or be liable for by any process of law or equity growing out of the exercise of the above rights and privileges.
- (c) The Company shall have the right and privilege to take up such portion or part of any pavement or sidewalk and to make such excavation in the streets of said municipal corporation as may be deemed necessary for the installation or maintenance of underground mains, conduits, or fixtures, but such work shall not necessarily impede public travel on said streets. All pavements and sidewalks which are so taken up for excavating, shall be restored to substantially the same condition as they were prior to the work performed by the Company.
- (d) Prior to the opening of any street, alley, sidewalk, or other paved surface for the installation of subsurface facilities, the Company shall obtain written approval from the Director of Public Service.
 - (1) In the event of an emergency condition, which would consist of a telephone service outage or the immediate threat of a service outage, the Company shall have the right to proceed with the opening of a paved surface prior to receiving written approval from the village. However, in such an emergency, the Company shall notify the village and obtain the proper permit no later than three working days following necessary emergency work.

Section 2. That if any section, sentence, phrase, or any part of this Ordinance is for any reason held to be invalid, such holding shall not be taken as affecting the validity of any remaining parts or portions of this Ordinance.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 80-9

Passed March 10 19 80

Section 3. No portion of this ordinance or any conduct on the part of the Municipal Corporation shall estopp the Municipal Corporation from amending or repealing this ordinance.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law after its passage and filing with the Mayor of said Municipal Corporation and upon written acceptance of this Ordinance by the General Telephone Company of Ohio.

First Reading

PASSED this 10th day of March, 1980.

Second Reading - PASSED this 24th day of March, 1980

Third Reading

ATTEST: Donald N Smith Ellie Sedaker
Clerk APPROVED Mayor

Date of Approval: _____, 19____

The General Telephone Company of Ohio hereby accepts the consent, rights and privileges granted in the foregoing Ordinance and the conditions therein contained.

IN WITNESS WHEREOF, General Telephone Company of Ohio has caused its name to be affixed by its Vice President and Secretary this _____ day of _____, 1980.

Dated: _____

By: _____
Vice President
Network engineering & Construction

By: _____
Secretary

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 80-10

Passed March 10 19 80

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

The Incorporated Village of Antwerp of Paulding County, Ohio, met in regular session on the 10th day of March, 1980, at the office of Town Hall with the following members present: R. Butyok, H. Hill, D. Johnson, P. Deemer, D. Price. Mr. Price moved the adoption of the following Resolution:

WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary require - ments of said Village of Antwerp, Paulding County, Ohio; therefore be it

RESOLVED, by the Council of the Village of Antwerp, Paulding County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of the Village of Antwerp for the purpose of current operating expenses of the Village of Antwerp at a rate not exceeding one mills for each one dollar of valuation, which amounts to ten cents for each one hundred dollars of valuation, for five years (5): 1981, 1982, 1983, 1984, and 1985, and which levy is a renewal of an exist- ing levy of one (1) mill.

RESOLVED, that said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if a majority of the elec- tors voting thereon vote in favor thereof; and be it further

RESOLVED, that the Clerk of this Village of Antwerp be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Paulding County, Ohio, prior to the 20th day of March, 1980 and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

Mr. Hill seconded the motion and the roll being called upon its adoption the vote resulted as follows;

Mr. Butyok, yes
Mr. Hill, yes
Mr. Johnson, yes

Mrs. Deemer, yes
Mr. DeLong, yes
Mr. Price, yes

ADOPTED the 10th day of March, 1980.

Donald H. Smith

Clerk of the Incorporated Village of Antwerp, Paulding County, Ohio

The State of Ohio, Paulding County, ss.


I, Donald H. Smith, Clerk of the Incorporated Village of Antwerp, Paulding County, Ohio do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of said village; that the same has been compared by me with the Resolution on said Record and that it is a true and correct copy thereof.

WITNESS my signature, this 10th day of March, 1980

Donald H. Smith

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Resolution

Ordinance No. 80-11

Passed March 24 19 80

RESOLUTION NO. 80-11
AUTHORIZING THE MAYOR TO EXECUTE EASEMENTS

WHEREAS, the Village of Antwerp is in the process of constructing a sewage system and,

WHEREAS, it is necessary that easements be obtained over property owned by the Village,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:


Section 1. That the Mayor is authorized to execute easements to the Village of Antwerp as set forth in the descriptions attached hereto and made a part hereof;

Section 2. That this Resolution shall be in full force and effect from and immediately after its passage.

PASSED: March 24, 1980



Mayor

ATTEST: 

Clerk

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-12

Passed March 24 1980

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF IMPROVING THE WATERWORKS SYSTEM OF THE VILLAGE BY CONSTRUCTING AND EQUIPPING A NEW FILTER BUILDING, IMPROVING THE SITE THEREOF AND IMPROVING THE EXISTING CISTERN, PUMPHOUSE AND PIPING, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 79-4, duly passed by this Council on February 5, 1979, a note in the principal amount of \$300,000 and dated March 23, 1979 was issued for the purpose hereinafter stated, which note has matured; and

WHEREAS, the amount of \$18,750, which is the interest due on said note is also due and payable at its maturity; and

WHEREAS, Council has determined to issue a new note in the principal amount of \$320,000 to retire said outstanding note and pay the interest then due on said note and certain additional costs in connection with the improvement hereinafter described; and

WHEREAS, the Clerk-Treasurer has certified to this Council that the estimated life for the improvement hereinafter mentioned is at least five (5) years, and that the maximum maturity of the bonds hereinafter referred to is thirty-nine (39) years and the maximum maturity of the notes hereinafter referred to, to be issued in anticipation of such bonds is March 23, 1987, if sold publicly, or one (1) year if sold at private sale;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. That it is hereby declared necessary to issue bonds of the Village of Antwerp in the principal sum of \$320,000 for the purpose of improving the waterworks system of the Village by constructing and equipping a new filter building, improving the site thereof and improving the existing cistern, pump - house and piping, all together with the necessary appurtenances thereto.

Section 2. That such bonds shall be dated April 1, 1981, shall bear interest at the estimated rate of nine per centum (9%) per annum, payable semi-annually, until the principal sum is paid, and shall mature in twenty (20) substantially equal annual installments after their issuance.

Section 3. That it is necessary to issue and this Council hereby determines that notes in the aggregate principal amount of \$320,000 shall be issued in anticipation of such bonds. Such anticipatory notes shall bear interest at a rate of eight and one-half per centum (8- $\frac{1}{2}$ %) per annum, such interest to be payable at maturity. Such notes shall be dated the date of issuance, shall mature on or before one year from date, and shall be in such number and denominations as requested by the purchaser.

Section 4. Such notes shall be executed by the Mayor and the Clerk-Treasurer, shall bear the seal of the corporation and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance. They shall be payable at the office of the legal depository of the Village, presently The Antwerp Exchange Bank, Antwerp, Ohio.

Section 5. Subject to the rejection of such notes by the officer in charge of the Bond Retirement Fund, such notes are hereby awarded and sold to The Antwerp Exchange Bank, Antwerp, Ohio for not less than the par value thereof and any premium and accrued interest in accordance with the terms of its offer therefor; and the Clerk-Treasurer is hereby authorized and directed to deliver such notes, when executed, to such purchaser upon payment of such purchase price. The proceeds from the sale of such notes, except any premium and accrued interest, shall be paid into the proper fund and used for the purpose for which such notes are being issued under the provisions of this ordinance. Any premium and accrued interest received from such sale shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal and interest of such notes in the manner provided by law.

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Ordinance No. 80-12

Passed March 24

1980

Section 6. The Village hereby covenants that it will restrict the use of the proceeds of the notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time of the delivery of and payment for such notes, so that the notes will not constitute arbitrage bonds under Section 103(c) of the Internal Revenue Code and the applicable income tax regulations under that Section. The fiscal officer or any other officer having responsibility for issuing the notes is authorized and directed, alone or in conjunction with any of the foregoing or with any other officer, employee, or consultant of the Village, to give an appropriate certificate of the Village, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the Village regarding the amount and use of all as of the date of delivery and payment for such notes.

Section 7. Such notes shall be the full general obligations of this Village and the full faith, credit and revenue of this Village are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by such notes, and any excess funds resulting from the issuance of such notes, shall to the extent necessary be used for the retirement of such notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 8. That during the years while such notes run there shall be levied on all the taxable property in this Village, in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issuance of such notes. Said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with the interest collected on the same shall be irrevocably pledged for the payment of the principal and interest of such notes or bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that in each year to the extent that income from the waterworks system is available for the payment of interest on and principal of such purpose, the amount of such tax shall be reduced by the amount of such income so available and so appropriated.

Section 9. It is hereby determined that all acts, conditions and things required to be done precedent to and in the issuance of such notes, in order to make them legal, valid and binding obligations of this Village, have happened, been done and performed in regular and due form as required by law; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of such notes.

Section 10. The Clerk-Treasurer is hereby directed to forward certified copy of this ordinance to the County Auditor.

Section 11. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 12. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this Village, and for the further reason that the proceeds of the notes provided for herein are urgently required to retire said outstanding notes and thereby preserve the credit of the Village; wherefore this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: March 24, 1980

ATTEST: Donald H. Smith

Clerk

Oliver S. Baker

Mayor

CERTIFICATE OF PUBLICATION
THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING Ord. 80-12 WAS
PUBLISHED IN THE ANTWERP BEE-ARBUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 16th DAY OF April, 1980, AND
ON THE 19th DAY OF April, 1980.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-13

Passed March 24 19 80.

ORDINANCE PROVIDING FOR RETAINING CERTAIN LEGAL SERVICES OF SQUIRE, SANDERS & DEMPSEY IN CONNECTION WITH PROCEEDINGS FOR THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES AND RENDERING AN APPROVING OPINION WITH RESPECT THERETO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the Village of Antwerp, Ohio:

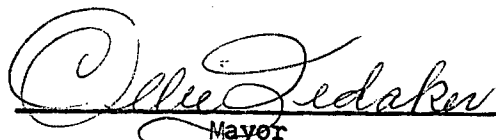
Section 1. The legal services of the law firm of Squire, Sanders & Dempsey be and are hereby retained, such legal services to be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of notes in anticipation of the issuance of bonds for the purpose of improving the waterworks system of the Village by constructing and equipping a new filter building, improving the site thereof and improving the existing cistern, pumphouse and piping, all together with the necessary appurtenances thereto in the aggregate principal amount of \$320,000 and of rendering an approving opinion with respect to said notes. In rendering such legal services, as an independent contractor and in an attorney-client relationship, said firm shall not exercise any administrative discretion on behalf of this Village in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, and county, or cities, or of this Village, or the execution of public trusts.

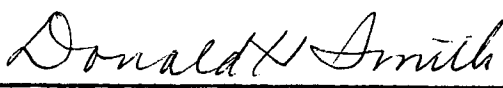
Section 2. For such legal services said firm shall be paid fees now estimated at \$1,020 and shall be reimbursed for actual out-of-pocket expenses (including but not limited to, travel, long-distance telephone and duplicating expenses) incurred in rendering such legal services, and the Clerk-Treasurer is hereby authorized and directed to make appropriate certification as to the availability of funds for such fees and reimbursement and to issue an appropriate order for the payment of the same as the same shall become payable.

Section 3. That it is hereby found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this Village, and for the further reason that it is necessary that provision immediately be made for the retention of said law firm in order to proceed with the sale of such notes in order to retire outstanding notes and thereby preserve the credit of the Village; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

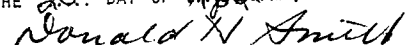
PASSED: March 24, 1980


Mayor

ATTEST: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 80-13 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 16th DAY OF April, 1980, AND ON THE 23rd DAY OF April, 1980.


Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-14

Passed April 14 19 80

AN ORDINANCE CONFIRMING WATER RATES AND RENT FOR THE VILLAGE OF ANTWERP

A question having arisen as to the water rates charged by the Village of Antwerp and the Village having conferred with Squire, Sanders and Dempsey and being advised that the Board of Public Affairs of the Village of Antwerp has the authority to establish water rates pursuant to Ohio Revised Code § 735.29 and having previously confirmed water rates established by the Board of Public Affairs of the Village of Antwerp, hereby makes this Ordinance.

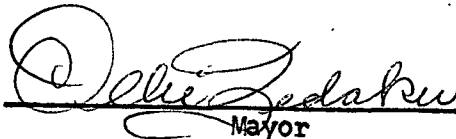
NOW THEREFORE, be it ordained by the Council of the Village of Antwerp.

Section 1. That the rates and rent charged by the Board of Public Affairs of the Village of Antwerp for all water furnished by the Village of Antwerp water works to each consumer, using and consuming said water, shall be as follows:


- a. There shall be a quarterly service charge of \$10.00.
- b. In addition thereto, there shall be a quarterly commodity charge of \$1.80 for each one thousand gallons of water consumed for each consumer of water.

This Ordinance is hereby declared an emergency necessary for the immediate preservation of the peace, health and safety of the residents of the Village of Antwerp, and therefore, be in full force and effect from the earliest possible time provided by law after its passage.

DATED: April 14, 1980

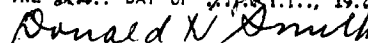

Mayor

ATTEST:


Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 80-14 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 14th DAY OF April, 1980, AND ON THE 23rd DAY OF April, 1980.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-15

Passed April 14 1980

ADOPTING THE 1979 S-1 SUPPLEMENT TO ANDERSON'S REVISED OHIO BASIC CODE FOR THE VILLAGE OF ANTWERP.

WHEREAS, American Legal Publishing Co. has completed an updating of Anderson's Revised Ohio Basic Code for the Village of Antwerp, and

WHEREAS, it is the intent of Council to accept such supplement to its codified ordinances, and

WHEREAS, it is necessary to provide for the usual daily operation of the municipal departments, and for the immediate preservation of the public peace, health and safety that this ordinance take effect at an early date; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. That the 1979 S-1 supplement to Anderson's Revised Ohio Basic Code for the Village of Antwerp, as reviewed and approved by Council, is hereby adopted.

Section 2. One copy of Anderson's Revised Ohio Basic Code for the Village of Antwerp together with the 1979 S-1 supplement, shall be kept on file in the Office of the Clerk of the Village. The Clerk is authorized and directed to publish a summary of all new matters contained on the 1979 S-1 supplement to Anderson's Revised Ohio Basic Code for the Village of Antwerp as required by R.C. § 731.23.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health and safety of the people of Antwerp, and shall take effect at the earliest date provided by law.

Passed: April 14, 1980


Mayor


Attest: Donald X Smith
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 80-15 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 23 DAY OF April, 1980, AND ON THE 30 DAY OF April, 1980.

Donald X Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Resolution

~~Ordinance~~ No. 80-16

Passed May 19 1980

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE FARMERS
HOME ADMINISTRATION AND THE VILLAGE OF ANTWERP

WHEREAS, the Village has made application for a loan and a grant from the Farmers Home Administration to aid in the construction of a waste water facility, and

WHEREAS, it is necessary that an agreement be entered into in order to meet the requirements of the Farmers Home Administration,

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the Mayor is hereby authorized to enter into an agreement with Farmers Home Administration as approved by this Council.

Section 2. This resolution shall be in full force and effect from and immediately after its passage.

Passed: May 19, 1980

Attest:

Donald W. Smith

Clerk-Treasurer

Ellie S. Saben

Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-17

Passed May 19 19 80

A RESOLUTION SETTING FORTH THE OPERATIONS, MANAGEMENT RECORDS AND REPORTS FOR THE WASTE WATER TREATMENT FACILITY OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village has applied for a loan and grant from the Farmers Home Administration, and

WHEREAS, it is necessary that the Village set forth who will operate the Waste Water Treatment Facility, Maintain the Management Records and Reports;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. Upon the completion of the Waste Water Treatment Facility, the same will be operated by the Trustees of the Board of Public Affairs in accordance with the laws of the State of Ohio.

Section 2. The Clerk of the Trustees of the Board of Public Affairs, shall maintain records of all users, billings, collection of such billings, expenses of operations, payments upon indebtedness and any other books, records or reports deemed necessary for the operation of the Waste water Facility.

Section 3. That the Trustees of the Board of Public Affairs shall employ a licensed operator of Waste Water Treatment Facilities to operate and maintain the same.

Section 4. This resolution shall be in full force and effect from and immediately after its passage.


Passed: May 19, 1980

Attest:

Donald V. Smith
Clerk-Treasurer

Chris Sedakes
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Resolution

Ordinance No. 80-18

Passed May 19 1980

A RESOLUTION APPROVING BUDGET FOR OPERATION AND PAYMENT OF
INDEBTEDNESS FOR WASTE WATER TREATMENT FACILITY

WHEREAS, the Village of Antwerp has committed itself to construction of a waste water treatment system; and

WHEREAS, a budget has been proposed for the operation of the waste water treatment facility and payment of indebtedness incurred in the construction of said waste water treatment facilities.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the budget as presented to Council on the 19th day of May, 1980, for the operation and payment of indebtedness to be incurred for the construction of the waste water facility is hereby accepted.

Section 2. This resolution shall be in full force and effect from and immediately after its passage.

Passed: May 19, 1980

Attest:

Donald H. Smith
Clerk-Treasurer

Ellen Sedak
Mayor

RECORD OF ORDINANCES

Ordinance No. 80-19

Passed May 19

19 80

AN ORDINANCE PROVIDING FOR THE RULES, REGULATIONS AND CONDITIONS OF SERVICE FOR THE VILLAGE OF ANTWERP, COUNTY OF PAULDING, OHIO MUNICIPAL SEWAGE SYSTEM

WHEREAS, the Village of Antwerp, County of Paulding, Ohio (hereinafter called the "Municipality") has undertaken to construct a municipal sanitary sewer system; and

WHEREAS, the Municipality is financing the acquisition of the sanitary sewer system with the issuance of mortgage revenue bonds of the Municipality;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, COUNTY OF PAULDING, OHIO as follows:

SECTION 1. DEFINITIONS

Unless the context specifically indicates otherwise; the meaning of terms used in this ordinance shall be as follows:

- A. "Biochemical oxygen demand" (BOD) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure, as prescribed in "Standard Method for the Examination of Water and Wastewater: in five (5) days at 20 degrees C, expressed in milligrams per liter.
- B. "Building drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building, and conveys it to the building sewer, terminating five (5) feet outside the inner face of the building wall.
- C. "Building sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.
- D. "Class of Users" shall be Industrial and Nonindustrial at this time. Nonindustrial users may be farther subdivided into residential users and commercial users.
- E. "Combined Sewer" shall mean a sewer intended to serve as a sanitary sewer and a storm sewer, or as an industrial sewer and a storm sewer.
- F. "Commercial User" shall mean a place of business or other structure not used for a place of residence and have a connection to the sewage works.
- G. "Compatible Pollutants" shall mean pollutants which the treatment plant was designed to treat which are BOD, SS, and fecal coliform bacteria, plus additional pollutants identified in the NPDES Permit if the publicly owned sewage works was designed to treat such pollutants and in fact does remove such pollutants to a substantial degree.
- H. "Connection Charge" shall mean that amount paid by the owner of each new structure to be connected to the sewage works.
- I. "Debt Service Charge" shall mean the charges resulting from the capital investment necessary to construct the sewage works and shall consist of annual principal and interest payments and other amounts as required in connection with the issuance and sale of bonds to provide the necessary funds for construction.
- J. "Easement" shall mean an acquired legal right for the specific use of land owned by others.
- K. "Floatable Oil" shall mean oil, fat, or grease in a physical state such that it will separate by gravity from sewage by treatment in an approved pretreatment facility. Sewage shall be considered free of floatable oil if it is properly pretreated and does not interfere with the collection system.

RECORD OF ORDINANCES

Ordinance No. 80-19

Passed May 19 19 80

- L. "Garbage" shall mean the animal and vegetable waste resulting from the handling, preparation, cooking and serving of foods.
- M. "Incompatible Pollutant" shall mean any pollutant which is not compatible.
- N. "Industrial Cost Recovery Charge" shall mean that amount assessed each industrial user to repay that portion of all Federal grant amounts allocable to the treatment of sewage from the industrial users of the sewage works and capacity committed to their use.
- O. "Industrial User" shall mean any nongovernmental user of the sewage works identified in the "Standard Industrial Classification Manual", 1972, Office of Management and Budget, published by the Federal government as amended and supplimented under the following divisions:
- Division A - Agriculture, Forestry and Fishing
 - Division B - Mining
 - Division D - Manufacturing
 - Division E - Transportation, Communications, Electric Gas and Sanitary Services
 - Division I - Services
- A user in the divisions listed above may be excluded from this definition if it is determined by the Municipality that it will introduce primarily segregated domestic waste from sanitary conveniences.
- P. "Industrial Wastes" shall mean the liquid wastes from industrial processes as distinct from sanitary wastes.
- Q. "Inspector" shall mean any person or persons duly authorized by the Municipality to inspect and approve the installation of building sewers and their connection to the public sewer system.
- R. "Major Contributing Industry" shall mean an industrial user of the publicly owned sewage works to which any of the following apply: (a) has a flow greater than 10 percent of the flow carried by the municipal system receiving the waste; (b) has in its waste, a toxic pollutant in toxic amounts as defined in standards issued under Section 307 (a) of PL 92-500; (c) is found by the permit issuance authority, in connection with the issuance of an NPDES permit to the publicly owned sewage works receiving the waste, to have significant impact, either singly or in combination with other contributing industries, on that sewage works or upon the quality of effluent from that sewage works.
- S. "May" is permissive.
- T. "Natural Outlet" shall mean any outlet, including the outlet of storm sewers, into a watercourse, pond, ditch, lake or other body of surface or groundwater which does not require an NPDES discharge permit.
- U. "Nonindustrial User" shall mean all users of the sewage works not classified as Industrial User.
- V. "Normal Domestic Strength" shall mean wastes which are characterized by a per capita discharge of 100 gallons per day at a loading of 200 mg/l BOD and 250 mg/l S.S.
- W. "NPDES Permit" shall mean National Pollutant Discharge Elimination System Permit as issued by the State of Ohio Environmental Protection Agency under authorization issued by the U. S. EPA, Region 5 March 11, 1974.
- X. "Operation, Maintenance and Replacement Costs" shall mean those costs, including labor, materials, supplies, equipment, accessories, and appurtenances, required to operate the sewage works, keep the facilities in operating condition, and maintain the

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-19

Passed May 19 19 80

capacity and performance during the service life of the sewage works for which such works were designed and constructed.

- Y. "Person" shall mean any individual, Firm, company, partnership, association, society, corporation or group.
- Z. "pH" shall mean the logarithm of the reciprocal of hydrogen ion concentration. The concentration is the weight of hydrogen ions, in grams, per liter of solution.
- AA. "Polluted Water" is water of quality that would cause violation of receiving water quality standards and would be benefitted by discharge to the sanitary sewers and sewage treatment facilities provided.
- BB. "Pretreatment" shall mean the treatment of sewage from sources before introduction into the sewage works.
- CC. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.
- DD. "Recovered Amount" shall mean that revenue generated as a result of the Industrial Cost Recovery System.
- EE. "Recovery Period" shall mean thirty (30) years of the useful life of the treatment works, whichever is less.
- FF. "Residential User" shall mean a dwelling, room or rooms in a hotel, apartment or other place of residence wherein resides one family unit having a connection to the sewage works.
- GG. "Retained Amounts" shall mean 50% of the Recovered amounts.
- HH. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and ground waters are not intentionally admitted.
- II. "Sanitary Wastes" shall mean the liquid wastes normally discharged from residential units and water closets.
- JJ. "Sewer" shall mean a pipe or conduit for carrying sewage.
- KK. "Sewer Service Charge" shall mean the amount paid by each owner of structures connected to the sewage system for service. This charge shall include the total costs for service including the "User Charge" and Debt Service Charge.
- LL. "Sewage or Wastewater" shall mean a combination of the water carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface and storm waters as may be present.
- MM. "Sewage or Wastewater Works" shall mean all facilities for collecting, pumping, treating and disposal of sewage.
- NN. "Shall" is mandatory.
- OO. "Significant User" shall mean any industrial user that will contribute greater than 10 percent of the design flow or design pollutant loading of the sewage works.
- PP. "Storm Sewer" shall mean a drain or sewer for conveying water, groundwater, subsurface water, or unpolluted water from any source.
- QQ. "Superintendent" shall mean the Superintendent of the Municipal Sewage Works of the Village of Antwerp, Ohio, or his authorized deputy, agent or representative.

RECORD OF ORDINANCES

Ordinance No. 80-19

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- RR. "Suspended Solids" (SS) shall mean total suspended matter that either floats on the surface of, or is an suspension in, water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water and WasteWater" and referred to as non-filter - able residue.
- SS. "Unpolluted Water" is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and sewage treatment facilities provided.
- TT. "User" shall mean any owner of a structure connected to the sewage works.
- UU. "User Charge" shall mean that amount paid by each owner of structures connected to the sewage works proportionate to the service provided. This charge shall cover all operation, maintenance, and replacement costs for the sewage works.
- WV. "Watercourse" shall mean a natural or artificial channel for the passage of water either continuously or intermittently.

SECTION 2. USE OF PUBLIC SEWERS REQUIRED

- A. It shall be unlawful for any person to place, deposit, or permit to be deposited in an unsanitary manner upon public or private property within the Municipality, or in any area under the jurisdiction of said Municipality, any human or animal excrement, garbage, or other objectionable waste which ordinarily would be regarded as sewage or industrial wastes.
- B. It shall be unlawful to discharge to any natural outlet within said Municipality, or in any area under the jurisdiction of said Municipality, a sanitary waste, industrial waste or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Ordinance.
- C. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool or other facilities intended or used for the disposal of sewage.
- D. The Owner of all houses, buildings, or properties used for human occupancy, employment, recreation or other purposes situated within the Municipality and abutting any street, alley or right-of-way in which there is now located or may in the future be located a public sanitary sewer of the Municipality, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sanitary sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of service being available, provided that said public sewer is within two hundred (200) feet of the property line.
- E. The Municipality shall install and maintain at its expense that portion of the service from the main to the lot or easement line, and the customer shall install and maintain at its expense that portion of the building sewer from said lot or easement line to his premises. The size and slope of the building sewers shall be subject to the approval of the authorized of the Municipality.
- F. Any new sanitary sewers required to serve new development in areas not presently served with sanitary sewers shall be provided by and paid for by the Developer in accordance with the requirements of the Municipality.
- G. All persons residing outside the Municipality who contracts with the Municipality for use of the sewage or wastewater works of the Municipality, shall install at his own expense, a meter upon his well to determine his user charge. Should no meter be installed or be inoperative then the user charge shall be based upon the water used by the highest residential water user within the Village.

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SECTION 3. PRIVATE SEWAGE DISPOSAL

A. Where a public sanitary sewer is not available under the provisions of Section 2*D, the building sewer shall be connected to a private sewage disposal system with all requirements of the Paulding County Health District.

B. At such times as a public sewer becomes available to a property served by a sewage disposal system as provided as in Section 2-D, a direct connection shall be made to the public sanitary sewer in compliance with this ordinance, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned within ninety (90) days after a sanitary sewer becomes available.

C. The Owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Municipality.

D. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the Paulding County Health District.

SECTION 4. BUILDING SEWERS AND CONNECTIONS

A. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenances thereof without first obtaining a written permit from the Municipality. Before a permit may be issued for excavating for plumbing in any public street, alley or easement, the person applying for such permit shall have executed unto the Municipality and deposited with the village clerk a corporate suretybond in the sum of \$250.00 conditioned that he will perform faithfully all work with due care and skill, and in accordance with the laws, rules and regulations established under the authority or any ordinances of the Municipality pertaining to plumbing. This bond shall state that the person will indemnify and save harmless the Municipality and the owner of the premises against all damages, costs, expenses outlays and claims of every nature and kind arising out of unskillfulness or negligence on his part in connection with plumbing of excavating for plumbing as prescribed in this ordinance. Such bond shall remain in force and must be executed for a period of one (1) year except that on such expiration it shall remain in force as to all penalties, claims and demands that may have accrued thereunder prior to such expiration.

B. There shall be two (2) classes of building sewer permits: (1) for residential service (nonindustrial), and (2) for service to establishments producing sanitary and/or industrial waste (industrial) in either case, the owner or his agent shall make application on a special form furnished by the said Municipality. The permit applications shall be supplemented by any plans, specifications, or other information considered pertinent in the judgement of the inspector. A permit and inspection fee as established in the "Ordinance Establishing Rates and Charges" for the use and service of the Municipal sewage works of the Municipality of Antwerp, Ohio, County of Paulding, Ohio, for a residential (non-industrial and commercial or industrial building (industrial) sewer permit shall be paid to the village clerk at the time the application is filed.

C. All costs and expense incidental to the installation and connection of the building sewer shall be borne by the owner. The owner of the person installing the building sewer for said owner shall indemnify the Municipality from any loss or damage that may directly or indirectly be occasioned by said installation.

D. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear through an adjoining alley, courtyard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer. Other exceptions will be allowed only by special permission granted by the superintendent.

E. Old building sewers or portions thereof, may be used in connection with new buildings only when they are found on examination and tested by the said inspector to meet all requirements of this ordinance.

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F. The building sewer for a One (1), Two (2) or Three (3) family dwelling shall be at least Four (4) inches nominal inside diameter. The building sewer for all commercial, industrial or public buildings shall be at least Six (6) inches nominal inside diameter. The building sewer shall be connected to the building drain by using a flexible neoprene coupling with stainless steel clamps or a solid watertight connector. A building sewer shall be laid in undisturbed earth using premium joint pipe as listed. "Clean-outs" shall be installed as follows:

1 within Ten (10) feet from your building

1 every (100) feet of length to the sanitary sewer, or at any change in direction greater than 45°.

G. The building sewer shall be constructed on one of the following:

1. Cast Iron pipe with lead and caulked joints (ES-188-61)
2. Cast Iron Pipe no/hub using neoprene gasket and stainless steel band. (CISPI 301-64)
3. Vitrified Clay sewer pipe conforming to ASIM-C700 Joints shall meet ASTM-C425, type III using wedgeloc "O" Rings.
4. Acrylonitrile-Butadiene-Styrene (ABS) "extra strength" wall plastic drain pipe meeting ASTM-D2680 material specifications.
5. Polyvinyl Chloride (PVC) meeting ASTM-3033 or 3034 specifications (Schedule 20 thin wall pipe) and ASTM-D2321-72 Class I, bedding to spring line.
6. Plastic pipe meeting Schedule 40 Pressure Pipe and National Sanitation Foundation (NSF) approval shall not require special Class I bedding - ASTM-D-72.

H. The size and slope of the building sewers shall be subject to the approval of the said inspector, but in no event shall the diameter be less than four (4) inches. The slope of such four (4) inch pipe shall not be less than one-eighth (1/8) inch per foot. A slope of one-fourth (1/4) inch per foot shall be used wherever practical.

I. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. The depth shall be sufficient to afford protection from frost. All excavations required for the installation of a building sewer shall be opentrench work unless otherwise approved by the said inspector. Pipe laying and backfill shall be performed in accordance with ASTM specification (designation C12) except that no backfill shall be placed until the work has been inspected by the inspector or his representative.

J. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such drains shall be lifted by approved artificial means and discharged to the building sewer. No water operated sewage ejector shall be used.

K. The connection of the building sewer into the public sewer shall be made at the "Y" or "T" branch designated for that property if such branch is available at a suitable location. Any connection not made at the designated "Y" or "T" in the main sewer shall be made only as directed by the said inspector.

L. The applicant for the building sewer shall notify the said inspector when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the said inspector or his representative.

M. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in manner satisfactory to the said Municipality.

N. The Municipality shall in no event be held responsible for claim made against it by reason of the breaking of any mains or service pipes, or by reason of any other interruption of the service caused by the breaking of machinery or stoppage for necessary repairs; and no person shall be entitled to damages nor

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have any portion of a payment refunded for any interruption.

O. The premises receiving sanitary sewer service shall at all reasonable hours be subject to inspection by duly authorized personnel of the Municipality.

SECTION 5. USE OF THE PUBLIC SEWERS

A. No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process waters to any sanitary sewer.

B. No person shall discharge or cause to be discharged to any public sewer, any harmful waters or wastes, whether liquid, solid or gas, capable of causing obstruction to the flow in sewers, damage or hazard to structures, equipment and personnel of the sewage works, or other interference with the proper operation of the sewage works.

C. Applications may be cancelled and/or sewer service discontinued by the Municipality for any violation of any rule, regulation or condition of service, and especially for any of the following reasons:

1. Misrepresentation in the application as to the property or fixtures to be serviced by the sewage works.
2. Non-payment of bills.
3. Improper or imperfect building sewers and fixtures or failure to keep the same in suitable state of repair.

D. The admission into the public sewers of any waters or wastes having harmful or objectionable characteristics shall be subject to the review and approval of the superintendent, who may prescribe limits on the strength and character of these waters or wastes. Where necessary, in the opinion of the superintendent, the owner shall provide at his expense, such preliminary treatment as may be necessary to treat these wastes prior to discharge to the public sewer. Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the said superintendent and no construction of such facilities shall be commenced until said approval is obtained in writing. Where pretreatment facilities are provided for any water or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

E. When required by the superintendent, the owner of any property served by a building sewer carrying industrial wastes shall install and maintain at his expense a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes. All measurements, tests, and analyses of the characteristic of waters and wastes shall be determined in accordance with "Standard Methods for the Examination of Water and Wastewater", and shall be determined at the control manhole or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.

F. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Superintendent, they are necessary for the proper handling of liquid wastes containing grease in excessive amount, or any flammable wastes, sand and other harmful ingredients except that such interceptors shall not be required for private living quarters or dwelling units. Where installed, they shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

G. As required by P. L. 92-500 and as amended, an Industrial Cost Recovery System shall be established as part of the Ordinance Establishing rates and Charges for the Use and Service of the Municipal Sewage Works of the Municipality of Antwerp, County of Paulding, Ohio. This system of charges is levied to recover from industrial users of the sewage works federal funds allocable to the construction of facilities for treatment of industrial wastes from such industrial users.

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SECTION 6. PROTECTION FROM DAMAGE

No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the municipal sewage works. Any person violating this provision shall be subject to immediate arrest under charge of criminal mischief.

SECTION 7. POWERS AND AUTHORITY OF INSPECTORS

The superintendent, inspector, and other duly authorized employees of the Municipality bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling and testing, in accordance with the provisions of this ordinance.

SECTION 8. PENALTIES

A. Bills and notices relating to the conduct of the business of the Municipality will be mailed to the customer at the address listed on the application, unless a change of address has been filed in writing at the business office of the Municipality; and the Municipality shall not otherwise be responsible for delivery of any bill or notice, nor will the customer be excused from non-payment of a bill or from any performance required in such notice.

B. Bills for sewer service are due and payable at the business office of the Municipality, or to any designated agent, on their date of issue. The past due date shall be the tenth (10th) day of the month after the period of service. Bills will be dated and mailed each month.

All bills not paid on or before the past due date shall be termed delinquent and the Municipality shall serve in the customer a written final notice of said delinquency. If a delinquent bill is not paid within thirty (30) days after due date, the sewer service to the user will be subject to discontinuance, or other measures as state law will allow.

C. Where the sewer service supplied to a customer has been discontinued for non-payment of delinquent bill, the Municipality reserves the right to request a nominal sum be placed on deposit with the Municipality for the purpose of establishing or maintaining any customer's credit. The reconnection will not be made until after all delinquent bills and other charges, if any, owed by the customer to the Municipality have been paid.

D. The Municipality shall make all reasonable efforts to eliminate interruption of service, and when such interruption occurs, will endeavor to re-establish service with the shortest possible delay. Whenever the service is interrupted for purpose of working on the collection system or the treatment equipment, all consumers affected by such interruption will be notified in advance whenever it is possible to do so.

E. Any violation of the rules and regulations after written notice to cease and desist shall constitute misdemeanors.

F. Any person found to be violating any provision of this ordinance except Section 6, shall be served by the Village clerk with written notice stating the nature of the violation and providing a reasonable correction thereof. The offender shall within the period of time stated in such notice, permanently cease all violations.

G. Any person who shall continue any violation beyond the time limit provided for in Section 8-F shall be guilty of first degree misdemeanor. Each day in which any such violation shall continue shall be deemed a separate offense.

H. Any person violating any of the provisions of this ordinance shall become liable to the Municipality for any expense, loss or damage occasioned the Municipality by reason of such violation.

SECTION 9. VALIDITY

A. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

An easement:

Lot 22, Snook's Addition

PARCEL 1.

Beginning at the Northeast corner of said Lot Number Twenty-two (22); thence Southerly with the East line of said Lot Number Twenty-Two (22), One Hundred Fifty-Three (153) feet to the Southeast corner of said Lot Number Twenty-Two (22); thence Westerly with the South line of said Lot Number Twenty-Two (22), Ten (10) feet; thence Northerly parallel to and Ten (10) feet West of the East line of said Lot Number Twenty-Two (22), One Hundred Fifty-Three (153) feet to the North line of said Lot Number Twenty-Two (22); thence Easterly with said North line Ten (10) feet to the place of beginning, containing One Thousand Five Hundred Thirty (1,530) square feet or 0.035 acres more or less.

EXHIBIT A

An Easement:

Lot 23, Snook's Addiiton

PARCEL 2. Beginning at the Northeast corner of said Lot Number Twenty-Three (23); thence Southerly with the East line of said Lot Number Twenty-three (23), Five (5) feet; thence Westerly parallel to and Five (5) feet South of the North line of said Lot Number Twenty-Three (23), Forty (40) feet; thence Southerly parallel to and Ten (10) feet East of the West line of said Lot Number Twenty-Three (23), One Hundred Forty Eight (148) feet to the South line of said Lot Number Twenty-Three (23); thence Westerly with said South line, Ten (10) feet to the West line of said Lot Number Twenty-Three (23); thence Northerly with said West line, One Hundred Fifty-Three (153) feet to the North line of said Lot Number Twenty-Three (23); thence Easterly with said North line, Fifty (50) feet to the place of beginning, containing One Thousand Seven Hundred Thrity (1,730) square feet or 0.040 acres, more or less.

A Temporary Easement:

Lot 23, Snook's Addition

PARCEL 3. Commencing at the Northeast corner of said Lot Number Twenty Three (23); thence Southerly with the East line of said Lot Number Twenty Three (23), Five (5) feet to the place of beginning, thence continuing Southerly with said East line, Twenty (20) feet, thence Westerly parallel to and Twenty Five (25) feet South of the North line of said Lot Number Twenty Three (23), Twenty (20) feet; thence Southerly parallel to and Twenty (20) feet West of the East line of said Lot Number Twenty Three (23), One Hundred Twenty Eight (128) feet to the South line of said Lot Number Twenty-Three (23); thence Westerly with said South line, Twenty (20) feet; thence Northerly parallel to and Ten (10) feet East of the West line of said Lot Number Twenty Three (23), One Hundred Forty Eight (148) feet to a point Five (5) feet South of the North line of said Lot Number Twenty Three (23); thence Easterly parallel to and Five (5) feet South of said North line, Forty (40) feet to the place of beginning, containing Three Thousand Three Hundred Sixty (3,360) square feet or 0.077 acres, more or less.

An Easement:

Lot 24, Snook's Addition

PARCEL 4. Beginning at the Northwest corner of said Lot Number Twenty Four (24); thence Easterly with the North line of said Lot Number Twenty Four (24), Fifty (50) feet to the Northeast corner of said Lot Number Twenty Four (24); thence Southerly with the East line of said Lot Number Twenty Four (24), Five (5) feet; thence Westerly parallel with and Five (5) feet South of the North line of said Lot Number Twenty Four (24), Fifty (50) feet to the West line of said Lot Number Twenty Four (24); thence Northerly with said West line, Five (5) feet to the place of beginning, containing Two Hundred Fifty (250) square feet or 0.006 acres, more or less.

A Temporary Easement:

Lot 24, Snook's Addition

PARCEL 5. Commencing at the Northeast corner of said Lot Number Twenty Four (24); thence Southerly with the East line of said Lot Number Twenty Four (24), Five (5) feet to the place of beginning; thence continuing Southerly with said East line, Twenty (20) feet; thence Westerly parallel to and Twenty Five (25) feet South of the North line of said Lot Number Twenty Four (24), Fifty (50) feet to the West line of said Lot Number Twenty Four (24); thence Northerly with said West line, Twenty (20) feet; thence Easterly parallel to and Five (5) feet South of the North line of said Lot Number Twenty Four (24), Fifty (50) feet to the place of beginning, containing One Thousand (1,000) square feet or 0.023 acres, more or less.

An Easement:

Lot 25, Snook's Addition

- PARCEL 6. Beginning at the Northwest corner of said Lot Number Twenty Five (25); thence Easterly with the North line of said Lot Number Twenty-Five (25), Sixty (60) feet to the Northeast corner of said Lot Number Twenty-Five (25); thence Southerly with the East line of said Lot Number Twenty Five (25), Two (2) feet; thence Southwesterly, Twenty Three (23) feet to a point Five (5) feet South of the North line of said Lot Number Twenty Five (25); thence Westerly parallel to and Five (5) feet South of the North line of said Lot Number Twenty Five (25), Thirty Seven (37) feet to the West line of said Lot Number Twenty Five (25); thence Northerly with said West line, Five (5) feet to the place of beginning, containing Two Hundred Sixty Five (265) square feet or 0.006 acres more or less.
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A Temporary Easement:

Lot 25, Snook's Addition

- PARCEL 7. Commencing at the Northwest corner of said Lot Number Twenty Five (25); thence Southerly with the West line of said Lot Number Twenty-Five (25), Five (5) feet to the place of beginning; thence Easterly parallel to and Five (5) feet South of the North line of said Lot Number Twenty Five (25), Thirty Seven (37) feet; thence Northeasterly Twenty Three (23) feet, to a point on the East line of said Lot Number Twenty Five (25), said point being Two (2) feet South of the Northeast corner of said Lot Number Twenty Five (25); thence Southerly with said East line Twenty Three (23) feet; thence Southwesterly, Seven (7) feet to a point Twenty Five (25) feet South of the North line of Lot Number Twenty Five (25); thence Westerly, parallel to and Twenty Five (25) feet South of the North line of said Lot Number Twenty Five (25), Forty Four (44) feet to the West line of said Lot Number Twenty Five (25); thence Northerly with said West line, Twenty (20) feet to the place of beginning, containing One Thousand One Hundred (1,100) square feet or 0.025 acres more or less.
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An Easement:

PARCEL 8. Being a portion of Lot Number Two (2) in Smith's Addition to the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Commencing at the Southwest corner of said Lot Number Two (2); thence Northerly with the West line of said Lot Number Two (2), Eight (8) feet to the place of beginning; thence continuing Northerly with said West line, Twenty (20) feet; thence Easterly, One Hundred Fifty (150) feet to a point Twenty-Seven (27) feet North of the Southeast corner of said Lot Number Two (2) on the East line of said Lot Number Two (2); thence Southerly with said East line Twenty (20) feet; thence Westerly One Hundred Fifty (150) feet to the place of beginning containing Three Thousand (3,000) square feet or or 0.069 acres more or less.

A Temporary Easement:

Lot 2, Smith's Addition

PARCEL 9. Beginning at the Southwest corner of said Lot Number Two (2); thence Northerly with the West line of said Lot Number Two (2), Eight (8) feet thence Easterly, One Hundred Fifty (150) feet to a point on the East line of said Lot Number Two (2), Seven (7) feet North of the Southeast corner of said Lot Number Two (2); thence Southerly with said East line, Seven (7) feet to the Southeast corner of said Lot Number Two (2); thence Westerly with the South line of said Lot Number Two (2), One Hundred Fifty (150) feet to the place of beginning, containing One Thousand One Hundred Twenty-Five (1,125) square feet or 0.026 acres more or less.

An Easement:

PARCEL 10. Being a parcel of land situate in the Southeast Quarter ($\frac{1}{4}$) of Section Twenty Seven (27), in the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Beginning at a point One Thousand One Hundred Eighty-Eight and Eighty One Hundredths (1,188.81) feet North and Eight Hundred Sixty Five and Seventy Nine Hundredths (865.79) feet East of the Southwest Corner of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty Seven; said point being the point of intersection of the West right-of-way line of Kroos Drive with the South right-of-way line of the Norfolk and Western Railroad; thence South Twenty One (21) feet with the said West right-of-way line of Kroos Drive; thence Southwesterly, Two Hundred Eighty Six and Eighty Seven Hundredths (286.87) feet, parallel with and Twenty (20) feet South of the South right-of-way line of the Norfolk and Western Railroad; thence North Twenty One (21) feet, with the West line of the Starry property to the South right-of-way line of the Norfolk and Western Railroad; thence Northeasterly, Two Hundred Eighty Six and Eighty Seven Hundredths (286.87) feet with said right-of-way line of the Norfolk and Western Railroad to the place of beginning, containing 5737 square feet or 0.132 acres more or less.

A Temporary Easement:

PARCEL 11. Being a parcel of land situate in the Southeast Quarter ($\frac{1}{4}$) of Section Twenty Seven (27) in the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Commencing at a point One Thousand One Hundred Eighty Eight and Eighty One Hundredths (1,188.81) feet North and Eight Hundred Sixty Five and Seventy Nine Hundredths feet East of the Southwest Corner of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty Seven (27); said point being the point of intersection of the West right-of-way line of Kroos Drive with the South right-of-way line of the Norfolk and Western Railway; thence South Twenty One (21) feet with said West right-of-way line of Kroos Drive to the place of beginning; thence continuing South Twenty One (21) feet along said South right-of-way line; thence Southwesterly Two Hundred Eighty Six and Eighty Seven

Hundredths (286.87) feet parallel with and Forty (40) feet South of the South right-of-way line of the Norfolk and Western Railroad; thence North Twenty One (21) feet with the West line of the Starry property; thence Northeasterly Two Hundred Eighty Six and Eighty Seven Hundredths (286.87) feet parallel with and Twenty (20) feet South of the said South right-of-way line of the Norfolk and Western Railroad to the place of beginning, containing 573 square feet or 0.131 acres more or less.

An Easement:

PARCEL 12.

Being a parcel of land situate in the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27), in the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Beginning at the Northeast corner of Lot Number Three (3) in Terwilligers Addition to the Village of Antwerp, said point also being the intersection of the West line of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27) and the South right-of-way line of the Norfolk and Western Railroad; thence Northeasterly, with said South right-of-way line, Six Hundred Twenty Nine (629) feet to the West property line of property owned by R. Starry; thence South, with said West property line, Twenty-one (21) feet; thence Southwesterly, parallel with and Twenty (20) feet South of said South right-of-way line, Six Hundred Twenty Nine (629) feet to the West line of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27); thence North, with said West line, Twenty-one (21) feet to the place of beginning, containing 12,580 square feet or 0.289 acres more or less.

An Easement:

PARCEL 13.

Commencing at the Northeast Corner of Lot Number Three (3) in Terwilligers Addition to the Village of Antwerp, said point also being the intersection of the South right-of-way line of the Norfolk and Western Railroad and the West line of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27); thence South, with said West line, Forty-two (42) feet to the place of beginning; thence Northeasterly, One Hundred Fifty Three (153) feet; thence South, parallel with and Twenty (20) feet East of the West right-of-way line extended of the proposed Starry Street, One Hundred Sixty Nine (169) feet to the North line of the proposed Parkview Second Addition; thence West, with said North line, Twenty (20) feet, thence North, with the West line extended of the proposed Starry Street One Hundred Forty Five (145) feet; thence Southwesterly, One Hundred Thirty Three (133) feet to the West line of the Southeast Quarter of Section Twenty-seven (27); thence North, with said West line, Twenty-one (21) feet to the place of beginning containing 5990 square feet or 0.138 acres more or less.

An Easement:

PARCEL 14. Beginning at the Southeast Corner of Lot Number One (1) in Parkview First Addition to the Village of Antwerp; thence North, with the East line of Lots One (1), Two (2) and Three (3) in said Parkview First Addition, Two Hundred Seventy (270) feet to the South right-of-way line of Belle Street; thence East, with said South right-of-way line, Thirty (30) feet; thence South, parallel with and Thirty (30) feet East of the said East line of Lot Number One (1), Two (2), and Three (3), Two Hundred Seventy (270) feet to the North right-of-way line of Church Street; thence West, with said North right-of-way line, Thirty (30) feet to the place of beginning, containing 8100 square feet or 0.186 acres more or less.

An Easement:

PARCEL 15. Beginning at the Southeast Corner of Lot Number Four (4) in the Parkview First Addition to the Village of Antwerp, thence North, with the East line of Lots Number Four (4) and Five (5) extended in said Parkview First Addition and the East line of property owned by R. Starry, Six Hundred Sixty Two (662) feet to the South right-of-way line of the Norfolk and Western Railroad; thence Northeasterly, with said South right-of-way line, Thirty (31) feet; thence South, parallel with and Thirty (30) feet East of the said East line of Lots Number Four (4) and Five (5) extended., Six Hundred Seventy Two (672) feet to the North right-of-way line of Belle Street; thence West with said North line, Thirty (30) feet to the place of beginning, containing 20,310 square feet or 0.467 acres more or less.

A Temporary Easement:

ARCEL .16.

Commencing at the Northeast Corner of Lot Number Three (3) in Terwilligers Addition to the Village of Antwerp, said point being the intersection of the South right-of-way line of the Norfolk and Western Railroad and the West line of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27); thence South, with said West line, Twenty-one (21) feet to the place of beginning; thence Northeasterly, parallel with and Twenty (20) feet South of the South right-of-way line of the Norfolk and Western Railroad, Six Hundred Twenty Nine (629) feet to the West line of property owned by R. Starry; thence South with said West property line, Twenty one (21) feet; thence Southwesterly, parallel with and Forty (40) feet South of said South right-of-way line, Four Hundred Forty Seven (447) feet; thence South parallel with and Twenty (20) feet West of the East right-of-way line extended of the proposed Starry St. Two Hundred (200) feet to the North line of the proposed Parkview Second Addition; thence West, with said North line, Twenty (20) feet; thence North, parallel with and Forty (40) feet West of the East right-of-way line extended of the proposed Starry St., One Hundred Sixty Nine (169) feet; thence Southwesterly, One Hundred Fifty Three (153) feet to the West line of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27); thence North with said West line, Twenty One (21) feet to the place of beginning, containing 18,802 square feet or 0.432 acres more or less.

PARCEL 1. Situated in the Village of Antwerp, County of Paulding and State of Ohio, and more particularly described as follows:

Lot Number Two (2) of Terwilliger's Addition to the Village of Antwerp.

EXHIBIT A

An Easement:

ARCEL 2

Being a portion of Lot Number Twenty-eight (28) in Daggetts 1st Addition to the Village of Antwerp, Paulding County, Ohio and more particularly described as follows:

Commencing at the Southwest Corner of said Lot Number Twenty-eight (28); thence Easterly with the South Line of said Lot Number Twenty-eight (28), eight and six tenths (8.6) feet to the place of beginning; thence Northerly Eighty (80) feet parallel with and Eight and six tenths (8.6) feet East of the West Line of said Lot Number Twenty-eight (28); thence Easterly Twenty-four and Four tenths (24.4) feet parallel with and Twenty (20) feet South of the North line of said Lot Number Twenty-eight (28); thence Southerly Seventeen and Four tenths (17.4) feet parallel with and Thirty-three (33) feet East of the West Line of said Lot Number Twenty-eight (28); thence Westerly Four and Four tenths (4.4) feet; thence Southerly Sixty-three (63) feet parallel with and Twenty-eight and Six tenths (28.6) feet East of the West line of said Lot Number Twenty-eight (28), to the South Line of said Lot Number Twenty-eight (28); thence Westerly with said South line, Twenty (20) feet to the place of beginning containing 1677 square feet or 0.038 acres more or less.

and also temporary easements for use during construction only, described as follows:

ARCEL 3

Being a portion of Lot Number Twenty-eight (28) in Daggett's 1st Addition to the Village of Antwerp, Paulding County, Ohio and more particularly described as follows:

Beginning at the Northwest Corner of said Lot Number Twenty-eight (28); thence Easterly with the North Line of said Lot Number Twenty-eight (28), Thirty-three (33) feet; thence Southerly parallel with and Thirty-three (33) feet East of the West line of said Lot Number Twenty-eight (28) Twenty (20) feet; thence Westerly Twenty-four and four tenths (24.4) feet parallel with and Twenty (20) feet South of the North Line of said Lot Number Twenty-eight (28); thence Southerly parallel with and Eight and Six tenths (8.6) feet East of the West Line of said Lot Number Twenty-eight (28), Eighty (80) feet to the South line of said Lot Number Twenty-eight (28); thence Westerly with the said South Line Eight and six tenths (8.6) feet to the Southwest Corner of said Lot Number Twenty-eight (28); thence Northerly with the West Line of said Lot Number Twenty-eight (28), One Hundred (100) feet to the place of beginning, containing 1348 square feet or 0.031 acres more or less.

ALSO

ARCEL 4

Being a portion of Lot Number Twenty-nine (29) in Daggett's 1st Addition to the Village of Antwerp, Paulding County, Ohio and more particularly described as follows:

Beginning at the Northeast Corner of said Lot Number Twenty-nine (29); thence Southerly with the East Line of said Lot Number Twenty-nine (29), One Hundred (100) feet to the Southeast Corner of said Lot Number Twenty-nine (29); thence Westerly with the South Line of said Lot Number Twenty-nine (29), Eleven (11) feet; thence Northerly parallel with and Eleven (11) feet West of the East Line of said Lot Number Twenty-nine (29), One Hundred (100) feet to the North Line of said Lot Number Twenty-nine (29); thence Easterly with the North Line of said Lot Number Twenty-nine (29), Eleven (11) feet to the place of beginning containing 1100 square feet or 0.025 acres more or less.

AN EASEMENT:

PARCEL 5 Being a portion of Lot Number Three (3) in Block "G" of the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Beginning at the Northeasterly corner of Lot Number Six (6) in Marilyn-Doris Second Addition to the Village of Antwerp, thence Southwesterly with the North line of said Lot Number Six (6), One Hundred Eighty-Five (185) feet; thence Northwesterly Twenty-Five (25) feet; thence Northeasterly Two Hundred Eighty-Five (285) feet to the Southwesterly corner of Parcel Number Two (2) of Lot Number Three (3); thence Northeasterly with the South line of said Parcel Number Two (2), Two Hundred (200) feet to the Southwesterly right of way line of Main Street/State Route 49; thence Southeasterly with said West right of way line Twenty-three (23) feet; thence Southwesterly, Three Hundred (300) feet to the Northeasterly line of Lot Number Six (6) in said Marilyn-Doris Second Addition; thence Northwesterly with said East line Four and Five-Tenths (4.5) feet to the place of beginning, containing Ten Thousand Forty-Six (10,046) square feet or 0.231 acres more or less.

and also a temporary easement for use during construction only, described as follows:

PARCEL 6 Being a portion of Lot Number Three (3) in Block "G" of the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Commencing at the Northeasterly corner of Lot Number Six (6) in Marilyn-Doris Second Addition to the Village of Antwerp, thence Southeasterly with the Northeasterly line of said Lot Number Six (6), Four and Five-Tenths (4.5) feet to the place of beginning; thence Northeasterly Three Hundred (300) feet to a point Twenty-Three (23) feet Southeasterly of the Southeasterly corner of Parcel Number Two (2) of Lot Number Three (3) in said Block "G" on the Southwesterly right of way line of State Route 49; thence Southeasterly with said Southwesterly right of way line, Twenty (20) feet; thence Southwesterly Three Hundred (300) feet to a point on the Northeasterly line of Lot Number Six (6) in said Marilyn-Doris Second Addition; thence Northwesterly with said Northeasterly line Twenty (20) feet to the place of beginning, containing Six Thousand (6000) square feet or 0.138 acres more or less. ALSO: Being a portion of Lot Number Three (3) in Block "G" of the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows: Beginning at the Northeasterly corner of Lot Number Seven (7) in Marilyn-Doris Second Addition; thence Northwesterly with the North line of said Lot Number Seven (7) and the North line of said Marilyn-Doris Second Addition, Thirty-five (35) feet; thence Northwesterly perpendicular to said North line, Twenty-Seven and Five Tenths (27.5) feet; thence Northeasterly, Forty (40) feet; thence Southeasterly Twenty-Five (25) feet to said North line of Marilyn-Doris Second Addition; thence Westerly with said North line, Four (4) feet to the place of beginning, containing One Thousand Thirty-Seven (1037) square feet or 0.024 acres more or less.

**Southeast Quarter
Permanent Easement**

Being a parcel of land situate in the Southeast Quarter of Section 27 in the Village of Antwerp, Paulding County, Ohio and more particularly described as follows:

Beginning at the Northwest Corner of Lot 1 in Webber's First Addition to the Village of Antwerp; thence West, with the North line extended of said Lot 1, 33 feet; thence North, 632 feet parallel with and 33 feet West of the East right-of-way line extended of Kroos Drive as shown in the plat of Webber's First Addition, to the South right-of-way line of the Norfolk and Western Railroad; thence Northeasterly, with said South line, 35 feet; thence South, 643 feet with the East right-of-way line extended of said Kroos Drive to the PLACE OF BEGINNING containing 21,038 square feet or 0.483 acres more or less.

An Easement:

PARCEL

Situate in the County of Paulding, in the State of Ohio, in the Village of Antwerp, and described as follows:

Lot Number Five (5) of Block B of the Village of Antwerp, Ohio

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

For good and valuable consideration paid to The Incorporated Village of Antwerp, hereinafter referred to as GRANTOR, by the Village of Antwerp, Paulding County, Ohio, hereinafter referred to as GRANTEE, does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove a sewer line, over, across, and through the land of the GRANTOR situated in Paulding County, State of Ohio, said land being described as follows:

Situated in the County of Paulding in the State of Ohio, and in the Village of Antwerp and bounded and described as follows:

Commencing at a point Thirty (30) feet east of the center of Main Street and three hundred thirty-nine and two tenths (339.2) feet North of the point where the center of River Street intersects the center of Main Street in said Village; extending thence easterly and at right angles with said Main Street Two Hundred Fifty-eight (258) feet; thence northerly and parallel with Main Street One Hundred Fifty-one (151) feet; thence westerly at right angles with Main Street two hundred fifty-eight (258) feet; thence southerly along the East line of said Main Street One Hundred Fifty-one (151) feet to the place of beginning, known as part of Lot Eight (8) in Block "B", in the Village of Antwerp, in the County of Paulding and State of Ohio.

Together with the right of ingress and egress over the adjacent lands of the GRANTOR, its successors and assigns, for the purpose of this easement.

The easement shall be Twenty (20) feet in width, and described as follows:

Being a portion of Lot Number Eight (8) in Block "B" of the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Commencing at the Northeast corner of said Lot Number Eight (8); thence Southerly with the East line of said Lot Number Eight (8), Twenty-two (22) feet to the place of beginning; thence continuing Southerly with said East line Twenty (20) feet; thence Westerly One Hundred Thirteen (113) feet to a point Forty-one (41) feet South of the North line of said Lot Number Eight (8); thence Southerly One Hundred Sixty-Eight (168) feet to a point Ten (10) feet North of the South line of said Lot Number Eight (8) and One Hundred Twenty-nine (129) feet West of the East line of said Lot Number Eight (8); thence Southerly Ten (10) feet to a point One Hundred Twenty-nine (129) feet West of the Southeast corner of said Lot Number Eight (8) on the South line of said Lot Number Eight (8); thence Westerly with said South line Twenty (20) feet; thence Northerly Twelve (12) feet to a point One Hundred Forty-Nine (149) feet West of the East line of said Lot Number Eight (8); thence Northerly One Hundred Sixty-eight (168) feet to a point Thirty-Nine (39) feet South of the North line of said Lot Number Eight (8) and One Hundred Thirty-three (133) feet West of the East line of said Lot Number Eight (8); thence Westerly One Hundred Twenty-Five (125) feet to a point Twenty-eight (28) feet South of the North line of said Lot Number Eight (8) on the East right of way line of State Route 49; thence Northerly with said East right of way line Twenty (20) feet; thence Easterly One Hundred Thirty-seven (137) feet to a point Twenty-one (21) feet South of the North line of said Lot Number Eight (8); thence Easterly One Hundred Twenty-one (121) feet to the place of beginning containing Eight Thousand Seven Hundred Forty (8,740) square feet or 0.201 acres more or less.

And also a temporary easement for use during construction only, described as follows:

Commencing at the Southeast corner of said Lot Number Eight (8); thence Westerly with the South line of said Lot Number Eight (8), One Hundred Forty-nine (149) feet to the place of beginning; thence continuing Westerly with said South line Twenty (20) feet; thence Northerly parallel with the West line of said Lot Number Eight (8), Twelve (12) feet; thence Easterly parallel with and Twelve (12) feet North of the South line of said Lot Number Eight (8), Twenty (20) feet; thence Southerly Twelve (12) feet to the place of beginning containing Two Hundred Forty (240) square feet or 0.006 acres more or less. ALSO: Commencing at the Northeast corner of said Lot Number Eight (8); thence Southerly with the East line of said Lot Number Eight (8), Forty-Two (42) feet to the place of beginning; thence continuing Southerly with said

East line, Twenty (20) feet; thence westerly, Ninety-five (95) feet to a point Sixty-one (61) feet South of the North line of said Lot Number Eight (8); thence Southerly One Hundred Fifty (150) feet to a point Eight (8) feet North of the South line of said Lot Number Eight (8); thence West-erly Twenty (20) feet to a point Ten (10) feet North of the South line of said Lot Number Eight (8); thence North Sixty-eight (168) feet to a point Forty-one (41) feet South of the North line of said Lot Number Eight (8); thence Easterly One Hundred Thirteen (113) feet to the place of be-ginning containing Five Thousand Two Hundred Sixty (5,260) square feet or 0.121 acres more or less. ALSO: Commencing at the Northwest corner of said Lot Number Eight (8); thence Southerly with the West line of said Lot Number Eight (8) and the East right of way line of State Route 49, Twenty-eight (28) feet to the place of beginning; thence Easterly One Hundred Twenty-five (125) feet to a point Thirty-nine (39) feet South of the North line of said Lot Number Eight (8); thence Southerly Eight (8) feet; thence Westerly perpendicular to the East right of way line of State Route 49, One Hundred Twenty-four (124) feet to said East right of way line; thence Northerly with said East right of way line, Nineteen (19) feet to the place of beginning, containing One Thous-and Six Hundred Seventy-four (1,674) square feet or 0.038 acres more or less.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, its successors and assigns, by reason of the installation, operation, maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, its successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the said Incorporated Village of Antwerp, by its officers, has here-unto caused/be affixed its name and corporate seal, and the names of its said officers, and the attestation of the Clerk of said Village, this _____ day of _____, 1980.

Incorporated Village of Antwerp

BY:

Clerk-Treasurer

ATTEST:

BY:

Signed, Sealed and Acknowledged
In the Presence of:

STATE OF OHIO
COUNTY OF PAULDING

ACKNOWLEDGEMENT

Before me, a Notary Public, in and for said County, personally appeared the above named who acknowledged the execution of the foregoing deed to be their voluntary act on be-half of the Village, and the corporate act and deed of said Village. Also came Donald C. Smith, Clerk of said Village and acknowledged the attestation of the foregoing deed to be his voluntary act and deed as such Clerk.

In testimony whereof, I have hereunto subscribed my name at _____ day of _____, 1980.

Notary Public

My Commission expires _____

This instrument prepared by HUNT & HUNT LAWYERS, Paulding, Ohio 45879

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

For good and valuable consideration paid to The Incorporated Village of Antwerp, hereinafter referred to as GRANTOR, by the Village of Antwerp, Paulding County, Ohio, hereinafter referred to as GRANTEE, does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove a sewer line, over, across, and through the land of the GRANTOR situated in Paulding County, State of Ohio, said land being described as follows:

Situated in the County of Paulding, in the State of Ohio, and in the Village of Antwerp, and bounded and described as follows:

Beginning at a stone same being One Thousand Seven Hundred Sixteen (1716) feet West along the North section line and Four Hundred Seventy One and Ninty Hundredths (471.90) feet South of the North East corner of Section Number Thirty Four (34), Township Three (3) North, Range One (1) East, Paulding County, Ohio; thence Two Hundred Sixty Five and Thirty Two Hundredths (265.32) feet South Seventy degrees Thirty-Five minutes (70°-35') West; thence Six Hundred Forty Three and Fifty Hundredths (643.50) feet South Two degrees Fourteen minutes (2°-14') East; thence Two Hundred Sixty and Forty Seven Hundredths (260.47) feet North Eighty Seven degrees Forty Five minutes (87°-45') West; thence One Hundred Forty Eight and Fifty Hundredths (148.50) feet South Fifteen degrees Ten minutes (15°-10) East; thence Three Hundred Thirty (330) feet North Eighty Seven degrees Forty Seven minutes (87°-47') West; thence Fifty Three and Eighty Six Hundredths (53.86) feet South Eleven degrees Thirty Two minutes (11°-32') East; thence Seven Hundred and Twenty Nine Hundredths (700.29) feet North Eighty Seven degrees Twenty Two minutes (87°-22') East; thence Three Hundred (300) feet North Two degrees Thirty Eight minutes (2°-38') West; thence One Hundred Nine and Sixty Hundredths (109.60) feet North Eighty Seven degrees Twenty Two minutes (87°-22') East; thence Six Hundred Six and Three Hundredths (606.03) feet North Two degrees zero minutes (2°-00') West; thence Nineteen feet (19) feet West to the point of beginning. Said parcel contains Six and Seven Hundredths (6.07) acres more or less subject to all legal highways.

Together with the right of ingress and egress over the adjacent lands of the GRANTOR, its successors and assigns, for the purpose of this easement.

The easement shall be 20 feet in width, and described as follows:

Being a parcel of land situate in the Northeast Quarter ($\frac{1}{4}$) of Section Thirty Four (34) in the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Commencing at the Southwest corner of Lot Number One (1) in Johnson's Addition to the Village of Antwerp; thence Southeasterly with the East right of way line of State Road 49, Two (2) feet to the place of beginning; thence Easterly Two Hundred Forty (240) feet to a point Forty Two and Five Tenths (42.5) feet North of the South line of the Antwerp Village Athletic Field; thence Easterly Two Hundred Seventy (270) feet to a point Thirty Seven and Five Tenths (37.5) feet North of said South line; thence with a Ninety degree (90°) angle Southerly, Twenty (20) feet; thence with a Ninety degree (90°) angle Westerly, Two Hundred Seventy (270) feet to a point Twenty Two and Five Tenths (22.5) feet North of the South line of the Antwerp Village Athletic Field; thence Westerly Two Hundred Thirty Three (233) feet to the East right of way line of State Road 49; thence Northwesterly Twenty and Five Tenths (20.5) feet to the place of beginning, containing 10,130 square feet or 0.233 acres more or less.

And also a temporary easement for use during construction only, described as follows:

Being a parcel of land situate in the Northeast Quarter of Section Thirty Four (34) in the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Commencing at the Southwest corner of Lot Number One (1) in John-

son's Addition, to the Village of Antwerp; thence Southeasterly with the East right of way line of State Road 49, Twenty-two and Five Tenths (22.5) feet to the place of beginning; thence Easterly Two Hundred Thirty Three (233) feet to a point Twenty Two and Five Tenths (22.5) feet North of the South line of the Antwerp Village Athletic Field; thence Easterly Two Hundred Seventy (270) feet to a point Seventeen and Five Tenths (17.5) feet North of said South line; thence with a Ninety degree (90°) angle North-erly, Twenty (20) feet; thence with a Ninety degree (90°) angle Easterly, Forty (40) feet; thence with a Ninety degree (90°) angle Southerly, Thirty Seven (37) feet to the South line of the Antwerp Village Athletic Field; thence Westerly with said South line, Two Hundred Nineteen (219) feet; thence Westerly, Three Hundred Eighteen (318) feet to the East right of way line of State Road 49; thence Northwesterly with said East right of way line Twenty and Five Tenths (20.5) feet to the place of beginning, containing 11,272 square feet or 0.259 acres more or less.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, its successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, its successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the said Incorporated Village of Antwerp, by its officers, has hereunto caused to be affixed its name and corporate seal, and the names of its said officers, and the attestation of the Clerk of said Village, this day of ,1980

Incorporated Village of Antwerp.

ATTEST: _____
Clerk-Treasurer

BY: _____

Signed, Sealed and Acknowledged
in the Presence of:

BY: _____

STATE OF OHIO
COUNTY OF PAULDING

ACKNOWLEDGEMENT

Before me, a Notary Public, in and for said County, personally appeared the above named _____ who acknowledged the execution of the foregoing deed to be their voluntary act on behalf of the Village, and the corporate act and deed of said Village. Also came _____ Clerk of said Village and acknowledged the attestation of the foregoing deed to be his voluntary act and deed as such Clerk.

In testimony whereof, I have hereunto subscribed my name at Ohio, this
day of 1980

Notary Public.

My Commission expires _____.

This instrument prepared by HUNT & HUNT LAWYERS, Paulding, Ohio 45879

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

For good and valuable consideration paid to the Antwerp Village (Park), hereinafter referred to as GRANTOR, by the Village of Antwerp, Paulding County, Ohio, hereinafter referred to as GRANTEE, does hereby grant, bargain, sell, transfer, and convey unto the GRANTOR, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove a sewer line, over, across, and through the land of the GRANTOR situated in Paulding County, State of Ohio, said land being described as follows:

Being a parcel of land situate in the West Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) of Section Twenty-Seven (27), Township Three (3) North, Range One (1) East, Paulding County, Ohio.

Together with the right of ingress and egress over the adjacent lands of the GRANTOR, its successors and assigns, for the purpose of this easement.

The easement shall be feet in width, and described as follows:

Beginning at the intersection of the South right-of-way of River Street (U.S. 24) and the East right-of-way line of an alley on the East side of Snook's Addition to the Village of Antwerp; thence Easterly with the South Right-of-way line of River Street (U.S. 24), Twenty-Eight (28) feet; thence Southwesterly, Thirty-One (31) feet to a point on the East right-of-way line of said alley; thence Northerly with the East right-of-way line of said alley Eight (8) feet to the place of beginning containing One Hundred Nine (109) square feet or 0.003 acres more or less.

And also a temporary easement for use during construction only, described as follows:

Commencing at the intersection of the South right-of-way line of River Street (U.S. 24) and the East right-of-way line of an alley on the East side of Snook's Addition to the Village of Antwerp; thence Easterly with the South right-of-way line of River Street (U.S. 24), Twenty-Eight (28) feet to the place of beginning; thence continuing Easterly with the said South right-of-way line, Seventy-Eight (78) feet; thence Southwesterly One Hundred Twenty (120) feet to a point on the East right-of-way line of said alley, said point being Thirty-One (31) feet South of said intersection; thence Northerly with the said East right-of-way line, Twenty-Three (23) feet; thence Northeasterly Thirty-One (31) feet to the place of beginning containing One Thousand Five Hundred Eleven (1,511) square feet or 0.035 acres more or less.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, its successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this day of 1980.

Sigend, Sealed and Acknowledged in the Presence of:

ANTWERP VILLAGE (PARK)

BY: _____

BY: _____

STATE OF OHIO
COUNTY OF PAULDING

ACKNOWLEDGEMENT

Before me, a Notary Public, in and for said County, personally appeared the above named Antwerp Village (Park), by its

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

For good and valuable consideration paid to The Incorporated Village of Antwerp, hereinafter referred to as GRANTOR, by the Incorporated Village of Antwerp, Paulding County, Ohio, hereinafter referred to as GRANTEE, does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove a sewer line, over, across, and through the land of the GRANTOR situated in Paulding County, State of Ohio, said land being described as follows:

Situated in the Village of Antwerp, County of Paulding, and State of Ohio, to-wit:

The Westerly Eleven (11) feet off of Lot Number Two (2) and the Easterly Twenty-six (26) feet off of Lot Number Three (3), both parts of lots being in Daggett's First Addition to the Village of Antwerp, Paulding County, Ohio.

Together with the right of ingress and egress over the adjacent lands of the GRANTOR, its successors and assigns, for the purpose of this easement.

The easement shall be 10 feet in width and described as follows:

Being a portion of Lot Number Three (3) in Daggett's First Addition to the Village of Antwerp, Paulding County, Ohio, and more particularly described as follows:

Beginning at the Northeast corner of said Lot Number Three (3); thence Southerly with the East line of said Lot Number Three (3), Ninety-one (91) feet; thence Westerly perpendicular to said East line, Ten (10) feet; thence Northerly parallel with and Ten (10) feet West of said East line, Ninety-one (91) feet to the North line of said Lot Number Three (3); thence Easterly with said North line Ten (10) feet to the place of beginning, containing 910 square feet or 0.021 acres more or less.

And also a temporary easement for use during construction only, described as follows:

Commencing at the Northeast corner of said Lot Number Three (3); thence Westerly with the North line of said Lot Number Three (3), Ten (10) feet to the place of beginning; thence Southerly parallel with and ten (10) feet West of the East line of said Lot Number Three (3), Sixty-five (65) feet; thence Westerly perpendicular to said East line, Ten (10) feet; thence Northerly parallel with and Twenty (20) feet West of said East line, Sixty-five (65) feet to the North line of said Lot Number Three (3); thence Easterly with said North line, Ten (10) feet to the place of beginning, containing 650 square feet or 0.015 acres more or less.

And another such temporary easement for use during construction only, described as follows:

Beginning at the Southeast corner of said Lot Number Three (3); thence Westerly with the South line of said Lot Number Three (3), Ten (10) feet; thence Northerly parallel with and Ten (10) feet West of the East line of said Lot Number Three (3), Thirty-nine (39) feet; thence Easterly perpendicular to said East line Ten (10) feet to said East line; thence Southerly with said East line, Thirty-nine (39) feet to the place of beginning, containing 390 square feet or 0.009 acres more or less.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, its successors and assigns, by reason of the installation,

operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, its successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, said corporation sets its hand and corporate seal, by its
and its this day of
1980.

Signed, Sealed and Acknowledged
in the Presence of:

THE INCORPORATED VILLAGE OF ANTWERP

By: _____

By: _____

STATE OF OHIO, PAULDING COUNTY, SS:

Before me, a Notary Public, in and for said County and State, personally
appeared

who acknowledged that did sign the foregoing instrument and that the same is
free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at
Antwerp, Ohio, this day of , 1980.

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

For good and valuable consideration paid to The Incorporated Village of Antwerp, hereinafter referred to as GRANTOR, by The Incorporated Village of Antwerp, Paulding County, Ohio, hereinafter referred to as GRANTEE, does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove a sewer line, over, across, and through the land of the GRANTOR situated in Paulding County, State of Ohio, and said land being described as follows:

Situated in the Village of Antwerp, County of Paulding, and State of Ohio, to-wit:

The Westerly Eleven (11) feet off of Lot Number Two (2) and the Easterly Twenty-six (26) feet off of Lot Number Three (3), both parts of Lots being in Daggett's First Addition to the Village of Antwerp, Paulding County, Ohio.

Together with the right of ingress and egress over the adjacent lands of the GRANTOR, its successors and assigns, for the purpose of this easement.

The said easement being described as follows:

Being a portion of Lot Number Two (2) in Daggett's First Addition to the Village of Antwerp, Paulding County, Ohio and more particularly described as follows:

Beginning at the Northwest corner of said Lot Number Two (2); thence Easterly with the North line of said Lot Number Two (2), Eleven (11) feet; thence Southerly parallel with and Eleven (11) feet East of the West line of said lot Number Two (2), Ninety-one (91) feet; thence Westerly perpendicular to said West line, Ten (10) feet to said West line; thence Northerly with said West line, Ninety-one (91) feet to the place of beginning, containing 1,001 square feet or 0.023 acres more or less.

A temporary easement for use during construction only, described as follows:

Beginning at the Southwest corner of said Lot Number Two (2); thence Northerly with the West line of said Lot Number Two (2), Thirty-nine (39) feet; thence Easterly perpendicular to said West line, Eleven (11) feet; thence Southerly parallel with and Eleven (11) feet East of said West line, Thirty-nine (39) feet to the South line of said Lot Number Two (2); thence Westerly with said South line, Eleven (11) feet to the place of beginning, containing 429 square feet or 0.098 acres more or less.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, its successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that

no unreasonable damage will result from its use to the adjacent land of the GRANTOR, its successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, said corporation sets its hand and corporate seal, by its _____
and its _____ this _____ day of _____, 1980.

Signed, Sealed and Acknowledged
in the Presence of:

THE INCORPORATED VILLAGE OF ANTWERP

By :

By:

STATE OF OHIO, PAULDING COUNTY, SS:

Before me, a Notary public, in and for said County and State, personally appeared

who acknowledged that _____ did sign the foregoing instrument and that the same is _____ free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at Antwerp, Ohio, this day of , 1980.

This Instrument prepared by HUNT & HUNT Lawyers, 115 North Main Street, Paulding,
Ohio 45879

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-19

Passed May 19 19 80

B. That it is found and determined that all actions of this council concerning and relating to the adoption of this ordinance were conducted in an open meeting of this council, and that all deliberations of this council and of any of its committees that resulted in such action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.


C. That the Council of the Village of Antwerp, acting in regular session by three-fourths vote of all the members elected thereto, did suspend the rules and passed this Ordinance upon one reading, the same being in the nature of an emergency for the protection of the public health and safety, and that the same shall take effect and be in force from and after the earliest period allowed by law.

Adopted this 19th day of May, 1980.

ATTEST:


Ollie Zedaker, Mayor


Clerk of Council


President of Council

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord 80-19 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 28 DAY OF May, 19 80, AND ON THE 4 DAY OF September, 19 80



RECORD OF ORDINANCES

Ordinance No. 80-20

Passed May 19 19 80

AN ORDINANCE ESTABLISHING RATES AND CHARGES FOR THE USE AND SERVICE OF THE MUNICIPAL SEWAGE WORKS FOR THE MUNICIPALITY OF ANTWERP, COUNTY OF PAULDING, OHIO.

BE IT ORDAINED BY THE COUNCIL OF THE MUNICIPALITY OF ANTWERP, COUNTY OF PAULDING OHIO:

SECTION 1

At the time the new sewage works becomes available for service there shall be levied and assessed a charge or rental upon each lot, parcel of land, building, or premises having any sewer connection with the sanitary sewer system of the Municipality or otherwise discharging sewage, industrial water or other liquids either directly or indirectly into the Municipality sewage system.

The users of the sewage system shall be divided into classes. Classes shall be groups of users for which sewage characteristics are approximately equal and services provided are essentially the same. The classes of users shall be:

- (1) Industrial Users
- (2) Nonindustrial Users

All users of the sewage system shall conform to the provisions of this ordinance and Ordinance No. 80-19 of the Village of Antwerp, Ohio.

SECTION 2

There shall be and there is hereby established a sewage service charge for the use of and for the service supplied by the municipal sewage works for the Municipality of Antwerp which is necessary to retire the indebtedness, provide debt reserve, and provide necessary funds for operation, maintenance and replacement costs of the Village Sewage Works. Said sewage service charge shall be based on the amount of water used as shown by the water meter readings made each month. The rate shall be \$11.50 per month plus \$1.50 for each one thousand gallons over two thousand gallons of water used each month as shown by the water meter readings. No monthly billing shall be less than \$11.50 whether the sewage treatment facilities are used or not during such month.

The rate to be charged customers of the sanitary sewer facility residing outside the Village shall be specified in a contract with the customer and in no event shall be less than \$2.50 per thousand for each one thousand gallons over two thousand gallons used per month. No customer of the sanitary sewer facility residing outside the Villageshall pay less than \$19.50 per month.

Customers of the sanitary sewer facility, who are not also customers of the municipal water system, shall pay a minimum charge of \$19.50 per month.

SECTION 3

Any federal grant funds allocated to the Village of Antwerp under Public Law 92-500, as amended shall be apportioned to each piece of real or personal property constructed with the grant funds. The grant funds shall be further apportioned to flow and BOD and divided, respectfully, by the sewage work's design flow in 1,000 gallon units and pounds of BOD at the completion of construction under the grant to determine the unit charge attributed to flow and to BOD for the improvements. The unit charges so determined shall be reviewed annually by the Board of Trustees of Public Affairs and approved by the Village Council.

The Industrial Cost Recovery charge for the Pump Station No. 1, 10" force main and the sewage treatment facilities constructed under grant C 390670 shall be as follows:

\$0.15/1,000 gallons of flow
\$0.05/one pound of BOD

These industrial cost recovery unit charges shall be levied on each industrial user's employee's domestic waste load.

The allowances for the user's employee's domestic waste load shall be fifteen (15) gallons per work day with a BOD strength of 200 milligrams per liter unless the industrial user can show other values should be considered.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-20

Passed May 19 19 80

The estimated flow will be based on water meter readings. The estimated BOD load will be estimated by performing BOD tests on representative samples each quarter or as agreed upon by the Village and the user.

The industrial cost recovery period shall be thirty (30) years with no charges for interest on the principal except as provided for under Section 4 of this Ordinance for late or nonpayment of bills.

SECTION 4

Bills for the rates and charges are herein established by the Municipality and shall be sent monthly. All bills shall be payable on the 1st day of the month following the period of service and shall be paid at the office of the clerk of the Trustees of the Board of Public Affairs. If any charge for the services of the system shall not be paid by the 10th day of the month in which it shall become due and payable, a charge of ten percent (10%) of the amount of the bill shall be added thereto and collected therewith. If any bills for the service of the sewer system shall remain unpaid after 30 days following the rendition of the bill therefor, the water supply for the lot, parcel of land or premise affected shall be cut off and shall not be turned on again except on payment in full of the delinquent charges therefor, in addition to the payment of a Charge of \$25.00.

SECTION 5

Applications for sewer service inside the Village shall be filed with the Clerk of the Trustees of the Board of Public Affairs upon a form supplied by said Clerk.

Applications for sewer service outside of the Village shall be filed with the Village clerk upon a form to be supplied by the Municipality. The application shall state the name of the applicant, the premises to be served and the anticipated flow per day and types of wastes to be discharged to the sewage works. All applications filed after the commencement of the operation of the system shall be accompanied by a fee of \$250.00 payable to the Village, for the connection charge.

The Superintendent shall review the application with regards to location (do the existing sewers have adequate capacity to accept the discharge from the applicant) and type of wastes to be discharged (are the wastes amendable to treatment in the municipal system or is pretreatment required).

No connections inside the Village shall be made to the sewage works until the Trustees of the Board of Public Affairs has approved the application upon the recommendation of the Superintendent after he has reviewed the type of wastes to be discharged, determined if pretreatment will be required and determined if sewers have adequate capacity to conduct the discharges.

No connections from outside the Village shall be made to the sewage works until the Council of the Village has approved the application upon the recommendation of the Superintendent after he has reviewed the type of wastes to be discharged, determined if pretreatment will be required and determined if the sewers have adequate capacity to conduct the discharges,

SECTION 6

The owner of the premises served shall be liable for the sewer service provided said premises.

SECTION 7

It is hereby made the duty of the Clerk of the Trustees of the Board of Public Affairs to render bills for sewer service and all other charges in connection therein and to collect all moneys due therefrom.

SECTION 8

All sewer charges levied pursuant to the ordinance constitute a lien upon the premises charged therewith and if the same are not paid within 60 days after due date, the charges shall be certified to the records of the county auditor of this county who shall place the same on the tax duplicate and the charges or penalties allowed by law shall be collectible as other municipal taxes.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-20

Passed May 19 19 80

SECTION 9

All revenues and moneys derived from the operation of the sewer system shall be paid to and held by the Clerk-treasurer of the Village separate and apart from all other funds of the Municipality and all of said sums and all other funds and moneys incident to the operation of said system, as may be delivered to the Clerk-treasurer, shall be deposited in a separate fund designated the "Sanitary Sewer Fund Account" and said Clerk-treasurer shall administer said fund in every respect in a manner provided by the Ohio Revised Code and all other laws pertaining thereto.

SECTION 10

The Clerk of the Trustees of the Board of Public Affairs shall establish a proper system of accounts and shall keep proper records, books and accounts in which complete and correct entries shall be made of all transactions relative to the sewage works. At regular annual intervals, the council shall cause to be made by an independent auditing concern an audit of the books to show the receipts and disbursements of the sewage works. If it is found by the audit that insufficient funds are being collected to operate, maintain and pay off any debts of the sewage works, the Trustees of the Board of Public Affairs with the approval of council shall adjust the user charges so as to collect sufficient funds to adequately operate and maintain the sewage works and to pay the required annual debt payments.

SECTION 11

All definitions shall be those set forth in Ordinance No. 80-19.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

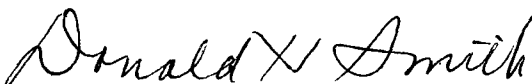
That it is found and determined that all actions of this council concerning and relating to the adoption of this ordinance were conducted in an open meeting of this council, and that all deliberations of this council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

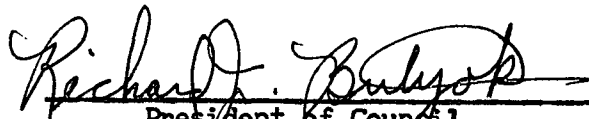
That the Council of the Village of Antwerp, acting in regular session by three-fourths vote of all the members elected thereto, did suspend the rules and passed this Ordinance upon one reading, the same being in the nature of an emergency for the protection of the public health and safety, and that the same shall take effect and be in force from and after the earliest period allowed by law.

Adopted this 19th day of May, 1980.

ATTEST:

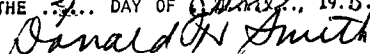

Mayor


Clerk of Council


President of Council

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORD. 80-20 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 28 DAY OF May, 1980, AND ON THE 31 DAY OF June, 1980.



RECORD OF ORDINANCES

Ordinance No. 80-21

Passed June 16 19 80

AN ORDINANCE PROVIDING FOR RETAINING CERTAIN
LEGAL SERVICES OF SQUIRE, SANDERS & DEMPSEY
IN CONNECTION WITH THE FINANCING OF CERTAIN
IMPROVEMENTS TO THE MUNICIPAL SEWER SYSTEM
AND DECLARING AN EMERGENCY.

WHEREAS, this Council of the Village have determined that certain improvements to the municipal sewer system should be constructed; and

WHEREAS, it is necessary to retain the services of nationally-recognized bond counsel in connection with the financing of such improvements to perform the services hereinafter described;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Ohio:

SECTION 1. The legal services of the law firm of Squire, Sanders & Dempsey be and are hereby retained, such legal services to consist of:

- (a) review of the documents preliminary and leading to the approval of the Village's application for loan funds by the United States of America, Department of agriculture, Farmers' Home Administration,
- (b) review of the Village's current and any proposed user agreements,
- (c) review of engineering data and similar documents regarding the proposed improvements,
- (d) review of the Village's legislation in connection with the implementation of rates and the administration of the municipal sewer system,
- (e) review of documents relating to the title to real estate and interests therein to be mortgaged as security for such financing,
- (f) consultation with the Village and legal advice regarding interim financing,
- (g) assistance in the preparation of a disclosure document in connection with such interim financing,
- (h) preparation of the necessary documents, legislation and proceedings and review of the transcript of proceedings for the issuance of such interim financing and rendering an approving opinion with respect thereto,
- (i) preparation of the documents, legislation and proceedings and review of the transcript of proceedings relating to an issue of WasteWater System First Mortgage Revenue Bonds of the Village to be sold to the Farmers' Home Administration and rendering an approving opinion with respect thereto, and
- (j) any additional legal advice and recommendations relating to all of the foregoing.

SECTION 2. That in rendering such legal services, as an independent contractor and in an attorney-client relationship, said firm shall not exercise any administrative discretion on behalf of this Village in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county, or cities or of this Village, or the execution of public trusts.

SECTION 3. For such legal services said firm shall be paid fees now estimated at \$17,500, and shall be reimbursed for actual out-of-pocket expenses (including, but not limited to, travel, long-distance telephone and duplicating expenses) incurred in rendering such legal services, and the fiscal officer is hereby authorized and directed to make appropriate certification as to the availability of funds for such fees and reimbursement and to issue an appropriate order for the payment of the same as the same shall become payable.

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-21

Passed June 16 19 80

SECTION 4. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 5. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Village and for the further reason that the immediate retention of such firm is necessary in order to assist the Village in financing needed capital improvements to the Village sanitary sewer system, which improvements are urgently required in order to protect the health of the residents of the Village; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: June 16, 1980


Mayor

ATTEST: Donald V Smith
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord 80-21 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 25 DAY OF June, 1980, AND ON THE 2 DAY OF July, 1980.

Donald V Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 80-22

Passed June 16

19 80

A RESOLUTION ESTABLISHING BID DATE FOR OPENING BIDS FOR WASTEWATER TREATMENT FACILITIES.

WHEREAS, The Village of Antwerp has committed itself to construction of a wastewater treatment system;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

SECTION 1. Bids will be received up until 12:00 noon (local time) August 1, 1980 for the following Projects:

- (A) Contract A - Sanitary Sewers to Serve Antwerp Service Area
- (B) Contract B - Wastewater Treatment Facilities to Serve Antwerp Service Area

The bids for the above will then be publicly opened and read aloud.

SECTION 2. To meet the requirements of FmHA for bidding as stated in the Letter of Conditions from FmHA dated July 25, 1979:

- (A) The Village will advertise in a regional newspaper for at least three consecutive weeks.
- (B) The Village thru its Engineer will:
 - 1. Contact Ohio Contractors Association
 - 2. Deposit Drawings and Specs in the local offices of F.W. Dodge and the Builders Exchange.

SECTION 3. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: June 16, 1980

ATTEST:

Donald H. Smith

Clerk-Treasurer

Ellis Sedaker

Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-23

Passed July 14, 1980

ADOPTING THE BUDGET OF THE VILLAGE OF ANTWERP
FOR THE FISCAL YEAR BEGINNING JANUARY 1, 1981,
AND SUBMITTING THE SAME TO THE COUNTY AUDITOR.

WHEREAS, there has been prepared a tentative budget for the Village of Antwerp for the fiscal year beginning January 1, 1981, showing detailed estimates of all balances that will be available at the beginning of the year 1981, for the purposes of such year, and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types or classes of revenues; also estimates of all expenditures or changes in or for the purposes of such fiscal year to be paid or met from the said revenues or balances; and otherwise conforming with the requirements of law, and

WHEREAS, Said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the office of the Village Clerk and the office of the Clerk of Council, and

WHEREAS, the Council has held a public hearing on said budget of which public notice was given by publication not less than ten (10) days previous to the date thereof,

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That the budget of the Village of Antwerp, for the fiscal year beginning January 1, 1981 heretofore prepared and submitted to this Council, copies of which have been and are on file in the offices of the Village Clerk and the Clerk of Council, be, and it is hereby adopted as the official budget of the Village of Antwerp, for the fiscal year beginning January 1, 1981.

Section 2. That the Clerk be, and he is hereby authorized and directed to certify a copy of said budget and a copy of this Resolution and to transmit the same to the Auditor of Paulding County, Ohio.

PASSED: July 14, 1980


Mayer

ATTEST: 
Clerk-Treasurer

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-24

Passed July 14

19 80

A RESOLUTION DECLARING IT A NECESSITY TO LEVY A TAX IN EXCESS OF THE 10 MILL LIMITATION AND TO PROVIDE FOR CURRENT OPERATING EXPENSES OF THE VILLAGE OF ANTWERP AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO two-thirds of all members elected thereto concurring:

RESOLVED, by the Council of the Village of Antwerp, Paulding County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of the Village of Antwerp for the purpose current operating expenses of the Village of Antwerp at a rate not exceeding one mills for each one dollar of valuation, which amounts to \$.10 for each one hundred dollars of valuation, for five years (5) 1980, 1981, 1982, 1983, 1984, and which levy is a renewal of an existing levy of one (1) mill.

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if a majority of the electors voting thereon vote in favor thereof,; and be it further

RESOLVED, That the Clerk of this Village of Antwerp be and he is hereby directed to certify a copy of this Resolution to the Board of Elections, Paulding County, Ohio prior to September 5, 1980 and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

PASSED: July 14, 1980

ATTEST:

Donald N Smith
Clerk-Treasurer

William J. Baker
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cois., O.

Form No. 2806-A

Resolution

Ordinance No. 80-25

Passed July 14

19 80

A RESOLUTION DECLARING IT A NECESSITY TO LEVY
A TAX IN EXCESS OF THE 10 MILL LIMITATION AND
TO PROVIDE FIRE PROTECTION AND DECLARING THE
NECESSITY OF A LEVY IN EXCESS OF SUCH RATE.

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO Two-thirds of all
members elected thereto concurring:

RESOLVED, by the Council of the Village of Antwerp, Paulding County, Ohio, two-
thirds of all members elected thereto concurring, that it is necessary to levy
a tax in excess of the ten mill limitation for the benefit of the Village of
Antwerp for the purpose of providing and maintaining fire apparatus, appliances,
buildings or sites therefore, and establishment of fire communications and the
payment of volunteer firemen who operate the same at a rate not exceeding 1.8
mills for each one dollar of valuation, which amounts to \$.18 for each one hun-
dred dollars of valuation, for five (5) years, 1980, 1981, 1982, 1983, and
1984 and which is the balance of a renewal of an existing levy of 2 mills.

RESOLVED, That said levy be placed upon the tax list of the current year after
the February settlement next succeeding the election, if a majority of the e -
lectors voting thereon vote in favor thereof; and be it further,

RESOLVED, That the Clerk of this Village of Antwerp be and he is hereby direct-
ed to certify a copy of this Resolution to the Board of Elections, Paulding
County, Ohio, prior to the 60th day before the election upon which it will be
voted and notify said Board of Elections to cause notice of election on the
question of levying said tax to be given as required by law.

PASSED: July 14, 1980

ATTEST:

Donald H. Smith

Clerk-Treasurer

Oliver Sedaker
Mayor

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-26

Passed July 14

19-80

RESTRICTING THE USE OF THE PARKS AND RECREATIONAL FACILITIES CONTROLLED BY THE PARK BOARD OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO.

NOW THEREFORE, be it ordained by the Council of the Village of Antwerp, Paulding County, Ohio, that:

SECTION 1. PARK is hereinafter defined, is commonly known as Riverside Park within the Village of Antwerp, and is hereby determined to be the area bounded and described as follows:

On the North, by the Maumee River; On the West by Island Street; On the South by the Norfolk and Western Railroad right of way; On the East .33 acres owned by the State of Ohio, except therefrom, one acre lying between River Street and the Norfolk and Western Railroad, owned at the date of this Ordinance by Eddie Snyder.

Riverside Park may hereinafter be referred to as "Park" in this Ordinance.

SECTION 2. Hours of Closing: Except by special permission by the Park Board in writing, no person shall be permitted to remain in the confines of the Park, Park area, or Park buildings between the hours of sunset and sunrise.

SECTION 3. No person shall enter into or remain in the Park between the hours of sunset and sunrise without special written permission of the Park Board.

SECTION 4. The provision of this Ordinance shall not apply to vehicles used in the maintenance of City property nor to City vehicles operating on such property by City employees, nor to vehicles operated on such property with the express written permission of the Park Board, nor to emergency or police vehicles, or persons within the Park during the prohibited hours pursuant to emergency, or police personnel or law enforcement personnel, performing their official duties.

SECTION 5. Whoever violates this Ordinance shall be fined not more than \$100.00 for each separate violation.

SECTION 6. This Ordinance is determined to be an emergency by the Village Council, due to recent damage done in the Park and cemetery, and is therefore necessary for the immediate preservation of the peace, health and safety of the Village of Antwerp, Ohio, and is thereby deemed to be an emergency Ordinance effective the soonest possible time after its passage.

PASSED: July 14, 1980

ATTEST:

Donald X. Smith
Clerk-Treasurer

Oliver Zedaker
Mayor

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ORS. 80-26 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 23 DAY OF July, 1980, AND ON THE 30 DAY OF July, 1980.
Donald X. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 80-27

Passed September 8 1980

A RESOLUTION TO PROVIDE ADDITIONAL COMPENSATION FOR PREPARATION OF AN OPERATING AND MAINTENANCE MANUAL FOR THE WASTE WATER TREATMENT SYSTEM OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the United States Environmental Protection Agency requires an operating and maintenance manual be provided for all waste water treatment systems and

WHEREAS, the cost of preparing such a manual has increased since the original contract was made with the engineering firm of Kohli & Kaliher Associates, Limited and

WHEREAS, THE COST OF PREPARING such manual will be \$19,320,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

SECTION 1. That the compensation to be paid Kohli & Kaliher Associates, Limited for the preparation of an operating and maintenance manual for the waste water treatment facility to be constructed for the village of Antwerp, Ohio be increased to \$19,320 from the amount previously listed in Section D of the Agreement dated March 12, 1979.

SECTION 2. This Resolution will be in full force and effect from and immediately after its passage.

PASSED: September 8, 1980

ATTEST:

Donald H. Smith

Dee Zedaker

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

~~Ordinance~~ No. 80-28

Passed September 22, 1980

A RESOLUTION APPROVING INTERIM FINANCING AS PRESENTED BY McDONALD AND COMPANY

WHEREAS, McDonald and Company have been employed to provide a plan for interim financing for the waste water treatment facilities to be constructed by the Village of Antwerp; and

WHEREAS, McDonald and Company have presented a plan for interim financing which is acceptable to the Council;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

SECTION 1. That the interim financing plan submitted by McDonald and company for interim financing of the waste water treatment facilities to be constructed for the Village of Antwerp, Ohio, is accepted, and the Mayor is authorized to execute such papers as are necessary to carry said plan into effect.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including R.C. 5121.22.

SECTION 3. This resolution shall be in full force and effect from and immediately after its passage.


PASSED: September 22, 1980

ATTEST:

Donald W Smith

Ellen Zedaker

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Resolution

Ordinance No. 80-29

Passed

19

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS
FOR THE CONSTRUCTION OF WASTE WATER TREATMENT FACILITIES
FOR THE VILLAGE OF ANTWERP, OHIO

WHEREAS, Council by motion on August 20, 1980 accepted the bids of Winzeler Excavating for Contract A and E. S. Wagner Excavating for Contract B, subject to approval of the E.P.A.; and

WHEREAS, the E.P.A. has approved said bids;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

SECTION 1. That the Mayor enter into a contract with Winzeler Excavating for Contract A upon the presentation of Winzeler Excavating of a bond in the amount of 100% of the bid price.

SECTION 2. That the Mayor enter into a contract with E. S. Wagner Excavating for Contract B upon the presentation of E. S. Wagner Excavating of a bond in the amount of 100% of the bid price.

SECTION 3. All bonds shall be presented and contracts executed within 30 days from the date of this resolution.

SECTION 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including R.C. §121.22.

SECTION 5. This resolution shall be in full force and effect from and immediately after its passage.

PASSED: October 6, 1980

ATTEST:

Donald H. Smith

Oliver Sedaker

Resolution

Ordinance No. 80-30

Passed October 6 19 80

A RESOLUTION OF THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS SANATARY SEWERAGE SYSTEM FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURIDICTION TO SERVE, AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary for the Village of Antwerp (herein after called association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of One Million Sixty-nine Thousand Seven Hundred and no/100 Dollars (\$1,069,700.00) pursuant to the provisions of Article XVIII, Section 12 of the Ohio Constitution.

WHEREAS, the association intends to obtain assistance from the Farmers Home Administration, United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing and supervision of such undertaking and to purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the association:

NOW THEREFORE, in consideration of the premises the association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds and containing such items and in such forms as are required by STATE statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form FmHA 400-4, "Nondiscrimination Agreement"; and Form FmHA 400-1, "Equal Opportunity Agreement", including an "Equal Opportunity Clause", which clause is to be incorporated in or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made of losses suffered by the Government on behalf of the association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government, at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the association (payable from the source of funds pledged to pay the bonds or any other legally permissible source) incur and pay reasonable expenses for repair maintenance and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain and operate or rent it. Default under the provisions of this Resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease or otherwise encumber the facility or any portion thereof, or interest therein, not permit others to do so, without the

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prior written consent of the Government.

7. Not to borrow any money from any source, enter into any contract or agreement, or incur any other liabilities in connection with making enlargements, improvements or extensions to, or for any other purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.

8. To place the proceeds of the bonds on deposit in an account, in a bank, and in a manner approved by the Government.

9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.

10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. No free service or use of the facility will be permitted.

11. To acquire and maintain such insurance coverage including fidelity bonds as may be required by the Government.

12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof in such a manner as may be required by the Government, to provide the Government without its request, a copy of each such audit, and to make and forward to the Government such additional information and reports as it may from time to time require.

13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.

14. To serve any applicant within the service area who desires service and can be feasibly and legally served, and to obtain the concurrence of the Farmers Home Administration prior to refusing service to such applicant. Upon the failure to provide such service which is feasible and legal such applicant shall have a direct right of action against the association under this agreement.

This resolution is hereby declared to be an emergency necessary for immediate preservation of the public peace, health and safety of the Village of Antwerp, Ohio, and for the further reasons that this resolution must be effective in order to proceed with the issuance of temporary bonds for interim financing for the construction of the improvements for the sewerage system; WHEREFORE, this resolution shall be in full force and effect immediately upon its passage.

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instruments, shall be binding upon the association as long as the bonds are held or insured by the Government. The provisions of sections 6 through 13 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling as between the association and the Government.

The vote was: Yeas 6 ; Nays 0 ; Absent none

IN WITNESS WHEREOF, the Council of the Village of Antwerp, Ohio has duly adopted this Resolution and caused it to be executed by the officers below in duplicate on this 6th day of October, 1980.

By

Oliver Sedaker

Title

Mayor

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Attest: Donald H Smith
Title Clerk-Treasurer

CERTIFICATION

I, the undersigned, as Clerk-Treasurer of the Village of Antwerp, Ohio hereby certify that the Council of such Association is composed of 6 members, of whom 6, constituting a quorum, were present at a meeting thereof duly called and held on the 6th day of October, 1980; that the foregoing resolution was adopted at such meeting by the vote shown above; and that said resolution has not been rescinded or amended in any way.

Dated, this 6th day of October, 1980.

Donald H Smith
Title Clerk-Treasurer

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AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$1,800,000 SEWER SYSTEM TEMPORARY FIRST MORTGAGE REVENUE BONDS OF THE VILLAGE OF ANTWERP UNDER SECTION 12, ARTICLE XVIII OF THE CONSTITUTION OF THE STATE OF OHIO FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF IMPROVING AND EXTENDING THE MUNICIPAL SEWERAGE SYSTEM; AUTHORIZING THE EXECUTION OF A MORTGAGE OF THE SYSTEM AND THE EXTENSIONS AND IMPROVEMENTS THERETO AND THE REVENUES THEREOF TO SECURE SUCH TEMPORARY BONDS AND TO SECURE ADDITIONAL PARITY BONDS HEREAFTER AUTHORIZED; DEFINING THE TERMS OF A FRANCHISE UNDER WHICH, IN CASE OF FORECLOSURE, THE PURCHASER MAY OPERATE THE SYSTEM; PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SUCH BONDS AND THE ENFORCEMENT THEREOF; AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Antwerp (the "Municipality"), now owns and operates, as a public utility, a sewerage system (the "Utility"), the services of which are, and are to be supplied, to persons and corporations within and without the corporate limits of the Municipality, but which Utility is inadequate to meet the present and future needs of the Municipality, its inhabitants and other users; and

WHEREAS, the Mayor and this Council have caused suitable plans, specifications and estimates of cost sufficient to inform the public of the nature, character and cost of improving and extending the Utility to be prepared by competent engineers on behalf of the Municipality and such plans, specifications and estimates of cost, so prepared by Kohli & Kaliher Associates, Limited, Lima, Ohio (the "Engineers"), Consulting Engineers to the Municipality, have been presented to the Mayor and this Council and are now on file in the office of the Clerk-Treasurer of the Municipality where they are open for public inspection; and

WHEREAS, based upon reports of the Engineers, this Council has heretofore determined it to be necessary to undertake immediately the improvement and the extension of the Utility by constructing a wastewater treatment facilities, pumping stations and force mains and intercepting and collecting sewers, together with all necessary appurtenances, including the acquisition of any required real estate and interests therein (the "Project"), in order to overcome the existing inadequacy of the Utility for the users thereof and for the health and welfare of the Municipality; and

WHEREAS, this council, after due investigation and based upon construction bids received, has determined that the total cost of the Project, including expenses incident thereto and to the financing thereof, will be in the estimated amount of \$4,114,475; and

WHEREAS, this Municipality, acting by its officers duly authorized by action of the Council has heretofore applied for various loans and grants from agencies of the United States of America; and

WHEREAS, this Municipality has been awarded Grant No. C390670 03 by the United States Environmental Protection Agency (the "EPA") in the amount of \$2,572,575 (the "EPA Grant"), to pay a portion of the costs of the Project; and

WHEREAS, this Municipality has been awarded a grant (the "FmHA Grant") by the United States of America acting by and through the Department of Agriculture, Farmers Home Administration (the "FmHA") in the amount of \$325,000, to pay a portion of the costs of the Project, and has entered into an agreement with FmHA authorized by Resolution No. 80-16 duly adopted on May 19, 1980, to evidence such FmHA Grant; and

WHEREAS, this Municipality has received a commitment from FmHA for a loan (the "FmHA Loan") in the amount of \$1,069,700, to pay a portion of the costs of the Project, which loan is to be evidenced by the purchase by FmHA of the Definitive Bonds (hereinafter defined) presently estimated to be issued prior to October 1, 1982, and the Municipality has received a commitment letter from FmHA agreeing to purchase the Definitive Bonds; and

WHEREAS, the proceeds of the EPA Grant, the FmHA Grant and the FmHA Loan,

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together with other moneys estimated to be available to the Municipality for Utility purposes, are presently estimated to be sufficient in amount to pay costs of the Project as set forth above, but are presently estimated to be insufficient in time of receipt to pay construction and other costs as they come due; and

WHEREAS, the Engineers have provided this Council with estimates of construction payment schedules for the Project and estimates of reimbursements to this Municipality from the EPA Grant and the FmHA Grant based on such schedules; and

WHEREAS, after review of such estimates, this Council has determined that it will be necessary for the Municipality to immediately furnish funds in the presently-estimated amount of \$1,800,000 for the purpose of paying a portion of the cost of the Project, and has determined further that it is necessary and proper to authorize the issuance of the Municipality's Sewer System Temporary First Mortgage Revenue Bonds (the "Temporary Bonds") in such amount pursuant to Section 12 Article XVIII of the Constitution of Ohio, for such purpose, such Temporary Bonds to be secured by the Mortgage hereinafter provided for upon the properties, assets and revenues of the utility and by a franchise to become effective in the event of foreclosure of such Mortgage; and

WHEREAS, it is anticipated that the cost of the Project will be paid from the proceeds of the Temporary Bonds and from other funds made available to or by the Municipality, including the EPA Grant, the FmHA Grant and the FmHA Loan; and

WHEREAS, this Council finds that all conditions precedent to the issuance and sale of the Temporary Bonds and the receipt of the EPA Grant and the FmHA Grant funds, and all conditions precedent to the receipt of the FmHA Loan funds that can be met at this time, have been met;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, COUNTY OF PAULDING, STATE OF OHIO:

Section 1. Definitions. In addition to the words and terms elsewhere defined in this Bond Ordinance, the following words and terms as used in this Bond Ordinance, in the Mortgage and in the Bonds shall have the following meanings unless otherwise therein provided and unless the context or use indicates another or different meaning or intent:

"Additional Bonds" means the Bonds of the Municipality issued under Section 7 of the Bond Ordinance.

"Bond" or "Bonds" means one or more of the Temporary Bonds and Additional Bonds.

"Bond Fund" means the Bond Fund created by Section 6 of this Bond Ordinance.

"Bondholder" or "holder" or "holder of Bonds" means any person who is the bearer of a coupon Bond which is not registered as to principal or the principal of which is registered to bearer, or the person in whose name a registered Bond is registered, and "holder" when used with reference as to a coupon means the bearer of the coupon.

"Bond Ordinance" means (i) when used with reference to the Temporary Bonds, this ordinance, (ii) when used with reference to an issue of Additional Bonds it shall mean this Bond Ordinance to the extent applicable and the legislation providing for the issuance of such Additional Bonds, and (iii) when used with reference to Bonds when Additional Bonds are outstanding it shall mean this ordinance and the Bond Ordinance providing for the issuance of then outstanding Additional Bonds; all as the same may from time to time be lawfully amended or supplemented.

"Bond service charges" mean, for any applicable time period, the principal, redemption premium, if any, and interest required to be paid by the Municipality on the Bonds.

"Construction Fund" means the Construction Fund created by Section 5 of this Bond Ordinance.

"Council" means the legislative authority of the Municipality.

"Coupon" or "interest coupon" means a coupon issued hereunder evidencing an installment or interest on a coupon Bond.

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"Coupon Bond registered as to principal" means any coupon Bond at the time registered as to principal in the name of the Bondholder.

"Definitive Bonds" means the mortgage revenue bonds of the Municipality to be issued as provided in Section 9 of this Bond Ordinance, presently anticipated to be in the principal amount of \$1,069,700 and anticipated to be sold to FmHA to evidence the FmHA Loan.

"EPA" means the Environmental Protection Agency, an agency of the United States of America.

"EPA Grant" means the Step 3 Treatment Works grant in the amount of \$2,572,575 awarded by EPA to the Municipality as Grant No. C390670 03.

"Eligible Investments" means: (i) any bonds or other obligations which are direct obligations of, or fully guaranteed by, the United States of America, (ii) obligations of the Federal National Mortgage Association of the Government National Mortgage Association, (iii) obligations of banks of the Federal Farm Credit System including obligations of predecessor banks issued under Acts repealed by Public Law 92-818 of the United States, (iv) obligations of Federal Home Loan Banks, (v) obligations of the Federal Financing Bank, (vi) certificates of deposit of banks or trust companies, including the Trustee or any affiliate of the Trustee, organized under the laws of Canada or the United States of America or any province or state thereof, which are fully collateralized by a pledge of obligations described in clause (i) hereof, or of such an institution which has a combined capital and surplus of at least \$10,000,000 (including any investment in pools of such certificates of deposit owned by the Trustee) (vii) savings accounts in banks or savings and loan associations not in excess of the maximum amount insured by the Federal Deposit Insurance Corporation or Federal Savings and Loan Insurance Corporation, respectively, and (viii) any repurchase agreement secured by any one or more of the foregoing; provided that any such investment or deposit is not prohibited by law.

"Engineers" means an engineer or firm of engineers, independent of the Municipality, licensed by, or permitted to practice in the State, designated by the Municipality. The firm of Kohli & Kaliher Associates, Limited, Construction Engineers & Surveyors, shall be deemed to be Engineers.

"Executive" means the Mayor of the Municipality.

"Fiscal Officer" means the Clerk-Treasurer of the Municipality.

"FmHA" means the Department of Agriculture, Farmers Home Administration, an instrumentality of the United States of America.

"FmHA Grant" means the grant in the amount of \$325,000 awarded by FmHA to the Municipality.

"FmHA Loan" means the loan in the amount of \$1,069,700 to be made by FmHA to the Municipality pursuant to FmHA's letter of commitment dated October 6, 1980.

"Interest Payment Date" means, as to the Temporary Bonds, the first day of each April and October, commencing April 1, 1981.

"Legal Officer" means William T. Hunt, Jr., Special Counsel to the Municipality for the Project, or such other attorney of firm of attorneys, duly admitted to practice before the Supreme Court of Ohio, who may be hereafter employed by the Municipality to serve as its counsel.

"Mortgage" means the Indenture of Mortgage dated as of October 1, 1980, securing the Temporary Bonds, between the Municipality and the Trustee, authorized in Section 11 of this Bond Ordinance, including this Bond Ordinance as a part thereof, as the same may be duly modified, amended or supplemented in accordance with the terms thereof.

"Notice Address" means:

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as to the Municipality: Village of Antwerp
Town Hall
Antwerp, Ohio 45813
Attention: Mayor

as to the Trustee: Ohio Citizens Bank
One Levis Square
Toledo, Ohio 43603
Attention: Corporate Trust Department

"Original Purchaser" means, as to the Temporary Bonds, McDonald & Company, Cleveland, Ohio, and as to Additional Bonds, the person or persons identified as such in the Bond Legislation providing for the issuance of such Additional Bonds.

"Outstanding Bonds" or "Bonds outstanding" or "outstanding" as applied to Bonds, means, as of any date, all Bonds which have been authenticated and delivered, or are then being delivered, by the Trustee, under the Mortgage except:

- (a) Bonds surrendered for and replaced upon exchange or transfer, or cancelled because of payment or redemption, at or prior to such date;
- (b) Bonds for which sufficient money has, prior to such date, been deposited with the Trustee for the payment, redemption or purchase for cancellation thereof (whether upon or prior to the maturity or redemption date of any such Bonds), or which are deemed to have been paid and discharged pursuant to the provisions of the Mortgage; provided that if such Bonds are to be redeemed prior to their maturity, notice of such redemption shall have been given or arrangements satisfactory to the Trustee shall have been made therefor, or waiver of such notice satisfactory in form to the Trustee, shall have been filed with the Trustee;
- (c) Bonds in lieu of which others have been authenticated under Section 201, paragraph 6 of the Mortgage; and
- (d) For purposes of any consent or other action to be taken by the holders of a specified percentage of Bonds hereunder, Bonds held by or for the account of the Municipality.

"Paying Agents" means as to the Temporary Bonds, the Trustee, and as to Additional Bonds any banks or trust companies designated as paying agencies or places of payment for Bonds or coupons by or pursuant to the applicable Bond Ordinance, and their successors designated pursuant to the Mortgage.

"Pledged Revenues" means (i) all moneys in the Bond Fund together with earnings and investments therein, and (ii) subject to the prior charges provided herein, all income derived from rates and charges made for all services and facilities of the Utility or otherwise arising out of the operation of the Utility, whether or not recurring, and pledged hereunder and under the Mortgage as security for the Bonds.

"Project" means the improvement and extension of the Utility by constructing wastewater treatment facilities, pumping stations, force mains and intercepting and collecting sewers, together with all necessary appurtenances, including the acquisition of any required real estate.

"Registered Bonds" means Bonds registered in the name of the holder including coupon Bonds registered as to principal (except to bearer) and fully registered Bonds; and "fully registered Bonds" means Bonds without coupons registered as to both principal and interest.

"Special Funds" means collectively the Sewer Revenue Fund, Bond Fund and Construction Fund and any other funds or accounts permitted by, established under, or identified in the Mortgage or the Bond Ordinance.

"State" means the State of Ohio.

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"Temporary Bonds" means the Sewer System Temporary First Mortgage Revenue Bonds authorized in Section 2 of this Bond Ordinance.

"Trustee" means the Trustee designated in the Mortgage, initially Ohio Citizens Bank, Toledo, Ohio, and any successor Trustee as determined or designated under or pursuant to the Mortgage.

"Utility" means the municipal sewerage system operated as a public utility by the Municipality, including improvements thereto and extensions thereof provided by the Project.

Any reference herein to the Municipality or the Council, the Executive, Fiscal Officer, Legal Officer, or to any other officer thereof, or to other public boards, commissions, departments, institutions, agencies, bodies, entities or officers thereof, shall include those who or which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions. Any reference to a section or provision of the Constitution of the State, or to a section, provision or chapter of the Ohio Revised Code or federal or State laws and regulations, shall include such section, provision, chapter, laws or regulations, as from time to time amended, modified, revised, supplemented or superseded, provided that no such change in the Constitution or laws shall be deemed applicable by reason of this provision if such change would in any way constitute an impairment of the rights of the Municipality, the Bondholders or the Trustee under the Mortgage or any other document executed in connection with the foregoing, nor shall any such change alter the obligation to pay the Bond service charges in the amount and manner, at all times, and from the sources provided in the applicable Bond Ordinance and the Mortgage, except as otherwise herein permitted.

Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders.

Unless the context shall otherwise indicate, words importing the singular number shall include the plural number, and vice versa, and the terms "hereof", "herein", "hereby", "hereto", "hereunder" and similar terms mean this Bond Ordinance and the Mortgage.

Section 2. Authorization of the Temporary Bonds. It is hereby determined that: (i) the Municipality shall proceed with the construction of the Project in accordance with the plans, specifications and estimates of cost referred to in the preambles hereto; (ii) the total estimated cost of the Project is \$4,114,475; (iii) the Utility shall be operated as a public utility, including all improvements and extensions thereof; (iv) rates and charges for the services of the Utility will have been fixed in an amount sufficient to pay the costs of operating and maintaining the Utility and to leave an amount of revenues adequate to comply with the covenants herein contained; and (v) it is necessary to and the Municipality shall, issue, sell and deliver the Temporary Bonds in the aggregate principal amount of \$1,800,000 to be designated "Sewer System Temporary First Mortgage Revenue Bonds" and having the terms provided herein. The proceeds of the Temporary Bonds shall be used for the purpose of constructing the Project and purposes incidental thereto and incidental to the issuance of the Temporary Bonds, and for such other purposes as may be described herein. This Council hereby determines and declares that the period of usefulness of the Project to be constructed pursuant to this ordinance is at least forty (40) years from the date of completion of construction thereof.

Section 3. Terms and Provisions Applicable to the Temporary Bonds.

(a) Form and Numbering. The Temporary Bonds shall be issued initially in either coupon or fully registered form as may be requested by the Original Purchaser thereof, shall be exchangeable for fully registered of coupon Bonds in the manner and on the terms provided in the Mortgage, and shall be numbered as determined by the Fiscal Officer. The Temporary Bonds shall be issued in printed, typewritten or other manuscript form as may be requested by the Original Purchaser.

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(b) Denomination and Dates. Temporary Bonds in coupon form shall be in the denomination of \$5,000 each, shall be registrable as to principal, and shall be dated as of October 1, 1980. Temporary Bonds in fully registered form shall be in the denomination of \$5,000 and any integral multiple thereof permitted by the Mortgage, and shall be dated as of the date of Temporary Bonds in coupon form if authenticated prior to the first Interest payment Date, and otherwise shall be dated as of the Interest Payment Date next preceding the date of their authentication except that if authenticated on an Interest Payment Date they shall be dated as of such date of authentication; provided that if at the time of authentication, interest thereon is in default, they shall be dated as of the date to which interest has been paid.

(c) Interest and Place of Payment. The Temporary Bonds shall bear interest from their respective dates payable semi-annually on the Interest Payment Dates at the rate of seven and one-half per centum (7 $\frac{1}{2}$ %) per annum until the principal sum is paid.

Bond service charges on Temporary Bonds in coupon form, other than principal of such Bonds registered as to principal (except to bearer), shall be payable, without deduction for services as Paying Agent, at the corporate trust office of the Paying Agents. The principal of registered Temporary Bonds shall be payable at the corporate trust office of the Trustee, and interest on fully registered Temporary Bonds shall be payable by check or draft as provided in the Mortgage.

(d) Maturity. The Temporary Bonds shall mature on October 1, 1982.

(e) Redemption. The Temporary Bonds shall not be subject to call for redemption prior to their maturity date.

(f) Sale and Execution of the Temporary Bonds. The Temporary Bonds shall first be offered for sale to the officer in charge of the Bond Retirement Fund of this Municipality and, if not taken by such officer, shall be and hereby are awarded and sold to the Original Purchaser, at the rate of interest set forth in Section 2 hereof, such sale to be made at not less than the par value of the Temporary Bonds, together with accrued interest thereon, if any. The Executive and the Fiscal Officer, and each of them, is directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Temporary Bonds to the Original Purchaser. Said officers are further directed to take all steps necessary to effect due authentication, delivery and perfection of the security of the Temporary Bonds under the terms hereof, and the Mortgage.

The Temporary Bonds shall be executed by the Executive and the Fiscal Officer, provided that one of such signatures may be a facsimile, and shall bear the seal of the Municipality or a facsimile thereof, and the coupons pertaining thereto shall bear the facsimile signature of the Fiscal Officer.

Section 4. General Terms and Provisions of all Bonds.

(a) Designation, Payment and Form. All Bonds shall be designated "Sewer System First Mortgage Revenue Bonds", and Bonds of each series shall bear such designations as may be necessary to distinguish them from Bonds of any other series. Bond service charges on all Bonds shall be payable in lawful money of the United States. Subject to provisions of the applicable Bond Ordinance, Bonds shall be issued as coupon Bonds or as fully registered Bonds and may be exchanged as between forms, all as provided in the Mortgage. All Bonds shall be negotiable instruments, Subject to applicable provisions for registration, and shall express on their faces the purpose for which they are issued, and that they are issued pursuant to the applicable Bond Ordinance. All Bonds shall be issued pursuant to Section 12, Article XVIII of the Constitution of the State.

(b) Execution. All Bonds and Coupons thereon shall be executed in the manner provided in the Bond Ordinance authorizing their issuance or in the manner provided by the applicable law in effect at their time of issuance. In case any officer whose signature or a facsimile of whose signature shall appear on any Bonds or Coupon shall cease to be such officer before the issuance of such Bonds or Coupons, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he had remained in office until that time.

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(c) Redemption Features. Additional Bonds shall not be made redeemable at the option of the Municipality, earlier than the maturity date of the Temporary Bonds, except for Additional Bonds issued for the purpose of refunding or advance re-funding the Temporary Bonds.

Any such redemption shall be exercised by ordinance or resolution of this Council designating the number of Bonds (or portions thereof) to be called, fixing the date for such redemption and designating the place where the amounts due on such redemption are payable. Such ordinance or resolution shall be enacted prior to publication of the notice provided for in the next paragraph and at least thirty days prior to the date fixed for redemption.

Notice of call for any redemption of the Bonds, identifying the Bonds or portions of fully registered Bonds to be redeemed, the date fixed for redemption and the places where the amounts due upon such redemption are payable, shall be given by the Trustee on behalf of the Municipality by publication of notice once a week for three consecutive weeks in a newspaper of general circulation in Paulding County, the first such publication to be not less than thirty days prior to the redemption date. If, because of the temporary or permanent suspension of the publication or circulation of the appropriate newspapers or for any other reason, it is impossible or impractical to publish such notice of call for redemption in the manner provided herein, then such publication in lieu thereof as is made with the approval of the Trustee shall constitute a sufficient publication of such notice. Notice of the call for redemption shall also be given by mailing a copy of the redemption notice by registered or certified mail at least 30 days prior to the date fixed for redemption to the holder or holders of each fully registered Bond or portion thereof or coupon Bond registered as to principal (except to bearer) to be called for redemption at the address shown on the registration books kept by the Trustee; provided, however, that failure to give such notice to any Bondholder by mailing, or any defect in such notice so mailed, shall not affect the validity of the proceedings for the redemption of the Bonds.

If Bonds or portions of fully registered Bonds or portions of fully registered Bonds are duly called for redemption and if on such redemption date moneys for the redemption of all the Bonds to be redeemed, together with accrued interest to the redemption date and any applicable redemption premium, shall be held by the Trustee or Paying Agents so as to be available therefor, then from and after such redemption date such Bonds or portions of fully registered Bonds shall cease to bear interest and any coupons for interest thereon maturing subsequent to the redemption date shall be void.

(d) Security. As provided herein and subject to the prior charges provided for herein, the Bonds shall be equally and ratably: (i) payable solely from the Special Funds and (ii) secured by a pledge of and lien on the Bond Fund and a pledge of the Pledged Revenues and secured by the Mortgage. Nothing in the Bond Ordinance, the Bonds, nor the Mortgage, shall constitute a general obligation, debt or bonded indebtedness of the Issuer, and further, nothing therein gives the holders or owners of Bonds or coupons, and they do not have, the right to have excises or taxes levied by the Council of the Municipality, or by the State or the taxing authority of any other political subdivision, for the payment of Bond service charges on the Bonds, but such Bonds are payable from the pledged Revenues and the Special Funds as provided herein, and each Bond shall contain on the face thereof a statement to that effect; provided, however, that nothing herein or in the Bond Ordinance shall be deemed to prohibit the Municipality, of its own volition, from using to the extent it is lawfully authorized to do so any other resources or revenues for the fulfillment of any of the terms, conditions or obligations of the Bond proceedings or any of the Bonds.

Section 5. Allocation of Purchase Price - Construction Fund. The proceeds from the sale of the Temporary Bonds shall be allocated and are hereby appropriated as follows: (a) the portion, if any, representing accrued interest, along with such additional amount as shall, together with any such accrued interest, be equal to the interest which will accrue upon the Temporary Bonds from their date of their maturity, to the Bond Fund and (b) the entire balance of such proceeds to the Construction Fund.

There is hereby created by the Municipality and ordered maintained in a separate deposit account (except when invested as hereinafter provided) with the Trustee in the name of the Municipality fund to be designated "Village of Antwerp Sewer Construction Fund" (the "Construction Fund"), moneys in which will be used to pay costs of the Project.

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The Construction Fund shall consist of (i) the portion of the proceeds of the Temporary Bonds provided for in this section, (ii) proceeds of the EPA Grant and the FmHA Grant, together with any grant moneys received from any federal or state agency as reimbursement of any of the costs of the Project, and (iii) such additional amounts as may be paid therein by this Municipality.

Until required for the purposes herein provided, moneys in the Construction Fund may be invested by the Municipality in Eligible Investments. Such Eligible investments shall mature, or be redeemable by the holder, not later than the times when the moneys therein are required for the payment of costs of the Project and all things necessary and incidental thereto, including all costs incurred in connection with the issuance, sale and delivery of the Temporary Bonds; and shall be applied to the purposes for which the proceeds of the Temporary Bonds are required to be used under the foregoing provisions of this ordinance. Upon completion of the Project, as certified by the Engineers, or upon the issuance and sale of the Definitive Bonds to the purchaser thereof, but prior to the discharge of the lien of the Mortgage, moneys remaining in the Construction Fund as may be necessary to pay, together with moneys then available in the Bond Fund for such purpose, principal and interest on the Temporary Bonds at their maturity, shall be transferred to the Bond Fund and applied as set forth in Section 6 of this Bond Ordinance.

Section 6. Source of Payment-Special Funds and Application Thereof.

So long as any Temporary Bonds remain outstanding, all income and revenues to be derived from the operation of the Utility, including any Pledged Revenues available on the date of issuance of the Temporary Bonds, shall be transferred to, or deposited in, the Sewer Revenue Fund. At all times, there shall be reserved in the Sewer Revenue Fund a sum found by the Fiscal Officer to be necessary to provide adequate working capital for the Utility and, after such reservation, the following payments only shall be made out of the Sewer Revenue Fund and in the following order:

- First: All reasonable and proper expenses of operating and maintaining the Utility, but excluding depreciation and capital replacements.
- Second: To the Bond Fund on October 15, 1980 and monthly thereafter on the 15th day of each month, or on such earlier day as may be required, the equal monthly sum necessary (after allowing for any moneys available in such Bond Fund) to provide for the payment of the interest due on the next ensuing Interest Payment Date on all Temporary Bonds then outstanding.
- Third: Monthly, as aforesaid, into the Bond Fund, such sum in addition to the requirements of the foregoing Paragraph Second as may be necessary and available, after complying with the preceding Paragraph First, to make up any previous deficiency in the requirements of such Paragraph Second.
- Fourth: Any surplus in the Sewer Revenue Fund, after paying or providing fully for the foregoing, shall be deposited in the Bond Fund and used by this Municipality for the retirement of the Temporary Bonds at maturity or by purchase for cancellation.

There are hereby established by the Municipality and ordered maintained in separate deposit accounts (except when invested as hereinafter provided) in the name of and to be owned by the Municipality, the following funds: "Village of Antwerp Sewer Revenue Fund" (the "Sewer Revenue Fund") and "Village of Antwerp Sewer Bond Fund" (the "Bond Fund"). The Bond Fund shall be a trust fund in the custody of the Trustee, and the Sewer Revenue Fund shall be a village fund. Moneys in both such funds shall be invested in Eligible Investments as provided in Section 10 of this Bond Ordinance.

The moneys deposited in the Bond Fund in accordance with the provisions of this Bond Ordinance together with the earnings and investments therein shall be subject to a lien and pledge in favor of the holder or holders of the Bonds. The Bond Fund shall be used solely for the payment of the Bond service charges on the Bonds.

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On or before each date when Bond service charges are due and payable, the Trustee shall transmit from moneys in the Bond Fund applicable thereto to any other Paying Agents, as appropriate, amounts sufficient to meet payments to be made by them of Bond service charges to be then due and payable; provided that to the extent that the amount needed by any other Paying Agent is not sufficiently predictable, the Trustee may make such credit arrangements with such Paying Agent as to permit meeting such payments.

Until required for the purposes for which held, moneys in the Bond Fund may be invested as provided in Section 10 (k) hereof and investments in such Fund may when and as directed by the Fiscal Officer, be sold, surrendered, exchanged, or otherwise disposed of. In computing the amount of each such fund, the investments therein shall be valued at the lower of cost or current market value. The investment income on each Special Fund shall be credited as provided in Section 10(k) hereof.

Any Temporary Bonds purchased for cancellation shall be purchased at a price not exceeding their fair market value.

Section 7. Additional Bonds. This Municipality shall have the right from time to time, to issue Additional Bonds for the purpose only of (i) providing additional funds, if necessary, for the completion of the Project, (ii) making replacements, improvements and extensions to the Utility, (iii) refunding or advance refunding for any lawful purpose any outstanding Bonds, or (iv) any combination of (i), (ii) or (iii). Such Additional Bonds shall be payable from the Bond Fund established in Section 6 hereof and shall be secured by a lien upon the Pledged Revenues and the properties and assets of the Utility on a parity with the Temporary Bonds. No such Additional Bonds shall be issued unless the Municipality shall have furnished to the Trustee the following:

- (a) A certificate of the Fiscal Officer and the Legal Officer that, to the best of their knowledge, the Municipality is not, on the date of issuance of such Additional Bonds, in default in the performance of any of its covenants contained in this Bond Ordinance, in the Mortgage or in the Bonds, subject, however, to such exceptions, if any, in such certification as may be approved in writing by the holder or holders of the Bonds outstanding;
- (b) A certificate of the Engineers:
 - (i) if issued for such purpose, that the Additional Bonds are necessary for completion of the Project and will, in their best judgment, provide sufficient funds to effect such completion, or, if the Additional Bonds are issued to finance replacements, improvements or extensions to the Utility, that such replacements, improvements or extensions are, in their best judgement, reasonably necessary for the proper and economical operation of the Utility or for meeting existing or prospective demands for the services thereof or both; and
 - (ii) if issued to finance replacements, extensions or improvements to the Utility or for refunding any outstanding Bonds (except for the Definitive Bonds issued to refund the Temporary Bonds and any temporary Additional Bonds which have been issued for the purpose described in clause (i) above), that one-half ($\frac{1}{2}$) of the aggregate revenues of the Utility received during the twenty-four (24) calendar months immediately preceding the adoption of the ordinance authorizing such Additional Bonds, adjusted to reflect, if necessary, rates in effect at the time of passage of such ordinance authorizing the Additional Bonds, less one-half ($\frac{1}{2}$) of the total expenses of operation and maintenance of the Utility during the aforesaid twenty-four (24) calendar months, plus the Engineer's estimate of the annual increase in operating revenues anticipated to be derived from the replacements, extensions or improvements to be financed by the Additional Bonds, where issued for such purpose, less the Engineer's estimate of any additional expenses of operation and maintenance averaged over the two (2) calendar years following completion of such replacements, extensions or improvements, will aggregate in an amount not less than 110% of the largest amount required to be paid into the Bond Fund in any succeeding calendar year to meet interest on and principal of all Bonds to be outstanding immediately after the issuance of the Additional Bonds;

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- (c) A certified copy of the ordinance authorizing the issuance of the Additional Bonds; and
- (d) In the case of Additional Bonds to be issued for the purpose of refunding any outstanding Bonds, evidence satisfactory to the Trustee that (i) provision has been made to assure that moneys sufficient to retire the Bonds to be refunded will be available in the possession of the Trustee at the time provided for retirement thereof under the plan for refunding and are committed to such purpose, and (ii) moneys sufficient to pay interest accrued and to accrue and principal, if any, payable on such Additional Bonds prior to such retirement of the Bonds thereby to be refunded have been deposited in the Bond Fund without impairment of any provision or covenant of the Bond Ordinance, and from sources other than the Sewer Revenue Fund except to the extent of any moneys in such Fund in excess of the balance required to be maintained therein under the provisions of the Bond Ordinance, the transfer of which excess moneys for such purpose is hereby authorized, or will be deposited directly in the Bond Fund from appropriate portions of the proceeds from the sale of the Additional Bonds pursuant to the ordinance authorizing the issuance of the Additional Bonds.

The proceeds of sale of any issue of Additional Bonds shall be allocated in substantially the same manner as is provided in this ordinance with respect to the Temporary Bonds and a Construction Fund for such proceeds shall be created in connection with each such issue of Additional Bonds and shall be applied to the purposes set forth in the applicable certificate of the Engineers, and to defray costs and expenses incidental thereto or incidental to the sale or issuance of such Additional Bonds.

The Additional Bonds shall bear such designation as may be necessary to distinguish them from the Temporary Bonds or other Additional Bonds having different provisions and shall have maturities, interest rates, interest payment dates, redemption provisions, denominations and other provisions as provided in this Bond Ordinance or in the Bond Ordinance hereafter enacted providing for issuance of the Additional Bonds; provided, however, that such terms and provisions shall not be inconsistent with this Bond Ordinance or the then outstanding Temporary Bonds.

Section 8. Pledge of Revenues. The Temporary Bonds shall be payable solely from the Special Funds and the Pledged Revenues, subject to the prior charges provided for herein, and from the proceeds of the Definitive Bonds after allowing for any other funds which may then be available, or any other effective provision which may then have been made, for the purposes; and, subject to the covenant of this Municipality with respect to the authorization, issuance, sale and delivery of the Definitive Bonds as set forth herein and in the Bond Ordinance authorizing the issuance of the Definitive Bonds, shall be secured only, but equally and ratably without priority of one over another by reason of number, sale, execution or delivery, by a pledge of, and lien on, the Pledged Revenues, subject to such prior charges. Anything in the Bond Ordinance or in the Bonds to the contrary notwithstanding, neither the general resources of this Municipality shall be required to be used, nor the general credit thereof shall be pledged, for the performance of any duty under the Bond Ordinance, the Mortgage or the Bonds; provided, however, that if otherwise lawful, nothing herein shall be deemed to prohibit this Municipality from using, of its own volition, any of its general resources for the fulfillment of any of the terms and conditions of the Bond Ordinance, the Mortgage or the Bonds.

Section 9. Definitive Bonds. That the Municipality hereby covenants, as additional security for the Temporary Bonds, that it will take all actions necessary to provide for the authorization, issuance, sale and delivery of the Definitive Bonds to the FmHA pursuant to legislation heretofore adopted by this Council and relating to the FmHA Loan, or will take all such other actions necessary to provide for the authorization, issuance, sale and delivery of another issue of temporary revenue bonds or an issue of Definitive Bonds to a purchaser other than FmHA, in a principal amount at least sufficient, after allowing for any other funds which may be available, or any other effective provisions which may then have been made, for the purpose, to retire all outstanding Temporary Bonds and any temporary Additional Bonds at their maturity, and will accept such price for the Definitive Bonds and such interest rate or rates thereon as shall be necessary to permit

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this to be done, within any limitations imposed by applicable law. For the same purpose, the Municipality hereby covenants further that it will take all other actions that may be available to it to realize the maximum possible amount of grant funds for the Project from the FmHA Grant and the EPA Grant.

Section 10. Covenants. This Municipality, by the issuance of the Temporary Bonds shall covenant further with the Trustee and the holders of the Bonds:

(a) that it will promptly and economically construct the Project with the moneys in the Construction Fund, provided that the aggregate cost of the Project will not exceed the moneys available therefor in the Construction Fund.

(b) That it will, at all times, prescribe and charge, or cause to be prescribed and charged, such rates for the services of the Utility and will so restrict operation and maintenance expenses of the Utility as shall result in Utility revenues at least adequate to provide for the payments required to be made in accordance with Section 6 hereof.

(c) That it will deposit the EPA Grant and the FmHA Grant any and all other funds, grants or other moneys received from any federal or state agency as reimbursement for all costs of the Project into the Construction Fund to be applied as set forth in Section 5 of this Bond Ordinance.

(d) That it will segregate the Pledged Revenues from all other funds of this Municipality and will keep, or cause to be kept, proper books and records in such manner as to show the complete financial results of the operation of the Utility the revenues and operating and maintenance expenses thereof, all capital expenditures therefor and the amounts deposited under Section 6 hereof.

(e) That it will permit, or cause to be permitted, the Trustee and the holder or holders of 25% in aggregate principal amount of the outstanding Bonds to inspect the Utility and all records, accounts and data relating thereto at all reasonable times.

(f) That it will operate, or cause to be operated, the Utility in an efficient and economical manner, maintain, or cause to be maintained, the same in a good state of repair and operating efficiency and provide, or cause to be provided, adequate insurance covering all of this Municipality's insurable properties and insurable operations included in the Utility against hazards which might interfere with the operations thereof.

(g) That it will not sell or otherwise dispose of any portion of the Utility unless the portion to be disposed of will have no further usefulness for Utility purposes or is no longer required herefor; provided that any proceeds from such sale or disposition shall be deposited in the Sewer Revenue Fund and applied as set forth in Section 6 of this Bond Ordinance.

(h) That it will not, except as expressly permitted by this Bond Ordinance, create, or suffer to be created, any lien or charge which would constitute a lien prior to, or on a parity with, the lien upon the Pledged Revenues provided for herein.

(i) That it will not voluntarily cause such curtailment of the use of the Utility or provide other similar facilities which would be operated so as to interfere with the prompt performance of all of the obligations and covenants contained herein or in the Temporary Bonds.

(j) That it will not, without consent of the holders of all the outstanding Bonds, extend, or assent to the extension of, the time for payment of any Bonds.

(k) Except as otherwise restricted in this Bond Ordinance, any moneys held as a part of the Bond Fund and Construction Fund shall, at the oral or written request of the Fiscal Officer, be invested or reinvested by the Trustee in Eligible Investments. Oral requests shall be confirmed in Writing. Investments of moneys in the Construction Fund shall be made only in obligations described in clauses (i) and (iv) of the definition of Eligible Investments herein or in repurchase agreements secured by such obligations. The type, amount and maturity (which shall be such so that the moneys invested will be available to make payments from the appropriate Fund as the moneys are required from that Fund) of such investments shall be as specified by the Fiscal Officer. Any such investment made

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by the Trustee may be purchased from the Trustee, and such investments shall be held by or under the control of the Trustee and shall be deemed at all times a part of the Fund from which the investment has been made, and any profit realized therefrom shall be credited and any loss resulting from such investments shall be charged, to the Fund from which the investment was made. The Trustee shall sell and reduce to cash a sufficient portion of investments under the provisions of this section whenever the cash balance in any Fund is insufficient to pay the current requirements from that Fund. The deposit of any moneys in any Fund may be evidenced by certificates of deposit of the Trustee, as specified by said Fiscal Officer. The Trustee shall sell or redeem investments standing to the credit of the Special Funds to produce sufficient moneys applicable hereunder to and at the times required for the purposes of paying Bond service charges when due as aforesaid, and shall do so without necessity for any order on behalf of the Municipality or Fiscal Officer and without restriction by reason of any such order. For purposes of the Mortgage and this Bond Ordinance, investments shall be valued at the lower of cost or current market value, whichever is less.

(l) That it will restrict the use of the proceeds of the Temporary Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time of the delivery of and payment for the Temporary Bonds so that the Temporary Bonds will not constitute arbitrage bonds under Section 103(c) of the Internal Revenue Code and the applicable income tax regulations under that section. The Fiscal Officer or any other officer having responsibility for issuing the Temporary Bonds, is authorized and directed, alone or in conjunction with any of the foregoing or with any other officer, employee, consultant or agent of the Municipality, to give an appropriate certificate of the Municipality, for inclusion in the transcript of proceedings for the Temporary Bonds, setting forth the reasonable expectations of the Municipality regarding the amount and use of all such proceeds and the facts and estimates on which they are based, all as of the date of delivery and payment for the Temporary Bonds.

(m) That the Fiscal Officer, or other appropriate officer of the Municipality will furnish to the Trustee a true transcript of proceedings, certified by the Fiscal Officer or other officer, of all proceedings had with reference to the issuance of the Temporary Bonds together with such information from the Municipality's records as is necessary to determine the regularity and validity of such issuance.

(n) That it will, at any and all times, cause to be done all such further acts and things and cause to be executed and delivered all such further instruments as may be necessary to carry out the purpose of the Bonds and any ordinance authorizing the same or as may be required by Section 12, Article XVIII of the Constitution of Ohio and will comply with all requirements of law applicable to the Utility and the operation thereof.

(o) That it will not dispose of, or transfer its title to, the Utility or any part thereof, including lands and interest in land, by sale, mortgage, lease or other encumbrance other than as provided in the Mortgage.

(p) That the rates and charges for all services and facilities rendered by the Utility shall be reasonable and just, taking into consideration the costs and value of the Utility and cost of maintaining, repairing and operating the same and the amounts necessary to meet the requirements of this Section and Section 6 hereof.

(q) That all of the obligations set forth and covenants made under this Section and Section 9 hereof are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the Municipality within the meaning of Section 2731.01 of the Revised Code of Ohio.

Section 11. Mortgage. That, in order to secure the payment of the principal of, and interest on, the Bonds as the same shall become due and payable and the performance of the obligations and covenants of the Municipality contained in this Bond Ordinance or in the Bonds, the Executive and Fiscal Officer of the Municipality are hereby authorized and directed in the name and on behalf of the Municipality to make, execute, acknowledge and deliver to the Trustee a good and sufficient first mortgage deed (the "Mortgage") upon all the properties and assets

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of the Utility now owned or hereafter acquired by the Municipality during the time any of the Bonds shall remain outstanding and unpaid, in such form and containing such terms, covenants and conditions not inconsistent with this ordinance as shall be approved by the Original purchaser and by the Legal Officer of the Municipality.

Provision shall be made therein that, in case the Municipality shall default for more than sixty days in the payment of any Bonds or the interest thereon or for more than ninety days in performing any of the covenants or requirements of the Mortgage, or of this Bond Ordinance, or of the Bonds, the Trustee may, and shall, if requested so to do by the owners or holders of 25 percent in aggregate principal amount of the outstanding Bonds other than such Bonds owned or held by the Municipality, declare the entire amount of outstanding Bonds due and payable and proceed to foreclose the Mortgage; but such provision shall be subject to the condition that, if at any time after the principal of the Bonds may have been so declared due and payable, and before there shall have been any sale of the properties mortgaged thereunder, all sums payable under the Mortgage shall have been duly paid and all existing defaults shall have been made good, then, and in every such case, such payment shall constitute a waiver of such default and its consequences; but no such waiver shall extend to or affect any subsequent default nor impair any rights consequent thereon.

The Mortgage shall contain the usual covenants and provisions as to foreclosure and sale and as to other remedies of the Trustee, and shall provide for the appointment of a receiver with powers customary in general equity cases to operate the Utility and to apply the revenues thereof to the payment of the Bonds and interest thereon, in accordance with this ordinance and the provisions of the Mortgage, in event of litigation involving the operation or administration of the Utility by the Municipality or default by the Municipality in performance of the terms and conditions of this ordinance or of the Mortgage or of the Bonds.

The Mortgage shall also contain covenants as to prompt and efficient construction of the Project, proper maintenance of Utility properties and efficient operation thereof, maintenance of title to such properties and of the priority of lien of the Mortgage, disposition of unnecessary or wornout properties, maintenance of adequate insurance upon Utility properties, recordation of the Mortgage and any supplement thereto, compliance with applicable requirements of law, and such other covenants as may be necessary or appropriate for the due protection of the rights and security of the holders of the Bonds.

The Mortgage shall contain appropriate provisions whereby the Municipality, by ordinance of this Council and with the written consent of the holder or holders of not less than 66-2/3% in aggregate principal amount of the outstanding Bonds, may modify or amend any covenant, condition or provision of the Mortgage or any supplement thereto so long as such action shall not result in changing the redemption provisions or interest and principal maturity dates or reducing the principal amount of, or interest rate on, the Bonds, or modifying the rights or obligations of the Trustee without its consent, nor reducing the percentage hereinafter specified, or imposing upon any part of the properties or revenues of the Utility described in the Mortgage of the supplement thereto any mortgage or lien ranking prior to the lien of the Mortgage.

In the event of the foreclosure of the Mortgage, the purchaser or purchasers at such foreclosure sale shall be entitled to operate the Utility as improved or extended under the terms of the following franchise, upon the confirmation of such foreclosure sale, to wit:

A FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE A PUBLIC UTILITY IN AND FOR THE MUNICIPALITY, UPON, ALONG AND UNDER THE STREETS, LANES ALLEYS, AVENUES AND OTHER PUBLIC THOROUGHFARES OF THE MUNICIPALITY, AND TO FIX AND PRESCRIBE THE TERMS AND CONDITIONS UNDER WHICH SUCH OPERATION SHALL BE CONDUCTED.

Section A. Hereafter, when the word "Grantee" appears in this franchise, it shall be held to mean and include the purchaser or purchasers at a judicial sale upon foreclosure of the mortgage on the municipal utility referred to as the "Utility" in the ordinance granting this franchise, and any person, association

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of persons, partnership or corporation who shall, upon such foreclosure, become the owner of the Utility by assignment from the purchaser or purchasers; and this franchise shall inure to the benefit of such person, association, partnership or corporation their heirs, executors, administrators, successors and assigns. The term "Municipality", where used herein, shall refer to the municipality granting this franchise.

Section B. The Grantee is hereby given the right, for the full period of twenty years after the date of the final confirmation of such judicial sale on foreclosure of the mortgage, to construct, maintain, operate and extend the utility upon, along and under the streets, lanes, alleys, avenues and other public thoroughfares, and public property of the Municipality, with the full and necessary privileges for the use of the streets, lanes, alleys, avenues and other public thoroughfares or property for the purposes of constructing, erecting, maintaining, operating and extending mains, valves, meters, outlets, connections, manholes, and all other apparatus necessary or appropriate to the operations of the Utility.

Section C. This franchise shall be held to apply to, and give the right to own and operate, all the properties, property rights and interests theretofore owned or operated by the Municipality as, or in connection with, the Utility, with all extensions, betterments, replacements and new equipment which have been made or added thereto by the Municipality prior to the taking effect of this franchise, together with the extensions and betterments and equipment which may thereafter be made from time to time by the Grantee during the life of this franchise.

Section D. The Grantee, in the maintenance, repair or extension of the Utility, shall not unnecessarily interrupt or obstruct the use of any street, lane, alley or public thoroughfare, and, in connection with any such work, shall obtain such permits and approvals as may be required by the ordinances of the Municipality.


When any streets, alleys or public grounds are entered upon, or facilities removed therefrom, the Grantee shall restore the same to their original condition and shall clear all such places of dirt, obstruction and anything that might constitute a nuisance, or prevent such street, alley or public ground from being open and in repair. Such restoration to original condition shall be made by the Grantee under the supervision and control of the appropriate officer of the Municipality, who shall determine what part, if any, of such work, shall be done by the Municipality and charged to the Grantee. Upon the doing of such work, the Municipality shall furnish the Grantee with itemized bills of the cost thereof, which bills shall be paid by the Grantee within ten (10) days after the receipt thereof.

Section E. The grantee shall at all times be subject to the regulations imposed by the laws of the State of Ohio and such general reasonable regulatory ordinances of the Municipality as may exist at the effective date of this franchise or thereafter be adopted, including the continuing right of the Municipality's Council to require such reconstruction, relocation, change or discontinuance of the appliances used by the Utility in the streets, alleys, avenues and highways of the Municipality, as shall, in the opinion of Council, be necessary in the public interest. The Grantee, however, shall have a right to a fair return on its investment, it being understood, however, that the Municipality cannot waive or surrender any of the police powers granted to, or inherent in, municipal corporations, and nothing herein contained shall be construed as a waiver or surrender of such powers or other rights conferred by law on municipal corporations.

In the construction, maintenance or repair of its properties, the Grantee shall comply with all regulations existing or that may thereafter be made by the Municipality applicable to the Grantee, and the Grantee shall be liable for damages that may arise by reason of its failure or neglect to comply with such regulations and shall save the Municipality harmless from any and all claims for damages by reason of such failure or neglect.

Section F: The Grantee shall indemnify fully the Municipality and save it harmless from any and all damages that the Municipality may sustain and from all judgments, decrees, costs and expenses which the Municipality may, in any manner, suffer or incur, and which

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may be recoverable from, or obtained against, the Municipality for or by reason of, the granting of the rights hereby conferred upon the Grantee or growing out of, or resulting from, the exercise and use by the Grantee of any of the rights hereby conferred upon it.

Section G: For a period of ten years after the taking effect of this franchise, the Grantee may charge for supplying the services of the Utility to the Municipality and inhabitants thereof rates equivalent to the highest schedule of rates in effect under the Municipality's operation of the Utility during the period from the granting of this franchise to the effective date of this franchise increased by ten percent.

The payments to be made by the Municipality to the Grantee for services or products of the Utility to be furnished to the Municipality shall be paid to the Grantee semi-annually on or before the tenth days of June and December of each year during the term of this contract; and, in order to provide means for the payment of all amounts to be paid by the Municipality under this contract, in the event funds are not available from any other source, the Municipality, in its annual budget and taxation and appropriation ordinances each year during the term of this contract, obligates itself to include and levy a sufficient sum on all the taxable property in the Municipality to pay for such services or products, the proceeds of which levy shall be placed in a separate fund and which taxes, when collected, shall be held inviolate for that purpose.

Section H: In the event that the foregoing rates (which are minimum rates - not maximum rates) shall prove insufficient to provide revenues yielding, after meeting operating and maintenance charges in an amount consistent with sound management and commensurate with the services required by the Municipality, an annual return of approximately six percent on the reasonable value of the Utility, including a reasonable allowance for depreciation, plus the cost of betterments, improvements and extensions, less depreciation thereon as may have been required or approved by the Municipality, then the Municipality, by appropriate ordinances, shall raise such rates, or approve and authorize action of the Grantee raising such rates, sufficiently to produce such return in the manner required by any applicable law, but the duty of the Municipality to raise, or to approve and authorize the Grantee to raise, such rates shall arise forthwith upon the request of the Grantee, any law to the contrary notwithstanding. In the event such action by the Municipality is not taken, a complaint may be filed with the Public Utilities Commission of Ohio or its successors in office and proceedings had before the commission as provided in Section 4909.34 to 4909.37, inclusive, of the revised Code of Ohio. The Grantee's right to complain to the Commission shall be cumulative to its right to enforce the performance of the duty so imposed on the Municipality under the provisions of Section 2731.01 et seq., of the Revised Code of Ohio.

Section I: For the second ten-year period of this franchise, the rates to be charged by the Grantee shall be fixed by the Council of the Municipality by and with the consent of the Grantee or, in the event of the inability of the Municipality and the Grantee to agree, shall be such as may be fixed or determined in accordance with the provisions of the Revised Code of Ohio, including Section 4909.16 to 4909.19 thereof, but, in any event, the rates shall be such as to produce to the Grantee the same return as provided in Section H hereof.

Section J: The Grantee shall keep all records and accounts of the Utility in such form as shall be prescribed by the Public Utilities Commission of Ohio, subject always to the right of Council of the Municipality to require more detailed forms and to exact more comprehensive statements than may be prescribed by the Commission. The Municipality shall at all times have access to and opportunity for inspecting all properties of the Utility and auditing, examin-

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ing and keeping copies of all records and accounts in any way pertaining to the ownership or operation of the Utility, together with the right to require of the Grantee detailed reports relating to the finances, operation, management and ownership thereof. The Municipality shall have the further right to establish standards of service, to prevent unjust discrimination in service or rates, and to require adequate extension of plant, equipment and service.

Section K: No rights herein granted to the Grantee to construct, maintain or operate the Utility shall be construed as exclusive or as preventing the Municipality from granting a franchise or privilege to any other person, firm or corporation.

Section 12. Trustee. The Trustee is hereby approved as Trustee for the Temporary Bonds and the fees to be paid for its service in connection therewith, including its services as Paying Agent therefor, shall be those which it regularly charges for such service on bond issues of similar size and nature.

Section 13. Governing Law. The provisions of this Bond Ordinance are subject to the laws of the State of Ohio.

Section 14. Severability. All ordinances, resolutions and orders or parts thereof in conflict with the provisions of this Bond Ordinance are, to the extent of such conflict, hereby repealed, and each section of this Bond Ordinance and each subdivision of any section thereof is hereby declared to be independent, and the finding or holding of any section or subdivision of any section thereof to be invalid or void shall not be deemed or held to affect the validity of any other section or subdivision of this Bond Ordinance.

Section 15. Official Statement. The Official Statement of the Municipality relating to the original issuance of the Temporary Bonds substantially in the form now on file with the Fiscal Officer is hereby approved and the Executive and the Fiscal Officer are each hereby authorized and directed to complete and execute, on behalf of the Municipality and in their official capacities, such Official Statement, with such modifications, changes and supplements as are necessary or desirable for the purposes thereof as such officers shall approve. Such officers are authorized to use and distribute, or to authorize the use and distribution of, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Temporary Bonds, and are each authorized and directed to advise the Original Purchaser of the Temporary Bonds in writing regarding limitations on the use of the Official Statement and any supplements thereto for the purposes of marketing or reoffering such Temporary Bonds as the officer acting deems necessary or appropriate to protect the interests of the Municipality. The Executive and the Fiscal Officer are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with accuracy of the Official Statement and any supplements thereto as may, in their judgment, be necessary or appropriate.

Section 16. Compliance with R.C. §121.22. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Bond Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committee that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 17. Effective Date. That this Bond Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Municipality and for the further reason that contracts for the construction of the Project must be immediately entered into before the expiration of the construction bids and such construction must commence imme-

RECORD OF ORDINANCES

Ordinance No. 80-31 Passed October 6 1980

diately in order to eliminate existing hazards to the public health; wherefore, this Bond Ordinance shall be in full force and effect immediately upon passage.

Passed: 10/6, 1980

Deane Sedaker
Mayor, Village of Antwerp, Ohio

Attest: *Donald H Smith*
Clerk-Treasurer Village of Antwerp, Ohio

The undersigned, Clerk-Treasurer of the Village of Antwerp, Ohio, hereby certifies that the foregoing is a true and correct copy of Ordinance No. 80-31, passed by the Council of the Village on 10/6 1980, and that the same as passed appears on the official records of the Village.

Donald H Smith
Clerk-Treasurer Village of Antwerp
Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24, REVISED CODE, ON THE 15th DAY OF October, 1980, AND ON THE 8th DAY OF October, 1980.

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING *Ord. 80-31* WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24, REVISED CODE, ON THE *15th* DAY OF *October*, 19*80*, AND ON THE *8th* DAY OF *October*, 19*80*.

Donald H Smith

RECORD OF ORDINANCES

Ordinance No. 80-32

Passed Nov. 10 1980

AN ORDINANCE AMENDING ORDINANCE NO. 80-31 AUTHORIZING THE ISSUANCE OF \$1,800,000 SEWER SYSTEM TEMPORARY FIRST MORTGAGE REVENUE BONDS OF THE VILLAGE OF ANTWERP UNDER SECTION 12, ARTICLE XVIII OF THE CONSTITUTION OF THE STATE OF OHIO FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF IMPROVING AND EXTENDING THE MUNICIPAL SEWERAGE SYSTEM AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY.

WHEREAS, this Council has heretofore enacted Ordinance No. 80-31 on October 6, 1980, authorizing the issuance of \$1,800,000 Sewer System Temporary First Mortgage Revenue Bonds of the Village of Antwerp under Section 12, Article XVIII of the Constitution of the State of Ohio for the purpose of paying a portion of the cost of improving and extending the municipal sewerage system; authorizing the execution of a Mortgage of the system and the extensions and improvements thereto and the revenues thereof to secure such temporary bonds and to secure additional parity bonds hereafter authorized; defining the terms of the franchise under which in case of foreclosure, the purchaser may operate the system; providing for the rights of the holders of such bonds and the enforcement thereof; and whereas this Council has been advised that there are certain minor changes to be made in the provisions of said ordinance in order to conform the terms of the ordinance to the attention of this Council and the officials of the Village;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, County of Paulding, State of Ohio:

Section 1. That Section 5 of Ordinance No. 80-31 be and is hereby amended to read as follows:

"Section 5. Allocation of Purchase Price - Construction Fund. The proceeds from the sale of the Temporary Bonds shall be allocated and are hereby appropriated as follows: (a) the portion, if any, representing accrued interest, along with such additional amount as shall, together with any such accrued interest, be equal to the interest which will accrue upon the Temporary Bonds from their date to the date of their maturity, to the Bond Fund and (b) the entire balance of such proceeds to the Construction Fund.

There is hereby created by the Municipality and ordered maintained in a separate deposit account (except when invested as hereinafter provided) with the Trustee in the name of the Municipality fund to be designated "Village of Antwerp Sewer Construction Fund" (the "Construction Fund"), moneys in which will be used to pay costs of the Project.

The Construction Fund shall consist of (i) the portion of the proceeds of the Temporary Bonds provided for in this section, (ii) proceeds of the EPA Grant and the FmHA Grant, together with any grant moneys received from any federal or state agency as reimbursement of any of the costs of the Project, and (iii) such additional amounts as may be paid therein by this Municipality.

Until required for the purposes herein provided, moneys in the Construction Fund may be invested by the Municipality in Eligible Investments as provided in Section 10 (K) hereof. Such Eligible Investments shall mature, or be redeemable by the holder, not later than the times when the moneys therein are required for the payment of costs of the Project and all things necessary and incidental thereto, including all costs incurred in connection with the issuance, sale and delivery of the Temporary Bonds; and shall be ap -

RECORD OF ORDINANCES

Ordinance No. 80-32

Passed November 10 1980

plied to the purposes for which the proceeds of the Temporary Bonds are required to be used under the foregoing provisions of this ordinance. Upon completion of the Project, as certified by the Engineers, or upon the issuance and sale of the Definitive Bonds to the purchaser thereof, but prior to the discharge of the lien of the Mortgage, moneys remaining in the Construction Fund as may be necessary to pay, together with moneys then available in the Bond Fund for such purpose, principal and interest on the Temporary Bonds at their maturity, shall be transferred to the Bond Fund and applied as set forth in Section 6 of this Bond Ordinance."

Section 2. That Section 5 of said ordinance as the same rather prior to this amendment be and is hereby repealed.

Section 3. That Section 10 of Ordinance No. 80-31 be and is hereby amended to read as follows:

"Section 10. Covenants. This Municipality, by the issuance of the Temporary Bonds, shall covenant further with the Trustee and the holders of the Bonds:

(a) That it will promptly and economically construct the Project with the moneys in the Construction Fund, provided that the aggregate cost of the Project will not exceed the moneys available therefor in the Construction Fund.

(b) That it will, at all times, prescribe and charge, or cause to be prescribed and charged, such rates for the services of the Utility and will so restrict operation and maintenance expenses of the Utility as shall result in Utility revenues at least adequate to provide for the payments required to be made in accordance with Section 6 hereof.

(c) That it will deposit the EPA Grant and the FmHA Grant any and all other funds, grants or other moneys received from any federal or state agency as reimbursement for all costs of the Project into the Construction Fund to be applied as set forth in Section 5 of this Bond Ordinance.

(d) That it will segregate the Pledged Revenues from all other funds of this Municipality and will keep, or cause to be kept, proper books and records in such manner as to show the complete financial results of the operation of the Utility, the revenues and operating and maintenance expenses thereof, all capital expenditures therefor and the amounts deposited under Section 6 hereof.

(e) That it will permit, or cause to be permitted, the Trustee and the holder or holders of 25% in aggregate principal amount of the outstanding Bonds to inspect the Utility and all records, accounts and data relating thereto at all reasonable times.

(f) That it will operate, or cause to be operated, the Utility in an efficient and economical manner, maintain, or cause to be maintained, the same in a good state of repair and operating efficiency and provide, or cause to be provided, adequate insurance covering all of this Municipality's insurable properties and insurable operations included in the Utility against hazards which might interfere with the operations thereof.

(g) That it will not sell or otherwise dispose of any portion of the Utility unless the portion to be disposed of will have no further usefulness for Utility purposes or is no longer required therefor; provided that any proceeds from such sale or disposition shall be deposited in the

RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

Ordinance No. 80-32

Passed November 10 19 80

Sewer Revenue Fund and applied as set forth in Section 6 of this Bond Ordinance.

(h) That it will not, except as expressly permitted by this Bond Ordinance, create, or suffer to be created, any lien or charge which would constitute a lien prior to, or on a parity with, the lien upon the Pledged Revenue provided for herein

(i) That it will not voluntarily cause such curtailment of the use of the Utility or provide other similar facilities which would be operated so as to interfere with the prompt performance of all of the obligations and covenants contained herein or in the Temporary Bonds.

(j) That it will not, without consent of the holders of all the outstanding Bonds, extend, or assent to the extension of, the time for payment of any Bonds.

(k) Except as otherwise restricted in this Bond Ordinance, any moneys held as a part of the Bond Fund shall, at the oral or written request of the Fiscal Officer, be invested or reinvested by the Trustee in Eligible Investments and moneys in the Construction Fund shall be invested or reinvested by the Fiscal Officer in Eligible Investments. Oral requests shall be confirmed in writing. Investments of moneys in the Construction Fund shall be made only in obligations described in clauses (i) and (iv) of the definition of Eligible Investments herein or in repurchase agreements secured by such obligations. The type, amount and maturity (which shall be such so that the moneys invested will be available to make payments from the appropriate Fund as the moneys are required from that Fund) of such investments shall be as specified by the Fiscal Officer. Any such investment made by the Trustee may be purchased from the Trustee, and such investments in the Bond Fund shall be held by under the control of the Trustee and all such investments shall be deemed at all times a part of the Fund from which the investment has been made, and any profit realized therefrom shall be credited and any loss resulting from such investments shall be charged, to the Fund from which the investment was made. The Trustee shall sell and reduce to cash a sufficient portion of investments under the provisions of this section whenever the cash balance in the Bond Fund is insufficient to pay the current requirements from that Fund. The deposit of any moneys in the Bond Fund may be evidenced by certificates of deposit of the Trustee, as specified by said Fiscal Officer. The Trustee shall sell or redeem investments standing to the credit of the Bond Fund to produce sufficient moneys applicable hereunder to and at the times required for the purposes of paying Bond service charges when due as aforesaid, and shall do so without necessity for any order on behalf of the Municipality or Fiscal Officer and without restriction by reason of any such order. For purposes of the Mortgage and this Bond Ordinance, investments shall be valued at the lower of cost or current market value, whichever is less.

(l) That it will restrict the use of the proceeds of the Temporary Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time of the delivery of and payment for the Temporary Bonds so that the Temporary Bonds will not constitute arbitrage bonds under Section 103 (c) of the Internal Revenue Code and the applicable income tax regulations under that section. The Fiscal Officer or any other officer having responsibility for issuing the Temporary Bonds, is authorized and directed, alone or in conjunction with any of the foregoing or with any other officer, em -

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-32

Passed November 10 19 80

ployee, consultant or agent of the Municipality, to give an appropriate certificate of the Municipality, for inclusion in the transcript of proceedings for the Temporary Bonds, setting forth the reasonable expectations of the Municipality regarding the amount and use of all such proceeds and the facts and estimates on which they are based, all as of the date of delivery and payment for the Temporary Bonds.

(m) That the Fiscal Officer, or other appropriate officer of the Municipality, will furnish to the Trustee a true transcript of proceedings, certified by the Fiscal Officer or other officer, of all proceedings had with reference to the issuance of the Temporary Bonds together with such information from the Municipality's records as is necessary to determine the regularity and validity of such issuance.

(n) That it will, at any and all times, cause to be done all such further acts and things and cause to be executed and delivered all such further instruments as may be necessary to carry out the purpose of the Bonds and any ordinance authorizing the same or as may be required by Section 12, Article XVIII of the Constitution of Ohio and will comply with all requirements of law applicable to the Utility and the operation thereof.

(o) That it will not dispose of, or transfer its title to, the Utility or any part thereof, including lands and interest in land, by sale, mortgage, lease or other encumbrance other than as provided in the Mortgage.

(p) That the rates and charges for all services and facilities rendered by the Utility shall be reasonable and just, taking into consideration the costs and value of the Utility and cost of maintaining, repairing and operating the same and the amounts necessary to meet the requirements of this Section and Section 6 hereof.

(q) That all the obligations set forth and covenants made under this Section and Section 9 hereof are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the Municipality within the meaning of Section 2731.01 of the Revised Code of Ohio.

Section 4. That Section 10 of said ordinance as the same read prior to the amendment be and hereby is repealed.

Section 5. It is the intention of this Council that the Construction Fund established by said ordinance presently in the custody of the Trustee, Ohio Citizens Bank, Toledo, Ohio, be transferred to and established with The Antwerp Exchange Bank, Antwerp, Ohio, and the Clerk-Treasurer is hereby directed to make necessary arrangements to effect transfer of such moneys.

Section 6. In order to provide for the situations where the absence or incapacity of the Clerk-Treasurer prevents him from performing duties required under Ordinance 80-31 or the Indenture of Mortgage authorized thereby securing the Village's \$1,800,000 Sewer System Temporary First Mortgage Revenue Bonds, the President of Council is hereby appointed as an Assistant Fiscal Officer but solely for purposes of said ordinance and said Mortgage with full authority, in the absence or disability of the Clerk-Treasurer, to perform all functions of the Fiscal Officer as set forth in said ordinance and said Mortgage.

Section 7. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 8. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Municipality, and for the further reason that provision must be immediately made for the transfer of the Construction Fund and the appointment of the Assistant Fiscal Officer in order to eliminate any potential delay in construction

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.


Form No. 2806-A

Ordinance No. 80-32

Passed November 10 1980

of the project, which project is necessary in order to eliminate existing hazards to the public health; wherefore, this ordinance shall be in full force and effect immediately upon its passage.

Passed: November 10, 1980



Mayor, Village of Antwerp, Ohio

Attest: Donald H Smith
Clerk-Treasurer, Village of Antwerp, Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 80-32 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 19th DAY OF November, 1980, AND ON THE 26th DAY OF November, 1980.

Donald H Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-33 Passed November 10 19 80

ADOPTING THE 1980 S-2 SUPPLEMENT TO ANDERSON'S
REVISED OHIO BASIC CODE FOR THE VILLAGE OF
ANTWERP, OHIO.

WHEREAS, American Legal Publishing Co. has completed an updating of Anderson's Revised Ohio Basic Code for the Village of Antwerp, Ohio, and

WHEREAS, it is the intent of Council to accept such supplement to its codified ordinances, and

WHEREAS, it is necessary to provide for the usual daily operation of the municipal departments, and for the immediate preservation of the public peace, health, and safety that this ordinance take effect at an early date; now, therefore,

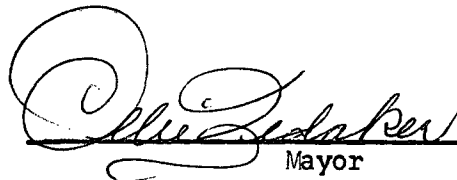
BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, STATE OF OHIO:

Section 1. That the 1980 S-2 supplement to Anderson's Revised Ohio Basic Code for the Village of Antwerp, as reviewed and approved by Council, is hereby adopted.

Section 2. One copy of Anderson's Revised Ohio Basic Code for the Village of Antwerp together with the 1980 S-2 supplement, shall be kept on file in the Office of the Clerk of the Village. The Clerk is authorized and directed to publish a summary of all new matters contained in the 1980 S-2 supplement to Anderson's Revised Ohio Basic Code for the Village of Antwerp as required by R.C. § 731.23.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, and safety of the people of Antwerp, and shall take effect at the earliest date provided by law.

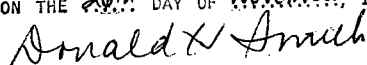
Passed: November 10, 1980


Mayor

Attest: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING Ord. 80-33 WAS
PUBLISHED IN THE ANTWERP BEE-AROUS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 19th DAY OF November, 19. 80, AND
ON THE 26th DAY OF November, 19. 80.



RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 80-34

Passed December 8

19 80

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, it is desirable that salaries of Village Officials and Employees be set forth in one ordinance, and

WHEREAS, Council has deemed it necessary that some of the salaries of Village Officials and Employees be raised,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO:

Section 1. That beginning January 1, 1981, salaries of Village Officials and Employees be as follows:

Mayor - \$3,600 per year
Council - \$600 per year
Clerk-Treasurer - \$3,000 per year
Chief of Police - \$13,000 per year
Policeman-Parttime - \$4.00 per hour
Policeman-Probationary, Fulltime to six months - \$9,900 per year
Policeman-Regular, Step 2 from six months to 18 months - \$10,900 per year
Policeman-Regular, Step 3 more than 18 months - \$12,500 per year
Street Commissioner - \$3,000 per year
Fire Chief - \$525
Secretary, Antwerp Fire Department - \$180 per year
Assistant Fire Chief - \$6.00 per meeting, \$8.00 first hour, \$6.00 per additional hour for fires
Volunteer Fireman - \$3.50 per meeting, \$5.00 first hour, \$3.50 per additional hour for fires
Emergency Vehicle Crew - \$4.00 per hour
Fire Department Mechanic, Maintenance - \$180 per year
Board of Public Affairs - \$400 per year
Water Superintendent - \$13,000 per year
Clerk of the Board of Public Affairs - \$3.50 per hour
Class A Labor - \$3.50 per hour
Class B Labor - \$3.10 per hour

Section 2. Each full-time Village employee, after service of one year with the Village, shall have earned and will be due upon the attainment of the first year of employment, one (1) week vacation leave with full pay. A full-time employee with two or more years of service with the Village shall have earned and is entitled to two weeks of vacation leave with full pay. A full-time employee with ten or more years of service with the Village shall have earned and is entitled to three weeks of vacation leave with full pay. A full-time employee with twenty or more years of service with the Village shall have earned and is entitled to four weeks of vacation leave with full pay.

Section 3. This Ordinance repeals Ordinance No. 79-20 and any other Ordinance inconsistent herewith.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the Public peace, health and safety, and for the further reason that it is necessary to provide a comprehensive salary ordinance with increases and vacation leave in order to secure and maintain the Village and in order that said salaries may be included in the Village appropriations for the year 1980.

CERTIFICATE OF PUBLICATION

Adopted: December 8, 1980

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 80-34 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 14th DAY OF January, 1981, AND ON THE 21st DAY OF January, 1981.

Ellen Sedaker
Mayor

Attest:

Donald X Smith

CLERK

RECORD OF ORDINANCES

Ordinance No. 81-1 Passed January 12 19 81

AN ORDINANCE GRANTING AN EASEMENT TO THE OHIO POWER COMPANY.

WHEREAS, the Village of Antwerp is in the process of constructing a Waste Water Disposal Facility; and

WHEREAS, it is necessary to have electrical power to operate said facility; and

WHEREAS, the Ohio Power Company is the company which provides power for the area of the Waste Water Disposal Facility; and

WHEREAS, IT IS NECESSARY TO PROVIDE the Ohio Power Company with an Easement showing that they may put in poles, wires, anchors and such other things which may be necessary to provide such power; and

WHEREAS, it has been determined that an Easement should be granted to the Ohio Power Company by the Village of Antwerp.

NOW THEREFORE BE IT ORDAINED by the Council, that the Village of Antwerp, Ohio:

Section 1. That the Ohio Power Company be granted the following described Easement:

Situated in the Township of Carryall, County of Paulding, and State of Ohio, and being more particularly described as follows:

Being an easement situate in the Northwest Quarter (1/4) of Section Thirty-five (35), Township Three (3) North, Range One (1) East Carryall Township, Paulding County, Ohio, being more particularly described as follows:

Beginning at the Northwest corner of the Southwest Quarter (1/4) of said Northwest Quarter (1/4) of said Northwest Quarter (1/4), of Section Thirty-five (35); thence East with the North line of said Southwest Quarter (1/4) of the Northwest (1/4) of Section Thirty-five (35), Eight Hundred Eighty-five and Eight Tenths (885.8) feet; thence South parallel with and Eight Hundred Eighty-five and Eight Tenths (885.8) feet East of the West line of said Section Thirty-five (35), Five Hundred (500) feet; thence West Two Hundred (200.0) feet to the West line of the Antwerp Waste Water Treatment plant site; thence North with said West line, Four Hundred Sixty (460.0) feet; thence West parallel with and Forty (40) feet South of the North line of the Southwest Quarter (1/4) of the Northwest (1/4) of Section Thirty-five (35), Six Hundred Eighty-five and Eighty Hundredths (685.80) feet to the West line of Section Thirty-five (35); thence North with said West line, Forty (40) feet to the PLACE OF BEGINNING.

Section 2. That the Mayor, President of Council and the Clerk are hereby authorized to execute such Easement to the Ohio Power Company.

Section 3. That it is hereby found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Passed: January 12, 1981

Donald Smith
MAYOR

ATTEST *Donald Smith*
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING ... ON JAN 12 1981 ... WAS PUBLISHED IN THE ANTWERP OBSERVER IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 14 DAY OF JANUARY 1981, AND

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution

Ordinance No. 81-2

Passed January 12 1981

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

The Council of the Village of Antwerp, Paulding County, Ohio, met in Regular session on the 12th day of January, 1981, at the office of Council Chambers with the following members present: P. Deemer, H. Hill, R. Butyok, D. Price, R. Delong.

Mr. Butyok moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1981; and

WHEREAS, The Budget Commission of Paulding County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Antwerp, Paulding County, Ohio that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

See attached Schedule A & B

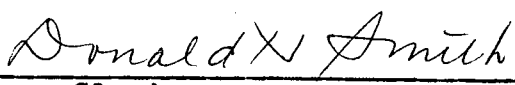
and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Hill seconded the Resolution and the roll being called upon its adoption the vote resulted as follows: yeas - Deemer, Hill, Butyok, Price and Delong.

Adopted the 12th day of January, 1981.


Mayor

Attest: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOLLOWING Resolution 81-2 WAS POSTED IN THE PUBLIC BEARING IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE DAY OF 1981, AND ON THE DAY OF 1981

Kammeyer's IGA
Smith's Drug Store
Antwerp Exchange Bank
Antwerp Hardware
Town Hall

Donald X Smith

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ 19 _____

SCHEDULE A

SUMMARY OF AMGUN'S REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION,
AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Com- mission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 Mill Limit	Outside 10 Mill Limit
	Column II	Column IV	V	VI
General Fund	20,20.00	14,400.00	1.80	4.00
General Bond Retirement Fund				
Park Fund				
Recreation Fund				
FIRE Fund	10,000.00			2.00
CEMETERY Fund	30,000.00			.60
TOTAL	33,400.00	14,400.00	1.80	6.60

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

[illegible]

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-3

Passed January 12 1981

TEMPORARY APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the first three months ending March 31, 1981.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the first three months ending March 31, 1981, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 3. 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 5705.40, R.C., the sum of

Grand Total GENERAL FUND Appropriation \$ 30,000.00

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

Total For Street Construction, Maintenance and Repair Fund (Program Code: 60) \$ 18,000.00

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND

Total For State Highway Improvement Fund (Program Code: 60) \$ 400.00

Section 9. That there be appropriated from the WATER (REVENUE) FUND

Total For Water (Revenue) Fund (Program Code: 50) \$ 20,000.00

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

Total For Sewer (Revenue) Fund (Program Code: 50) \$ 750,000.00

ADDITIONAL FUNDS

Section 15. That there be appropriated from the FIRE FUND

Fire

Total for Fire \$ 2,500.00

Federal Revenue Share

Total for Federal Revenue Share \$ 2,000.00

Street Lighting

Total for Street Lighting \$ 5,000.00

TOTAL ALL APPROPRIATIONS \$ 827,900.00

Section 17. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

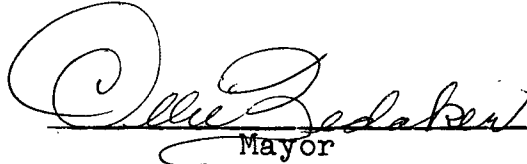
Ordinance No. 81-3

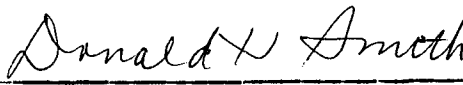
Passed January 12 1981

appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village, and for purposes other than those covered by the other specific appropriations herein made.

Section 18. This resolution shall take effect at the earliest period allowed by law.

Passed: January 12, 1981


Mayor


Attest: 
Clerk

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE
VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY
THAT THE FOREGOING Ord 81-3 WAS
~~PUBLISHED~~ POSTED IN THE ANTWERP FREE PRESS IN AC-
CORDANCE WITH SECTION 731.24 REVISED CODE,
ON THE 12 DAY OF JANUARY, 1981, AND
ON THE 12 DAY OF JANUARY, 1981.

Antwerp Exchange Bank
Kammeyer's IGA
Antwerp Hardware
Smith's Store
TOWN HALL
Donald W. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 81-4

Passed February 9 19 81

ANNUAL APPROPRIATION ORDINANCE

A RESOLUTION to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1981.

Section 1. BE IT RESOLVED by the Council for the Village of Antwerp, State of Ohio, That, to provide for the current expenses and other expenditures of the said Village of Antwerp during the fiscal year ending December 31, 1981, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2. That there be appropriated from the GENERAL FUND:

GENERAL GOVERNMENTAL SERVICES (PROGRAM CODE:70)

MAYOR

Transaction
Class:

210 Personal Services	\$ 2,100
240 Supplies and Materials	600
Total for Mayor	\$ 2,700

CLERK/CLERK-TREASURER

210 Personal Services	\$ 3,000
240 Supplies and Materials	600
Total For Clerk/Clerk-Treasurer	\$ 3,600

SOLICITOR/LEGAL ADVISOR

210 Personal Services	\$ 4,500
240 Supplies and Materials	1,000
Total For Solicitor/Legal Advisor	\$ 5,500

ELECTIONS

240 Supplies and Materials	\$ 900
Total For Elections	\$ 900

COUNCIL

210 Personal Services	\$ 3,600
240 Supplies and Materials	200
Total For Council	\$ 3,800

LANDS & BUILDINGS

240 Supplies and Materials	\$ 11,000
250 Capital Outlay	500
Total For Lands & Buildings	\$ 11,500

Total For General Governmental Services (Program Code:70)	\$ 28,000
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SECURITY OF PERSONS AND PROPERTY (PROGRAM CODE:10)

POLICE DEPARTMENT

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-4 Passed February 9 19 81

210 Personal Services	\$ 29,500	
240 Supplies and Materials	15,000	
Total For Police Department	\$ 44,500	
Total For Security of Persons and Property (Program Code:10)		\$ 44,500
PUBLIC HEALTH SERVICES (PROGRAM CODE:20)		
PAY TO COUNTY HEALTH BOARD		
240 Supplies and Materials	\$ 450	
Total For Pay to County Health Board	\$ 450	
Total For Public Health Services (Program Code:20)		\$ 450
SOCIAL SERVICES (PROGRAM CODE:30)		
SUPPORT OF PRISONERS		
240 Supplies and Materials	\$ 165	
Total For Support of Prisoners	\$ 165	
Total For Social Services (Program Code:30)		\$ 165
LEISURE TIME ACTIVITIES (PROGRAM CODE:40)		
PARKS AND PLAY GROUNDS		
210 Personal Services	\$ 3,500	
240 Supplies and Materials	1,800	
250 Capital Outlay	500	
Total for Parks and Playgrounds	\$ 5,800	
RECREATION PROGRAMS		
240 Supplies and Materials	\$ 500	
Total For Recreation Programs	\$ 500	
MUSEUMS & ART GALLERIES		
240 Supplies and Materials	\$ 350	
Total For Museums & Art Galleries	\$ 350	
Total For Leisure Time Activities (Program Code:40)		\$ 6,650
COMMUNITY ENVIRONMENT (PROGRAM CODE:50)		
BUILDING INSPECTION		
210 Personal Services	\$ 300	
240 Supplies and Materials	100	
Total For Building Inspection	\$ 400	

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-4

Passed February 9 1981

SOLID WASTE DISPOSAL

240 Supplies and Materials \$ 1,000

Total For Solid Waste Collection \$ 1,000

Total For Community Environment
(Program Code:50) \$ 1,400

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

PARKING

240 Supplies and Materials \$ 100

Total For Parking \$ 100

ADMINISTRATIVE

210 Personal Services \$ 3,000

Total For Administrative \$ 3,000

Total For Transportation Facilities
(Program Code:60) \$ 3,100

Total For General Fund \$ 84,265.00

Section 3. 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 5705.40, R.C.; the sum of \$ 802.97

Grand Total GENERAL FUND Appropriation \$ 85,067.97

Section 4. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND (AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET PAVING

250 Capital Outlay \$ 60,000

Total For Street Paving \$ 60,000

STREET REPAIRING

240 Supplies and Materials \$ 15,000

Total For Street Repairing \$ 15,000

Total For Street Construction, Maintenance
and Repair Fund (Program Code:60) \$ 75,000

Section 5. That there be appropriated from the STATE HIGHWAY IMPROVEMENT FUND (7½% OF AUTO LICENSE AND GASOLINE TAX)

TRANSPORTATION FACILITIES (PROGRAM CODE:60)

STREET REPAIRING

240 Supplies and Materials \$ 1,500

Total For Street Repairing \$ 1,500

Total For State Highway Improvement Fund
(Program Code:60) \$ 1,500

Section 6. That there be appropriated from the CEMETERY FUND

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-4

Passed February 9 1981

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

CEMETERY OPERATION AND MAINTENANCE

240 Supplies and Materials \$ 3,010

Total For Cemetery Operation
and Maintenance \$ 3,010

Total For Cemetery Fund \$ 3,010

Section 7. That there be appropriated from the HOSPITAL FUND

PUBLIC HEALTH SERVICES (PROGRAM CODE:20)

EMERGENCY MEDICAL SERVICE REPLACEMENT FUND

250 Capital Outlay \$ 22,677.32

Total For Emergency Medical Service Replacement Fund \$ 22,677.32

Section 8. That there be appropriated from the ELECTRIC (LIGHT) (REVENUE) FUND

NONE

Section 9. That there be appropriated from the WATER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

WATER SYSTEM OPERATIONS

WATER

210 Personal Services \$ 31,000

240 Supplies and Materials 51,200

250 Capital Outlay 12,000

260 Debt Service 22,250

Total For Water
(Sub-Program Code:57) \$ 116,450

WATER CONSTRUCTION IMPROVEMENT FUND

250 Capital Outlay \$5,274.41

Total For Water Construction Improvement \$ 5,274.41

Total For Water (revenue) Fund & Construction
Improvement Fund (Program Code:50) \$ 121,724.41

Section 10. That there be appropriated from the SEWER (REVENUE) FUND

COMMUNITY ENVIRONMENT (PROGRAM CODE:50)

SEWER MAINTENANCE

210 Personal Services \$ 16,000

240 Supplies and Materials 10,000


Total For Sewer Revenue Fund \$ 26,000

SEWER CONSTRUCTION IMPROVEMENT FUND

250 Capital Outlay \$ 1,391,903.92

Total For Sewer Construction Improvement Fund \$ 1,391,903.92

RECORD OF ORDINANCES

National Graphics Corp., Cols., O. 

Form No. 2806-A

Ordinance No. 81-4

Passed February 9, 1981

1st MORTGAGE SEWER BONDS RETIREMENT RESERVE FUND

Other \$ 270,000

Total For 1st Mortgage Sewer Bonds Retirement Reserve Fund \$270,000

Total For Sewer Funds \$ 1,687,903.92

Section 11. That there be appropriated from the FIREMAN'S RELIEF AND PENSION FUND

NONE

Section 12. That there be appropriated from the POLICEMAN'S RELIEF AND PENSION FUND

NONE

Section 13. That there be appropriated from the GENERAL BOND RETIREMENT FUND

260 Payment of Principal \$ 2,000

260 Payment of Interest 125

Total For General Bond Retirement Fund \$ 2,125

Section 14. That there be appropriated from the SPECIAL ASSESSMENT BOND RETIREMENT FUND

NONE

ADDITIONAL FUNDS

Section 15. That there be appropriated from the FIRE FUND

240 Supplies and Materials \$ 10,000

Total For Fire Fund \$ 10,000

Section 16. That there be appropriated from the FEDERAL REVENUE SHARE FUND

210 Personal Services \$ 4,000

240 Supplies and Materials 4,000

Total For Federal Revenue Share Fund \$ 8,000

Section 17. That there be appropriated from the STREET LIGHTING FUND

240 Supplies and Materials \$ 15,000

Total For Street Lighting Fund \$ 15,000

Section 18. That there be appropriated from the PERMISSIVE TAX FUND

250 Capital Outlay \$ 35,000

Total For Permissive Tax Fund \$ 35,000

Section 19. That there be appropriated from the WATER GUARANTEE DEPOSIT FUND

Other \$ 50

Total For Water Guarantee Deposit Fund \$ 50

TOTAL ALL APPROPRIATIONS \$ 2,067,058.62

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-4

Passed February 9 19 81

Section 20. And the Village Clerk is hereby authorized to draw his warrants on the Village Treasurer for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefor, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the Village, and for purposes other than those covered by the other specific appropriations herein made.

Section 21. This resolution shall take effect at the earliest period allowed by law.

Passed February 9, 1981

Patricia M. Deemer
President of Council

Attest: *Donald H. Smith*
Clerk of Council

CERTIFICATE

Section 5705.39, R.C.-"No appropriation measure shall become effective until there is filed with the appropriating authority by the county auditor a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure."

The State of Ohio Paulding County, ss.

I, Donald H. Smith, Clerk of the Village of Antwerp in said County, and in whose custody the Files, Journals and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Resolution is taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 12th day of February 1981.

Donald H. Smith
Clerk of the Village of

Antwerp, Paulding County, Ohio

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Ord. 81-4 WAS POSTED IN THE ANTWERP RECORDS IN ACCORDANCE WITH SECTION 5705.39 R.C. CODE, ON THE 12th DAY OF FEBRUARY, 1981.

Antwerp Exchange Bank
Kammeyer's IGA
Antwerp Hardware
Smith's Store
Town Hall
Donald H. Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Resolution
Ordinance No. 81-5

Passed DID NOT PASS 19

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO TO ENTER INTO A WRITTEN AGREEMENT WITH LARRY D. GORRELL, INC, AN OHIO CORPORATION AND DENNIS R. WOODCOX AND BARBARA A. WOODCOX, HUSBAND AND WIFE, FOR AN ENCROACHING STRUCTURE IN THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO DECLARING THE SAME TO BE AN EMERGENCY.

WHEREAS, it has been brought to the attention of the Council of the Village of Antwerp, Ohio that Larry D. Gorrell, Inc. is the title holder to the following described real estate, and he is presently selling said real estate to Dennis R. Woodcox and Barbara A. Woodcox on Land Contract, and Dennis R. and Barbara Woodcox are the equitable owners of the following described real estate, to-wit:

The South Half ($\frac{1}{2}$) of Lot Number Seventy-six (76) of the Original Plat of the Village of Antwerp, Paulding County, Ohio.

AND, WHEREAS, it has been further brought to the attention of the Council of the Village of Antwerp, Ohio that a 66 foot wide street platted as Erie Street in Deed Vol. 1, Page 178, Paulding County Recorder's Office, runs immediately adjacent to the east boundary line of the real estate hereinabove described,

AND, WHEREAS, Larry D. Gorrell, Inc. and Dennis R. Woodcox and Barbara A. Woodcox, and their predecessors in title have through inadvertence and oversight constructed on the real estate first hereinto referred, a portion of a dwelling which extends thirteen (13) feet over and upon the real estate belonging to the Village of Antwerp, Ohio, being Erie Street, and

WHEREAS, Larry D. Gorrell, Inc. and Dennis R. Woodcox and Barbara A. Woodcox have requested and desire the right to maintain said portion of said dwelling as constructed.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY THE COUNCIL OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO:

Section 1.: That Larry D. Gorrell, Inc., Dennis R. Woodcox and Barbara A. Woodcox and their successors in title, have the right to maintain said portion of said dwelling as constructed until such time as said encroached portion is needed or desired to be used by the Village, and in pursuant to the terms of a written Agreement for encroaching structure dated the _____ day of _____, 1981, and

Section 2: The Mayor and Clerk of the Village of Antwerp, Ohio hereby authorized to execute said written Agreement, and

Section 3: This Resolution is determined to be an emergency measure for the preservation of the peace, health and safety of the inhabitants of the Village of Antwerp for the reason of the necessity to correct and clarify the right to maintain an existing structure upon a Village street in the Village of Antwerp Paulding County, Ohio, until such time as said portion of the street encroached upon is needed by the Village without due and unreasonable delay and to promote policy to correct real estate titles in the Village of Antwerp, Ohio.

DATED: _____

Mayor

Will Sedaker

ATTEST:

Clerk

Donald X Smith

RECORD OF ORDINANCES

Resolution
~~Ordinance~~ No. 81-6 Passed March 30 19 81

A RESOLUTION TO REQUEST THE CLERK*TREASURER TO FURNISH HIS CERTIFICATE IN COMPLIANCE WITH SECTIONS 133.21 AND 133.24 OF THE REVISED CODE OF OHIO, IN CONNECTION WITH THE VILLAGE WATERWORKS SYSTEM IMPROVEMENT.

WHEREAS, the Council of the Village of Antwerp proposes to issue bonds, and notes in anticipation thereof, for the purpose improving the waterworks system of the Village by constructing and equipping a new filter byilding, improving the site thereof and improving the existing cistern, pumphouse and piping, all together with the necessary appurtenances thereto, in the sum of \$320,000 of which \$309,504 is for constructing and equipping a new filter building and improving the existing cistern, pumphouse and piping, together with the necessary appurtenances thereto, and \$10,496 is for improving the site of the new filter building ; and

WHEREAS, Sections 133.21 and 133.24 of the Revised Code of Ohio require the Clerk-Treasurer to certify the estimated life of the property and improvements proposed to be acquired and constructed from the proceeds of said bonds and the maximum maturity of such bonds and notes;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. The Clerk- Treasurer shall be and he hereby is requested to certify to this Council the estimated life of said property and improvements and the maximum maturity of such bonds a nd notes, calculated in accordance with the provisions of Section 133.20 of the Revised Code.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This resolution shall be in full fôrce and effect from and immediately after its adoption.

ADOPTED: March 30, 1981

Oliver Sedak
Mayor

ATTEST: *Donald X Smith*
Clerk-Treasurer

President of Council

CERTIFICATE OF PUBLICATION
THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE FOREGOING Resolution 81-6 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE _____ DAY OF _____, 19____ AND ON THE _____ DAY OF _____, 19____.
Antwerp Hardware
Kammeyer's IGA
Town Hall
Smith's Drug Store
Antwerp Exchange Bank
Donald X Smith

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-7

Passed March 30 1981

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF IMPROVING THE WATERWORKS SYSTEM OF THE VILLAGE BY CONSTRUCTING AND EQUIPPING A NEW FILTER BUILDING, IMPROVING THE SITE THEREOF AND IMPROVING THE EXISTING CISTERN, PUMPHOUSE AND PIPING, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No 79-4, duly passed by this Council on February 5, 1979, a note in the principal amount of \$300,000 and dated March 23, 1979, was issued for the purpose hereinafter stated, which note was retired from a portion of the proceeds of a note in the principal amount of \$320,000 issued pursuant to Ordinance No. 80-12, duly passed by this Council on March 24, 1980, and dated April 17, 1980; and

WHEREAS, Council has determined to issue a new note in the principal amount of \$320,000 to retire said outstanding note; and

WHEREAS, the Clerk-Treasurer has certified to this Council that the estimated life for the improvement hereinafter mentioned is at least five (5) years, and that the maximum maturity of the bonds hereinafter referred to is thirty-nine (39) years and the maximum maturity of the notes hereinafter referred to, to be issued in anticipation of such bonds is eight years from March 23, 1979, if sold publicly, or one (1) year if sold at private sale;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. It is hereby declared necessary to issue bonds of the Village of Antwerp in the principal sum of \$320,000 for the purpose of improving the waterworks system of the Village by constructing and equipping a new filter building, improving the site thereof and improving the existing cistern, pumphouse and piping, all together with the necessary appurtenances thereto.

Section 2. Such bonds shall be dated April 1, 1982, shall bear interest at the estimated rate of nine per centum (9%) per annum, payable semi-annually, until the principal sum is paid, and shall mature in twenty (20) substantially equal annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes in the aggregate principal amount of \$320,000 shall be issued in anticipation of such bonds. Such anticipatory notes shall bear interest at a rate of eight and one-half per centum (8- $\frac{1}{2}$ %) per annum, such interest to be payable at maturity. Such notes shall be dated the date of issuance, shall mature on or before one year from date, and shall be in such number and denominations as requested by the purchaser.

Section 4. Such notes shall be executed by the Mayor and the Clerk-Treasurer, shall bear the seal of the corporation and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this ordinance. They shall be payable at the office of the legal depository of the Village, presently The Antwerp Exchange Bank Company, Antwerp, Ohio.

Section 5. Subject to the rejection of such notes by the officer in charge of the Bond Retirement Fund, such notes are hereby awarded and sold to The Antwerp Exchange Bank Company, Antwerp, Ohio, for not less than the par value thereof and any premium and accrued interest in accordance with the terms of its offer therefor; and the Clerk-Treasurer is hereby authorized and directed to deliver such notes, when executed, to such purchaser upon payment of such purchase price. The proceeds from the sale of such notes, except any premium and accrued interest shall be paid into the proper fund and used for the purpose for which such notes are being issued under the provisions of this ordinance. Any premium and accrued interest received from such sale shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal and interest of such notes in the manner provided by law.

Section 6. The Village hereby covenants that it will restrict the use of the proceeds of the notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time of the delivery of and payment for such notes, so that the notes will not constitute arbitrage bonds under Section 103(c) of the Internal Revenue Code and the applicable income

RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 81-7

Passed March 30

19 81

tax regulations under that Section. The fiscal officer or any other officer, having responsibility for issuing the notes is authorized and directed, alone or in conjunction with any of the foregoing or with any other officer, employee, or consultant of the Village, to give an appropriate certificate of the Village for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the Village regarding the amount and use of all such proceeds and the facts and estimates on which they are based, all as of the date of delivery and payment for such notes.

Section 7. Such notes shall be the full general obligations of this Village and the full faith, credit and revenue of this Village are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by such notes, and any excess funds resulting from the issuance of such notes, shall to the extent necessary be used for the retirement of such notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 8. During the years while such notes run there shall be levied on all the taxable property in this Village, in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issuance of such notes. Said tax shall be and is hereby 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 said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with the interest collected on the same shall be irrevocably pledged for the payment of the principal and interest of such notes or bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that in each year to the extent that income from the waterworks system is available for the payment of interest on and principal of such notes or the bonds anticipated thereby and is appropriated for such purpose, the amount of such tax shall be reduced by the amount of such income so available and so appropriated.

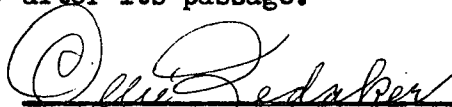
Section 9. It is hereby determined that all acts, conditions and things required to be done precedent to and in the issuance of such notes, in order to make them legal, valid and binding obligations of this Village, have happened, been done and performed in regular and due form as required by law, and that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of such notes.


Section 10. The Clerk-Treasurer is hereby directed to forward a certified copy of this ordinance to the County Auditor.

Section 11. It is found and determined 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, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 12. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this Village, and for the further reason that the proceeds of the notes provided for herein are urgently required to retire said outstanding note and thereby preserve the credit of the Village; wherefore this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: March 30, 1981


Mayor

ATTEST: 
Clerk-Treasurer

CERTIFICATE OF PUBLICATION

THE UNDERSIGNED CLERK OF COUNCIL OF THE VILLAGE OF ANTWERP, OHIO, HEREBY CERTIFY THAT THE ORDINANCE NO. 81-7 WAS PUBLISHED IN THE ANTWERP BEE-ARGUS IN ACCORDANCE WITH SECTION 731.24 REVISED CODE, ON THE 15 DAY OF April, 1981, AND ON THE 22 DAY OF April, 1981.

President of Council

