

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 98-1

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, the County of Paulding previously had a county wide emergency ambulance service levy; and

WHEREAS, The Village of Antwerp owns an emergency ambulance vehicle and has in the past provided emergency ambulance service; and

WHEREAS, The Village of Antwerp and Carryall Township have negotiated for emergency ambulance service.

NOW, THEREFORE, BE IT ORDAINED as follows:

SECTION 1. That the Mayor and the Clerk-Treasurer of the Village of Antwerp are authorized to enter into an agreement providing Carryall Township with emergency ambulance service for the total sum collected, but not less than \$7716.00, payable when township receives its tax settlement bi-annually.

SECTION 2. The Mayor and Clerk-Treasurer of the Village of Antwerp are hereby authorized to execute an agreement with Carryall Township for the above consideration.

SECTION 3. This Ordinance shall take effect at the earliest time provided by law.

ADOPTED:

January 12, 1998

MAYOR: D. Louise Miller

CLERK:

Janice A. Reeb

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

ORDINANCE NO. 98-2

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, the County of Paulding previously had a county wide emergency ambulance service levy; and

WHEREAS, The Village of Antwerp owns an emergency ambulance vehicle and has in the past provided emergency ambulance service; and

WHEREAS, The Village of Antwerp and Crane Township have negotiated for emergency ambulance service.

NOW, THEREFORE, BE IT ORDAINED as follows:

SECTION 1. That the Mayor and the Clerk-Treasurer of the Village of Antwerp are authorized to enter into an agreement providing Crane Township with emergency ambulance service for the sum of \$2451.00 per year commencing January 1, 1998

SECTION 2. The Mayor and Clerk-Treasurer of the Village of Antwerp are hereby authorized to execute an agreement with Crane Township for the above consideration.

SECTION 3. This Ordinance shall take effect at the earliest time provided by law.

ADOPTED: January 12, 1998

MAYOR: D. Louise Miller

CLERK: Janice A. Reeb

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Dayton Legal Bank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 98-3

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, the County of Paulding previously had a county wide emergency ambulance service levy; and

WHEREAS, The Village of Antwerp owns an emergency ambulance vehicle and has in the past provided emergency ambulance service; and

WHEREAS, The Village of Antwerp and Harrison Township have negotiated for emergency ambulance service.

NOW, THEREFORE, BE IT ORDAINED as follows:

SECTION 1. That the Mayor and the Clerk-Treasurer of the Village of Antwerp are authorized to enter into an agreement providing Harrison Township with emergency ambulance service for the sum of \$1319.00 per year commencing January 1, 1998.

SECTION 2. The Mayor and Clerk-Treasurer of the Village of Antwerp are hereby authorized to execute an agreement with Harrison Township for the above consideration.

SECTION 3. This Ordinance shall take effect at the earliest time provided by law.

ADOPTED: January 12, 1998

MAYOR: D. Louise Miller

CLERK: Janice A Peeb

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 98-4

AN ORDINANCE REGULATING TRUCK TRAFFIC ON CANAL STREET BETWEEN ERIE STREET AND HARMON ROAD IN THE VILLAGE OF ANTWERP

It has been determined by the Council of the Village of Antwerp that truck traffic should be limited on Canal Street between Erie Street and Harmon Road in the Village of Antwerp due to said truck traffic creating a hazardous condition in residential areas.

NOW THEREFORE BE IT ORDAINED by the council of the Village of Antwerp as follows:

Section 1. No commercial tractor, pole trailer, semi-trailer, or commercial car as defined in Ohio Revised Code Sections 4501.01 and 4511.01 shall pass or enter onto Canal Street between Erie Street and Harmon Road unless said vehicle is on said canal Street between Erie Street and Harmon Road for the purpose of making a delivery on Canal Street between Erie Street and Harmon Road; or unless the owner of said commercial tractor, pole trailer, semi-trailer, or commercial car also has his business located on canal Street between Erie Street and Harmon Road and then only for the purpose of said business owner to have engress and egress to and from his business.

Section 2. Whoever violates this ordinance shall be guilty of a minor misdemeanor.

Dated: 1st Reading 2-9-98
2nd Reading 3-9-98
3rd Reading 4-13-98

D. Louise Miller
Mayor

Carole Fillmore
Clerk-Treasurer

Ordinance No.

Passed YEAR

RESOLUTION NO. 98-01

AUTHORIZING THE VILLAGE'S CLERK-TREASURER
TO MAKE DEPOSITS AND WITHDRAWALS FROM
THE VILLAGE OF ANTWERP'S ACCOUNTS
AT THE ANTWERP EXCHANGE BANK COMPANY

WHEREAS, Carole Fillmore has been appointed the Village of Antwerp's Clerk-Treasurer and it is necessary to conduct the business of the Village that the current Clerk-Treasurer be able to make deposits, withdrawals, and transfers to and from the Village's accounts.

NOW THEREFORE BE IT RESOLVED as follows:

1. The Clerk-Treasurer, Carole Fillmore, be and is hereby authorized to make deposits, withdrawals, and transfers from the Village of Antwerp's accounts at The Antwerp Exchange Bank Company.
2. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the peace, safety, and well being of the residents of the Village of Antwerp due to the fact that without authorizing the Clerk-Treasurer to have access to the Village's accounts for deposits, transfers, and withdrawals for the Village. The Village can not operate and this Resolution shall become effective the first time provided by law.

Dated: 3/9/98

Randy B. Brooks
President of Council

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 98-5

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AND SIGN AN AGREEMENT WITH PROFESSIONAL ENGINEERING SERVICES FOR HYDROLOGIC AND HYDRAULIC INVESTIGATION FOR THE VILLAGE OF ANTWERP

WHEREAS, The Village of Antwerp, Ohio has determined that it is advisable to conduct hydrologic and hydraulic investigation in an attempt to mitigate flooding,

WHEREAS, The Village of Antwerp, Ohio desires to employ Water Resources and Coastal Engineering, Inc. to conduct said study for the amount of \$39,805.00.

NOW THEREFORE BE IT ORDAINED as follows:

Section 1. The Village of Antwerp Council to enter into an agreement with Water Resources and Coastal Engineering, Inc. of Cleveland, Ohio to perform flood mitigation and investigation for the Village of Antwerp on their proposal dated December 30, 1997 for the amount of \$39,805.00 and the Village Administrator is hereby authorized to sign said contract on behalf of the Village of Antwerp.

Section 2. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of said Village for the reason that it is desirable that all measures be expediently taken to eliminate further flooding for the Village of Antwerp and is necessary to protect the health, well being and welfare of the inhabitants of the Village of Antwerp. Therefore, this Ordinance shall be in full force and effect at the earliest time provided by law.

Dated: 1st Reading 2-9-98

2nd Reading 3-9-98

Passed 4-13-98

Randy L. Brooks
President of Council

Carol Fillmore
Clerk-Treasurer

Ordinance No.

Passed YEAR

ORDINANCE NO. 98-6

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 1998 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

Section 1. American Legal Publishing's Ohio Basic Code, 1998 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 1998 Edition.

Section 2. One copy of American Legal Publishing's Ohio Basic Code, 1998 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23 shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date Passed: 5-11-98

Attest:

Randy L. Swoboda
~~Mayor~~
PRESIDENT OF COUNCIL

Carole F. Moore
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

ORDINANCE NO. 98-7

AN ORDINANCE REPEALING ORDINANCE NO. 96-15 AND MAKING SHAFFER ROAD A TWO-WAY STREET

WHEREAS, the Village of Council hereby adopted Ordinance No. 96-15 which made Shaffer Road a one-way street and whereas it is no longer necessary for Shaffer Road to be a one-way street due to changed circumstances. The Council hereby finds it desirable to revoke and amend said Ordinance No. 96-15 to make Shaffer Road a two-way street.

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

- 1. That Ordinance No. 96-15 making a Shaffer Road a one-way street is hereby repealed.
- 2. That Shaffer Road on and after the effective date of this ordinance shall be a two-way street.

Dated: 7-13-98

D. Louise Miller
Mayor

Carole Tillman
Clerk-Treasurer

FIRST READING: 5-11-98
 SECOND READING: 6-8-98
 THIRD READING: 7-13-98

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Dayton Legal Blank Co.

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~~Ordinance No.~~~~Passed~~

YEAR

ORDINANCE NO. 98-8

AN ORDINANCE GRANTING A FRANCHISE TO TRIAX MIDWEST ASSOCIATES, L.P., A MISSOURI LIMITED PARTNERSHIP, TO CONSTRUCT, OPERATE, AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE VILLAGE OF ANTWERP SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF THE FRANCHISE; PROVIDING FOR REGULATION AND USE OF THE SYSTEM; AND PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS

The Village Board of the Village of Antwerp ordains:

STATEMENT OF INTENT AND PURPOSE

The Village intends, by the adoption of this Franchise, to bring about the development of a Cable Communications System, and the continued operation of it. Such a development can contribute significantly to the communication needs and desires of many.

FINDINGS

In the review of the Renewal Proposal and application of Triax ("Grantee"), and as a result of a public hearing, the Village Board makes the following findings:

- 1) The Grantee's technical ability, financial condition, legal obligations, and character were considered and approved in a full public proceeding after due notice and a reasonable opportunity to be heard;
- 2) Grantee's plans for constructing, upgrading, and operating the System were considered and found adequate and feasible in a full public proceeding after due notice and a reasonable opportunity to be heard;
- 3) The Franchise granted to Grantee by the Village complies with the existing applicable state and federal laws and regulations.

SECTION 1.

SHORT TITLE AND DEFINITIONS

- 1) Short Title. This Franchise Ordinance shall be known and cited as the Cable Communications Franchise.
- 2) Definitions. For the purposes of this Franchise, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The word "may" is directory and discretionary and not mandatory.

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Ordinance No.

Passed

YEAR

ORDINANCE NO. 98- 09

AN ORDINANCE ACCEPTING THE PLAT AND DEDICATING STREETS AND AREAS NECESSARY FOR PUBLIC AND PRIVATE UTILITIES OF WABASH AND ERIE CANAL ADDITION, SECTION 1 TO THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO

NOW THEREFORE BE IT ORDAINED as follows:

SECTION 1. That the plat of Wabash and Erie Canal Addition Section 1 in addition to the Village of Antwerp, Paulding County, Ohio described in "Exhibit A" attached hereto and made a part hereof be and the same is hereby accepted.

SECTION 2. That all or parts of the drives, roads, and avenues as shown on the plat and not heretofore dedicated are hereby dedicated to public use as such, and easements shown on the plat are for the construction, operation and maintenance of all public and private utility purposes above and beneath the surface of the ground and, where necessary, are for the construction, operation and maintenance of service connections to all adjacent lots and lands and for storm water drainage.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, peace, and safety of the residents of the Village of Antwerp and for the further purpose for further development of said subdivision cannot benefit the Village until said plat is accepted and therefore shall become effective at the earliest time provided by law.

Dated: 9-10-98

D. Louise Miller
Mayor

Carole Fillmore
Clerk-Treasurer

Ordinance No.

Passed YEAR

ORDINANCE NO. 98-10

AN ORDINANCE ESTABLISHING REGULATIONS OF WEEDS WITHIN THE VILLAGE OF ANTWERP

WHEREAS, The Village Council of the Village of Antwerp has deemed it necessary to have a regulatory system for controlling the height and removal of weeds.

Weeds:

- Section 1: Definition.
- Section 2: Duty to cut, designation of mature areas; appeals.
- Section 3: Written notice from village.
- Section 4: Service of notice.
- Section 5: Noncompliance; remedy of village.
- Section 6: Collection of costs.
- Section 7: Responsibility for weeds on unpaved right-of-way.
- Section 8: Penalty.

Section 1

Definition:

A. "Weed," as used in this ordinance, includes but not limited to any brush, vegetation rubbish or vegetation litter accumulating or permitted to lie upon any premises within the village, and all briars, thistles, burdock, dock, cocklebur, wild mustard, jimson weed, dog's fennel, lamb's quarters, plantain, wild carrot, wild parsnip, horseweed, sweet clover (yellow or white), velvet leaf, common mallow, ironweed, poison ivy and teasel.

B. In addition, grass of a height of 8 inches or more shall be deemed a "weed" under this definition, as shall all vegetation constituting a threat to the public health, safety or welfare.

Section 2

Duty to Cut, Designation of Nature Areas; Appeals:

A. Except to the extent land has been designated by the village as a public park nature area or has been designated as a private lot nature area under this section the owner, occupant, or other person or entity having charge of any land within the village shall cut down and remove all weeds from that land. The existence or continuation of such weeds on any land in the village constitute a public nuisance.

B. The Village Administrator, with council approval, shall designate which portions, if any, of publicity owned and privately owned land within this village are to be deemed public park nature areas and private lot nature areas. No area shall be so designated unless the Village Administrator shall find with regard to such area.

1. That the establishment and maintenance of that area will not be detrimental to or will not endanger the public health, safety, morals, comfort, convenience or general welfare;
2. That the nature area will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, and that the nature area will not substantially diminish or impair property values within the neighborhood; and
3. That the establishment of the nature area will not impede the normal and orderly

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development and improvement of the surrounding property for uses permitted as to such property.

C. An appeal from the determination by the Village Administrator to designate particular land as a nature area, or from a decision of the Village Administrator not to do so, may be taken to the Village Council by the owner of any land within 500 feet of the nature area property. Such an appeal shall be taken within 14 days from the decision of the Village Administrator, or 14 days after notice to the appellant of that decision, whichever occurs later. The appeals shall be made by filing with the office of the Village Administrator a written notice of appeal specifying the decision appealed from, the location of the nature area involved, the name and address of the appellant and the address of the appellant's property within 500 foot area, the grounds for the appeal, and any other matters.

D. Any such appeal shall be made and processed in accordance with appeal procedures which are the following:

1. All appeals will be presented to the Antwerp Village Council at their next regularly scheduled council meeting.
2. Written notice of the appeal and the scheduled council meeting date shall be given to each owner of real estate within 500 feet of the lot on which the nature area, or the desired nature area, is or is to be located.

E. Determinations by the Village Administrator that public or private property is or is not to be designated as public park nature area or private to nature area shall be effective for one year at a time plus such additional number of days, weeks, or months as may elapse until a new determination is made.

Section 3

Written Notice from Village.

Upon written notice presented to the Village Administrator that weeds are growing on land in the Village, the Village Administrator, in the name of the Village Council, shall cause a written notice to be served upon the owner, occupant or any other person or entity having charge of such land. The notice shall direct that such weeds must be cut and removed within 5 days after the service of the notice. No owner, occupant or other person or entity having charge of land shall fail to comply with such notice within those 5 days.

Section 4

Service of Notice.

A. The written notice provided for in Section 3 shall be served upon the owner, occupant or other person or entity having charge of the land either in person, or by being mailed to or left at the usual place of residence of any such person or the principal office of any such entity.

B. If such owner, occupant or other person or entity having charge of such land is a nonresident of this Village whose address is known, such notice shall be sent to his or its address by registered or certified mail.

C. If no owner, occupant or other person or entity having charge of such land is present on such land at the time the Village attempts to serve the written notice, or if the address of such owner is unknown, or if notice by registered or certified mail is not delivered and accepted, the Village shall have the option to make such services by publishing the written notice once in a newspaper of general circulation in the Village.

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D. Any police officer or the Clerk of Council may make such personal or residential service and return of the written notice provided for in Section 3 and the fees therefrom shall be the same as are allowed for service and return of summons in civil cases before a magistrate.

Section 5

Noncompliance; Assessments.

If the owner, occupant or other person or entity having charge of the land that is the subject of a written notice given under Section 3 above fails to comply with such notice, the Village shall cause such weeds to be cut and removed at the expense of the owner of the land, and may employ the necessary labor to carry out the provisions of this section. All expenses incurred, including, without limitation, charges for the use of direct labor and administrative village employees and for equipment, shall be assessed against the land.

Section 6

Collection of Costs.

A. Written notice of such an assessment shall be given to the owner of the land in the same manor as is provided above for service of the written notice to cut the weeds. The amount of the assessment shall be paid and delivered to the Village within 10 days after notice of the assessment was so served.

B. If the Village has not received payment of the assessment within those 10 days, the Village shall make a written return or certification to the County Auditor of the amount of the unpaid assessment, including with that certification a proper description of the premises. The assessed amount shall be entered upon the tax duplicate and shall be a lien upon such land from and after the date of the entry and shall be collected as other taxes and returned to the Village with the General Fund.

Section 7

Responsibility for Weeds on Unpaved Right-of-Way.

The owner, occupant or other person or entity having charge of land adjacent to a public street or public alley shall be responsible under this ordinance for the cutting of weeds located on the unpaved street or alley right-of-way adjacent to such land.

Section 8

Penalty.

Whoever fails to comply with the notice served in Section 3 shall be fined not less than \$25.00 nor more than \$100.00 plus court costs and each day that owner, occupant or other person having charge of the land fails to comply with notice served in Section 3 shall constitute a separate offense.

Emergency Ordinance
~~1ST READING~~ 11-9-99
~~2ND READING~~
~~3RD READING~~

ATTEST: Carole Fillmore
Carole Fillmore
Clerk/Treasurer

D. Louise Miller
Mayor, D. Louise Miller

Ordinance No.

Passed YEAR

ORDINANCE NO. 98-11

ORDINANCE FOR THE EMPLOYMENT OF
JAMES P. SPRIGGS AS SOLICITOR FOR
THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO

WHEREAS, the Village is authorized by law to employ legal counsel to be known as the Village Solicitor; and

WHEREAS, the Council deems it necessary to employ legal counsel to act as Solicitor for the Village in civil, contract, and criminal matters.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio as follows:

Section 1. Legal counsel shall be provided to act in civil, contract, and criminal matters for the Village, and the person employed as such counsel shall be known as the Solicitor of the Village of Antwerp; and

Section 2. The salary of the Solicitor in civil, contract, and criminal manners shall be Ninety-five and no/100 Dollars (\$95.00) per hour, plus out-of-pocket expenses for long distance telephone charges, and postage; mileage at the rate of No and 30/100 Dollars (\$0.30) per mile; and photocopying at the rate of No and 20/100 Dollars (\$0.20) per page, and such Solicitor shall be employed by the Council for a period not exceeding two (2) years.

Section 3. James P. Spriggs, an Attorney at Law, licensed to practice law in the State of Ohio, is hereby appointed as Solicitor for the Village of Antwerp, Paulding County, Ohio.

Section 4. This Ordinance shall be in full force and in full effect from and after the earliest period allowed by law:

D. Louise Miller
Mayor

Dated: 11-9-98

Attest:
Carole Fillmore
Clerk-Treasurer

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Ordinance No.

Passed YEAR

ORDINANCE NO. 98- 12

AN ORDINANCE ESTABLISHING RATES AND CHARGES FOR THE USE AND SERVICE OF THE MUNICIPAL SEWAGE SYSTEM FOR PROPERTIES SERVED THAT ARE NOT WITHIN THE MUNICIPAL CORPORATION LIMITS OF THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, the Village Council has determined that an increase in the sewer rate for consumers and properties served by the sanitary sewer service should be increased by 50% of the present rate.

NOW THEREFORE BE IT ORDAINED by the Village of Antwerp Council as follows:

SECTION 1. That the sewer rates for properties using the sanitary sewer services of the Village of Antwerp that are not located within the municipal corporation limits shall be increased by 50% from the current rate.

SECTION 2. That Ordinance Nos. 82-24 and 94-05 are hereby amended to provide for the rate increase hereinabove set out, to-wit: for sewer service provided to consumers and property that are not within the municipal corporation limits of the Village of.

SECTION 3. The rate shall be effective on FEB 24, 1999.

SECTION 4. Previous Ordinances and Rules of the Village that are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Dated: 1-18-99

D. Louise Miller
Mayor

Carole Gillman
Clerk-Treasurer

1st Reading: 11-9-98
2nd Reading: 12-14-98
3rd Reading: 1-18-98

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Passed, YEAR

ORDINANCE NO. 98- 13

AN ORDINANCE INCREASING THE WATER RATES FOR THE VILLAGE OF ANTWERP, OHIO FOR WATER CONSUMERS THAT ARE LOCATED OUTSIDE THE MUNICIPAL CORPORATION LIMITS OF THE VILLAGE OF ANTWERP, OHIO.

WHEREAS, the Village Council has determined that an increase in the water rate for water supplied for properties and consumers from the Village's municipal water treatment system outside the corporation limits should be increased by 50% of its present rate.

NOW THEREFORE BE IT ORDAINED by the Village of Antwerp Council as follows:

SECTION 1. That the water rate for water supplied outside the municipal corporation limits of the Village of Antwerp to consumers and properties is hereby increased by 50% of its present rate.

SECTION 2. Ordinance Nos. 94-05 and 96-06 are hereby amended to provide for said 50% increase as hereinabove set out.

SECTION 3. The effective date of the rate increase shall be FEB 24, 1999.

SECTION 4. Previous Ordinances and Rules of the Village that are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Dated: 1-18-99

D. Louise Miller
Mayor

Carole Filmer
Clerk-Treasurer

1st Reading: 11-9-98
2nd Reading: 12-14-98
3rd Reading: 1-18-99

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ORDINANCE # 98-14

AN ORDINANCE AMENDING THE ZONING DEFINITIONS FOR TRAILERS, MOBILE, MANUFACTURED, MODULAR HOMES, INDUSTRIALIZED UNITS AND PERMANENT FOUNDATIONS, STEPS, AND ADD-ONS WITHIN THE VILLAGE OF ANTWERP, OHIO.

WHEREAS: the Council finds that it is necessary to amend part of the Zoning Ordinance, to-wit: Ordinance 76-16, Article 800: Definitions.

NOW THEREFORE BE IT ORDAINED by the Village of Antwerp Council as follows:

Definitions:

"Travel trailer" means a non-self-propelled recreational vehicle that does not exceed an overall length of thirty-five (35) feet, exclusive of bumper and tongue or coupling, and contains less than three hundred and twenty (320) square feet when erected on site. "Travel trailer" continues to include a tent-type fold-out camper trailer as defined in section 4517.01 of the Revised Code.

"Mobile home" is defined as a building unit or assembly of closed construction that is fabricated in an off-site facility and is more than thirty-five (35) body feet in length, or, when erected on site, is three hundred and twenty (320) or more square feet, that is built on a permanent chassis and transportable in one or more sections, and that does not qualify as a manufactured home, modular home or industrialized unit. Once at the site, the mobile home must be placed on a permanent foundation. **See permanent foundation. Mobile homes are only permitted in R-1-A Single Family District-Alternate**

"Industrialized unit" means a building unit or assembly of closed construction that is fabricated in an off-site facility and is substantially self-sufficient as a unit or as part of a greater structure, and that requires transportation to the site of intended use, such as a pre-fabricated or panelized home. "Industrialized unit" includes units installed on the site as independent units, as part of a group of units, or incorporated with standard construction methods to form a completed structural entity. Once at the site, the unit must be placed on a permanent foundation. **See permanent foundation.**

"Manufactured home" means a factory assembled housing unit or portion thereof assembled in closed construction and is fabricated in an off-site facility that conforms with the federal construction and safety standards established by the Secretary of Housing and Urban Development pursuant to the "Manufactured Housing Construction and Safety Standards Act of 1974," and that has a label or tag permanently affixed to it certifying compliance with all applicable federal construction and safety standards. It is to be considered real property and must be constructed with **only** wooded floor joists. It must be transported to one site by truck or trailer or on a set of wheels, whether or not the wheels are detachable. Once at the site, the unit, or portion thereof, are fastened together, placed on a permanent foundation. **See permanent foundation.** Other components, if not included in the unit at the factory, including, but not limited to, roof or portion thereof, porches, bay windows, trim, part of the exterior siding, etc. may be added at the construction site.

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This type of home must be a least twenty-four (24) feet by forty (40) feet in width and length and must conform to all State and local building codes and certifications required for manufactured homes including construction limitations, restrictions pertaining to lot size, side yard, front yard and rear yard setback requirements. It must also conform to building codes as to wiring, plumbing, type and size of studding, floor joists, roof rafters, ceiling joists, roof slope, insulation, etc. In addition, this home should be placed on a permanent foundation and site immediately. The title, if any, must be surrendered to the proper county authorities and the zoning inspector notified of the date and time of action within two (2) months of time that it is placed within the Municipality. No manufactured home as herein above defined may be placed in any part of the Municipality unless a zoning permit approved by the zoning inspector has been issued.

"Modular home" see manufactured home.

"Permanent foundation" means permanent masonry, concrete, or locally approved footing or foundation that meets all of the following criteria:

- (1) The foundation must be of poured concrete or cement block with poured footer and no less than three (3) feet deep and eight (8) inches wide with a height of eighteen (18) inches or two (2) eight (8) inch blocks.
- (2) At no time should foundation ever be covered by skirting.
- (3) Structure should be permanently attached to foundation leaving no visible gaps between foundation and home.

"Steps, deck, porch or add-on" means additional structures that may or may not be attached to the home.

- (1) All steps must be constructed on site and must fit entrance accordingly.
- (2) All decks must be wooden and anchored to the ground by footers.
- (3) All porches and add-ons must be constructed to fit the style of home.

Previous Ordinances and Rules of the Village that are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Dated: 1-18-99

D. Louise Miller
Mayor, D. Louise Miller

Carole Fillmore
Clerk-Treasurer Carole Fillmore

1st Reading: 11-9-98
2nd Reading: 12-14-98
3rd Reading: 1-18-99

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO. 98-15
(AMENDED 97-18 on 11-9-98)
(Mayor's Court Clerk)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1998

WHEREAS, It is desirable that the salaries of Village offices and employees for 1998 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1998 salaries of Village officials and employees be as follows:

<u>Mayor</u>	\$ 4,601.00
<u>Council Members</u>	1,200.00
<u>Clerk-Treasurer</u>	14,000.00
<u>Village Administrator</u>	22,000.00
<u>Water/Wastewater Super.</u>	30,000.00
<u>Chief of Police</u>	26,500.00
<u>Assistant Chief of Police</u>	22,570.08
<u>Police - Regular</u>	18,540.00
<u>Police - Part Time</u>	7.00 per hour
<u>Fire Chief</u>	780.00
<u>Fire Dept. Secretary</u>	234.00
<u>Fire Chief Assistant</u>	150.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. hour
<u>Fire Captains</u>	50.00
<u>Fire Lieutenants</u>	30.00
<u>Volunteer Firemen</u>	5.00 per meeting
	6.50 first hour
	5.00 each add. hour
<u>EMS Coordinator</u>	676.00
<u>EMS Maintenance Man</u>	364.00
<u>EMS Drivers</u>	5.50 per hour
<u>EMT - A</u>	6.50 per hour
<u>General Labor</u>	6.00 to 10.00 per hour
<u>Billing Clerk - Utilities</u>	4,698.96
<u>Mayor's Court Clerk</u>	6.00 per hour

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried forward from one year to the next. Paid Vacation shall be determined as follows:

One Year	1 Week Vacation Pay
Two Years	2 Weeks Vacation Pay
Ten Years	3 Weeks Vacation Pay
Twenty Years	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 98-16

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1999

WHEREAS, It is desirable that the salaries of Village offices and employees for 1999 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1999 salaries of Village officials and employees be as follows:

<u>Mayor</u>	\$ 4,601.00
<u>Council Members</u>	1,200.00
<u>Clerk-Treasurer</u>	14,000.00
<u>Village Administrator</u>	22,500.00
<u>Water/Wastewater Super.</u>	30,500.00
<u>Chief of Police</u>	26,500.00
<u>Assistant Chief of Police</u>	22,570.08
<u>Police - Regular</u>	18,540.00
<u>Police - Part Time</u>	7.00 per hour
<u>Fire Chief</u>	1,000.00
<u>Fire Dept. Secretary</u>	250.00
<u>Fire Chief Assistant</u>	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. hour
<u>Fire Captains</u>	75.00
<u>Fire Lieutenants</u>	50.00
<u>Volunteer Firemen</u>	6.75 per meeting
	6.75 first hour
	6.75 each add. hour
<u>EMS Coordinator</u>	800.00
<u>EMS Maintenance Man</u>	450.00
<u>EMS Drivers</u>	6.00 per hour
<u>EMT - A</u>	7.00 per hour
<u>General Labor</u>	6.00 to 10.00 per hour
<u>Billing Clerk - Utilities</u>	4,698.96
<u>Mayor's Court Clerk</u>	6.00 per hour

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried forward from one year to the next. Paid Vacation shall be determined as follows:

One Year	1 Week Vacation Pay
Two Years	2 Weeks Vacation Pay
Ten Years	3 Weeks Vacation Pay
Twenty Years	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Prescribed by the Auditor of State. Rev. 11/92

Dayton Legal Blank, Inc., Form No. 11002

ORDINANCE No. 98-17

ANNUAL APPROPRIATION ORDINANCE

(VILLAGE)

(Revised Code Sec. 5705.38)

Temporary

AN ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1999.

Section 1. BE IT RESOLVED by the Council of 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, 1999, the following sums be and they are hereby set aside and appropriated as follows. viz:

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

RESOLUTION NO. 98-01

AUTHORIZING THE VILLAGE'S CLERK-TREASURER
TO MAKE DEPOSITS AND WITHDRAWALS FROM
THE VILLAGE OF ANTWERP'S ACCOUNTS
AT THE ANTWERP EXCHANGE BANK COMPANY

WHEREAS, Carol Fillmore has been appointed the Village of Antwerp's Clerk-Treasurer and it is necessary to conduct the business of the Village that the current Clerk-Treasurer be able to make deposits, withdrawals, and transfers to and from the Village's accounts.

NOW THEREFORE BE IT RESOLVED as follows:

1. The Clerk-Treasurer, Carol Fillmore, be and is hereby authorized to make deposits, withdrawals, and transfers from the Village of Antwerp's accounts at The Antwerp Exchange Bank Company.
2. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the peace, safety, and well being of the residents of the Village of Antwerp due to the fact that without authorizing the Clerk-Treasurer to have access to the Village's accounts for deposits, transfers, and withdrawals for the Village. The Village can not operate and this Resolution shall become effective the first time provided by law.

Dated: _____

3/9/98

Randy H. Brooks
President of Council

Carol Fillmore
Clerk-Treasurer

Ordinance No.

Passed

YEAR

RESOLUTION NO. 98-02

RESOLUTION ESTABLISHING A DEPARTMENT OF PURCHASE, CONSTRUCTION AND REPAIR

The Council of the Village of Antwerp finds that it would be advantageous for the Village to establish a department of purchase, construction and repair and this department shall be under the direction of the Village Administrator who shall purchase all materials, supplies, tools, machinery, and equipment in each of the municipal departments whether they are established by law or ordinance.

Now therefore, BE IT RESOLVED, that the Village Administrator is hereby made the purchasing agent for the Village and is authorized to purchase all materials, supplies, tools, machinery, and equipment and shall supervise all construction, alterations, and repairs in each of the municipal departments whether they are established by law or ordinance and any ordinance establishing any other person or officer as purchasing agent is hereby repealed and shall be ineffective.

FIRST READING: 3/19/98

SECOND READING: 4-13-98

THIRD READING: 5-11-98

Randy A. Banks
Mayor
PRESIDENT of Council

Carole Tillman
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ANTWERP

Form Supervised by State Auditor (Rev. 9-70)

Dayton Legal Blank, Inc., Form No. 11012

98-03

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

(VILLAGE COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the Village of ANTWERP, PAULDING

County, Ohio, met in REGULAR session on the 14TH day of SEPTEMBER

19 98, at the office of THE MAYOR AND COUNCIL with the following members present:

Mr. Ken Reinhart

Mr. Randy Brooks

Mr. Ron Farnsworth

Mr. Dan Gordon

Mr. Bob Hobbs

Mrs. Margaret Womack

Mr. Brooks 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, 19 99 ; 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:

RECORD OF ORDINANCES

0025

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

RESOLUTION NO. 98-04

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE VILLAGE OF ANTWERP TO REQUEST AND SIGN THE APPLICATION FOR ISSUE 2, ROUND 13 FUNDS MADE AVAILABLE FROM THE OHIO PUBLIC WORKS COMMISSION AND DECLARING AN EMERGENCY.

WHEREAS, the Council for the Village of Antwerp, Paulding County, Ohio has determined that it is in the best interest of the Village of Antwerp and its residents for the Village to apply for Issue 2, Round 13 Allocation funds which are potentially available from the Ohio Public Works Commission; and,

It is therefore ORDAINED by the Council of the Village of Antwerp as follows, to wit:

SECTION I: That the Mayor of the Village of Antwerp is hereby authorized and directed to obtain and sign the appropriate application for Issue 2, Round 13 Allocation funds through Ohio Public Works Commission.

SECTION II: This Resolution is hereby declared to be an emergency measure necessary for the immediate health and welfare of the residents of the Village of Antwerp and the proper funding and administration of its affairs and shall be in full force and effect from and immediately after its passage.

Passed:

9-14-98

Date

D. Louis Miller

Mayor

ATTEST:

Paula Fillmore

Clerk

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99-01

AN ORDINANCE SETTING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR YEAR END 1998

WHEREAS, THE VILLAGE OF ANTWERP REQUIRES AN IMMEDIATE ORDINANCE FOR ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE FISCAL YEAR 1998.

TRANSFERS WITHIN FUNDS AND FROM UNAPPROPRIATED FUNDS:

A1-3-B-211	LEISURE TIME SALARIES	(128.65)
A1-3-B-212	LEISURE TIME BENEFITS	128.65
A1-3-B-211	LEISURE TIME SALARIES	(370.73)
A1-3-B-240	LEISURE TIME OPER. & MAINT.	370.73
A1-7-A-240	GENERAL MAYOR OPER & MAINT.	(4.50)
A1-7-A-211	GENERAL MAYOR SALARY	4.50
A1-7-A-240	GENERAL MAYOR OPER. & MAINT.	(90.19)
A1-7-1-212	GENERAL MAYOR BENEFITS	90.19
A1-7-D-211	GENERAL CLERK-TREAS SALARIES	(21.25)
A1-7-D-212	GENERAL CLERK-TREAS. BENEFITS	21.25
A1-7-E-250	GEN. LANDS & BUILDINGS CAP.	(21.55)
A1-7-H-000	GEN. TAX DEL. LAND ADV.	21.55
B1-6-B-230	ST. MAINT & REPAIR CONT. SERV.	(102.62)
B1-6-B-220	ST. MAINT. TRAVEL	102.62
B9-1-A-220	FIRE TRAVEL & TRAINING	(108.38)
B9-1-A-211	FIRE SALARIES/WAGES	108.38
D2-5-E-261	PRINCIPAL PAYMENT - WATER	(172.20)
D2-5-E-262	INTEREST PAYMENT	172.20
E1-5-E-230	WATER PUMPING CONT. SERV.	(534.48)
E1-5-D-230	WATER FILTRATION CONT. SERV.	534.48
E1-5-F-240	WATER DISTRIBUTION REPAIR	(1,085.61)
E1-5-G-250	WATER METERS CAPITAL	1,085.61
E2-5-E-250	LANDS & BUILDING CAP.	(14,083.00)
E2-5-G-250	SEWAGE COLL. CAP.	14,083.00
E2-5-C-211	SEWER PUMPING SALARIES	(1,181.86)
E2-5-C-212	SEWER PUMPING BENEFITS	1,181.86
E2-5-D-240	AUTO. EQUIP. OPER. & MAINT.	(754.45)
E2-5-C-240	SEWER PUMPING OPER. & MAINT.	754.45
E2-5-G-250	SEWAGE COLLECT CAPITAL	(20,000.00)
E2-5-E-270	LANDS & BUILDINGS TRANSFER	20,000.00
E2-5-G-250	SEWAGE COLLECT CAPITAL	(27,388.00)
E2-5-E-270	LANDS & BUILDINGS TRANSFER	27,388.00
E1-5-F-250	WATER DISTRIBUTION CAP.	(16,875.00)
E1-5-D-270	WATER FILTRATION TRANS.	16,875.00

MAYOR

D. Louise Miller

CLERK

Carole Thomas

DATE

1-18-99

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAS NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 PER YEAR COMMENCING JANUARY 01, 1999.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-18-99

MAYOR: D. Louise Miller

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAS NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$2,451.00 PER YEAR COMMENCING JANUARY 01, 1999.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-18-99

MAYOR: D. Louise Miller

ATTEST:

CLERK-TREASURER: Carole F. Moore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99-04

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAS NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$7,716.00 PER YEAR COMMENCING JANUARY 01, 1999.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-18-99

MAYOR: D. Louise Miller

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-05

AN ORDINANCE ANNEXING CERTAIN PROPERTY INTO THE VILLAGE OF ANTWERP IN THE SOUTHEAST QUARTER OF SECTION 26 CARRYALL TOWNSHIP, PAULDING COUNTY, OHIO

WHEREAS, the Village Council of Antwerp, Ohio is desirous of having property annexed into the Village pursuant to a petition filed by Fritz Ehrhart, Sheila Ehrhart, and The Antwerp Community Improvement Corporation.

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

Section 1. The proposed annexation as applied for in the petition of Fritz Ehrhart, Sheila Ehrhart, and The Antwerp Community Improvement Corporation, approved for annexation to the Village of Antwerp, Ohio by the Board of County Commissioners on the 9th day of November, 1998, is hereby accepted. The territory to be annexed is described as follows:

See Exhibit A attached hereto and made a part hereof

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

Section 2. The Clerk of Antwerp Village is hereby directed to make three copies of this Ordinance, to each of which shall be attached 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 of Antwerp Village 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 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.

Dated: 1-18-99

D. Louise Miller
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-06

AN ORDINANCE ANNEXING CERTAIN PROPERTY INTO THE VILLAGE OF ANTWERP IN THE SOUTHEAST QUARTER OF SECTION 28 CARRYALL TOWNSHIP, PAULDING COUNTY, OHIO

WHEREAS, the Village Council of Antwerp, Ohio is desirous of having property annexed into the Village pursuant to a petition filed by David H. Mickelson and Sandra J. Mickelson.

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

Section 1. The proposed annexation as applied for in the petition of David H. Mickelson and Sandra J. Mickelson, approved for annexation to the Village of Antwerp, Ohio by the Board of County Commissioners on the 1st day of October, 1998, is hereby accepted. The territory to be annexed is described as follows:

See Exhibit A attached hereto and made a part hereof

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

Section 2. The Clerk of Antwerp Village is hereby directed to make three copies of this Ordinance, to each of which shall be attached 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 of Antwerp Village 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 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.

Dated: 1-18-99

D. Louise Miller
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

EXHIBIT A

LEGAL DESCRIPTION

A part of the Southeast Quarter of Section 28 Township 3 North, Range 1 East, Carryall Township, Paulding County, Ohio and more particularly described as follows: Commencing at the Northeast corner of the Southeast Quarter of Section 28; thence South 90 Degrees 00 Minutes 00 Seconds West a distance of 803.28 Feet along the North line of the Southeast Quarter of Section 28 to the point of intersection of that line and the West Corporation line of the Village of Antwerp, Ohio, said intersection point being the Point of Beginning; thence South 00 Degrees 05 Minutes 50 Seconds West along the said west Corporation line a distance of 708.33 Feet to a point on the North line of Lot # 6 in Maumee Timbers Addition; Thence South 71 Degrees 14 Minutes 30 Seconds West along the Said North line a distance of 195.57 Feet to the Northwest corner of the said lot #6; thence South 17 Degrees 32 Minutes 50 Seconds East a distance of 110.00 Feet To the Northwest corner of Lot # 10 in Maumee Timbers First Addition; thence South 47 Degrees 40 Minutes West along the North line of the said lot 10 a distance of 215.756 Feet to the westerly most corner of lot 10; thence North 17 Degrees 31 Minutes 10 Seconds East a distance of 688.76 Feet; thence North 21 Degrees 30 Minutes 20 Seconds East a distance of 340.04 Feet to the North line of the Southeast Quarter of Section 28 aforesaid; thence North 90 Degrees 00 Minutes 00 Seconds East along the said North line a distance of 52.62 Feet to the Point of Beginning containing 4.126 Acres more or less and subject to all easements of record

EXHIBIT A

Ordinance No.

Passed, YEAR

ORDINANCE NO. 99-07

**AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO
TRANSFER FUNDS**

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund,

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

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

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Five Thousand Dollars (\$5,000.00) from the General Fund to the Police Fund.

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor D. Louise Miller

Clerk/Treasurer Carole Gillmore

Date 2-8-99

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

March 8, 1999
YEAR**ORDINANCE NO. 99-08***(Amended Ordinance 98-16)**(Police)***AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1999**

WHEREAS, It is desirable that the salaries of Village offices and employees for 1999 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1999 salaries of Village officials and employees be as follows:

<u>Mayor</u>	\$ 4,601.00
<u>Council Members</u>	1,200.00
<u>Clerk-Treasurer</u>	14,000.00
<u>Village Administrator</u>	22,500.00
<u>Water/Wastewater Super.</u>	30,500.00
<u>Chief of Police</u>	26,500.00
<u>Assistant Chief of Police</u>	9.86 per hour
<u>Police - Full Time</u>	8.10 per hour
<u>Police - Part Time</u>	7.00 per hour
<u>Fire Chief</u>	1,000.00
<u>Fire Dept. Secretary</u>	250.00
<u>Fire Chief Assistant</u>	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. hour
<u>Fire Captains</u>	75.00
<u>Fire Lieutenants</u>	50.00
<u>Volunteer Firemen</u>	6.75 per meeting
	6.75 first hour
	6.75 each add. hour
<u>EMS Coordinator</u>	800.00
<u>EMS Maintenance Man</u>	450.00
<u>EMS Drivers</u>	6.00 per hour
<u>EMT - A</u>	7.00 per hour
<u>General Labor</u>	6.00 to 10.00 per hour
<u>Billing Clerk - Utilities</u>	4,698.96
<u>Mayor's Court Clerk</u>	6.00 per hour

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried forward from one year to the next. Paid Vacation shall be determined as follows:

One Year	1 Week Vacation Pay
Two Years	2 Weeks Vacation Pay
Ten Years	3 Weeks Vacation Pay
Twenty Years	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99-080⁹

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MEDICAL MUTUAL OF OHIO FOR HEALTH INSURANCE FOR THE VILLAGE EMPLOYEES.

WHEREAS, the Village Council of Antwerp, Ohio is desirous of providing certain employees with health insurance and Medical Mutual of Ohio has presented an acceptable proposal to the Village.

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

Section 1. That the Village accept the proposal of Medical Mutual of Ohio for health insurance coverage of the Village employees.

Section 2. The mayor is hereby authorized to enter into the contract on behalf of the Village.

Dated 3-8-99

D. Louise Miller
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

Prescribed by the Auditor of State. Rev. 11/92

Dayton Legal Blank, Inc., Form No. 11002

ORDINANCE No. 99-10

ANNUAL APPROPRIATION ORDINANCE

(VILLAGE)

(Revised Code Sec. 5705.38)

FIARL

AN ORDINANCE to make appropriations for Current Expenses and other Expenditures of the

Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 1999
Year

Section 1. BE IT RESOLVED by the Council of 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, 1999, the following
Year

sums be and they are hereby set aside and appropriated as follows, viz:

D. Louise Miller
MAYOR

Carole F. Moore
CLERK-TREAS

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-11

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF CRIMINAL JUSTICE SERVICES FOR LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM FOR PAYING OVERTIME FOR POLICE OFFICERS

WHEREAS, The Village has determined it would be advantageous to apply for Law Enforcement Block Grant through the Office of Criminal Justice Services of the State of Ohio and, WHEREAS the Village is in need of funds to overtime pay for police officers and it being the desire of council to obtain said block grant.

IT IS THEREFORE ORDAINED as follows:

- 1. The mayor is hereby authorized to sign an application and enter into all other agreements with the office of Criminal Justice Services for the Ohio Local Law Enforcement Block Grant application due March 15, 1999.

Dated 3-13-99

D. Louise Miller
Mayor

Carole Gillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

May 10, 1999
YEAR

ORDINANCE NO. 99-12
(Amended Ordinance 99-08)
(Billing Clerk-Utilities)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1999

WHEREAS, It is desirable that the salaries of Village offices and employees for 1999 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1999 salaries of Village officials and employees be as follows:

Mayor	\$ 4,601.00
Council Members	1,200.00
Clerk-Treasurer	14,000.00
Village Administrator	22,000.00
Chief of Police	26,500.00
Assistant Chief of Police	9.86 per hour
Police - Full Time	8.10 per hour
Police - Part Time	7.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. hour
Fire Captains	75.00
Fire Licutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Billing Clerk-Utilities	6.00 to 10.00 per hour
Mayor's Court Clerk	6.00 per hour

Section 2. This Ordinance repeals Ordinance # 98-16 and any other Ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried forward from one year to the next. Paid Vacation shall be determined as follows:

One Year	1 Week Vacation Pay
Two Years	2 Weeks Vacation Pay
Ten Years	3 Weeks Vacation Pay
Twenty Years	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99- 13

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE VILLAGE ADMINISTRATOR TO ENTER INTO AN ESCROW AGREEMENT WITH DAVID MICKELSON AND SANDRA MICKELSON

WHEREAS, the Village has agreed to accept the plat of Dutchman's Cove Addition to the Village of Antwerp without the streets being installed therein and;

WHEREAS, the Developers, David H. Mickelson and Sandra J. Mickelson have agreed to deposit Thirty Thousand and No/100 Dollars (\$30,000.00) with The Antwerp Exchange Bank Company in escrow as security for said streets being installed by October 1, 1999. If the streets are installed to the Village's satisfaction by the date hereinabove set out, then said Thirty Thousand and No/100 Dollars (\$30,000.00) and any interest accumulated thereon shall be released to the Developers. Should the streets not be installed by the date hereinabove set out, then said Thirty Thousand and No/100 Dollars (\$30,000.00) and any interest accumulated thereon shall be released to the Village to use in the installation of the streets in Dutchman's Cove Addition.

NOW THEREFORE BE IT ORDAINED as follows:

Section 1. The Mayor and/or Village Administrator are authorized to enter into an escrow agreement pursuant to the terms as hereinabove setout.

Section 2. This ordinance shall become effective at the earliest time provided by law.

Date: 3-22-99

D. Louise Miller
Mayor

Curtis Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99- 14

AN ORDINANCE ACCEPTING THE PLAT
AND DEDICATING STREETS AND AREAS
NECESSARY FOR PUBLIC AND PRIVATE UTILITIES
OF DUTCHMAN'S COVE ADDITION
TO THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO

NOW THEREFORE BE IT ORDAINED as follows:

SECTION 1. That the plat of Dutchman's Cove Addition to the Village of Antwerp, Paulding County, Ohio described in "Exhibit A" attached hereto and made a part hereof be and the same is hereby accepted.

SECTION 2. That all or parts of the drives, roads, and avenues as shown on the plat and not heretofore dedicated are hereby dedicated to public use as such, and easements shown on the plat are for the construction, operation and maintenance of all public and private utility purposes above and beneath the surface of the ground and, where necessary, are for the construction, operation and maintenance of service connections to all adjacent lots and lands and for storm water drainage.

SECTION 3. Said subdivision cannot benefit the Village until said plat is accepted and therefore this ordinance shall become effective at the earliest time provided by law.

Dated: 3-22-99

D. Louise Miller
Mayor

Cecile F. Moore
Clerk-Treasurer

RECORD OF ORDINANCES

0041

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-15

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ANTWERP INSURANCE FOR THE VILLAGE LIABILITY INSURANCE AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Council of Antwerp, Ohio is desirous to maintain liability insurance for the Village.

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

Section 1. That the Village accepts the proposal of Antwerp Insurance for liability insurance for the Village.

Section 2. The mayor is here by authorized to enter into the contract on behalf of the Village.

DATED: 4-12-99

D Louise Miller
Mayor

Charles F. Moore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-16

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 1999 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

Section 1. American Legal Publishing's Ohio Basic Code, 1999 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 1999 Edition.

Section 2. One copy of American Legal Publishing's Ohio Basic Code, 1999 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date Passed: 5-10-99

Attest: D. Louise Miller
Mayor

Criste Stoenne
Clerk of the Legislative Authority

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-17
(Amended Ordinance 99-12)
(Police)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1999

WHEREAS, It is desirable that the salaries of Village offices and employees for 1999 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1999 salaries of Village officials and employees be as follows:

<u>Mayor</u>	\$ 4,601.00
<u>Council Members</u>	1,200.00
<u>Clerk-Treasurer</u>	14,000.00
<u>Village Administrator</u>	22,500.00
<u>Chief of Police</u>	26,500.00
<u>Assistant Chief of Police</u>	10.09 per hour
<u>Police - Full Time</u>	8.29 per hour
<u>Police - Part Time</u>	7.00 per hour
<u>Fire Chief</u>	1,000.00
<u>Fire Dept. Secretary</u>	250.00
<u>Fire Chief Assistant</u>	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. hour
<u>Fire Captains</u>	75.00
<u>Fire Lieutenants</u>	50.00
<u>Volunteer Firemen</u>	6.75 per meeting
	6.75 first hour
	6.75 each add. hour
<u>EMS Coordinator</u>	800.00
<u>EMS Maintenance Man</u>	450.00
<u>EMS Drivers</u>	6.00 per hour
<u>EMT - A</u>	7.00 per hour
<u>General Labor/Billing Clerk-Utilities</u>	6.00 to 10.00 per hour
<u>Mayor's Court Clerk</u>	6.00 per hour

Section 2. This Ordinance repeals Ordinance # 99-12 and any other Ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried forward from one year to the next. Paid Vacation shall be determined as follows:

One Year	1 Week Vacation Pay
Two Years	2 Weeks Vacation Pay
Ten Years	3 Weeks Vacation Pay
Twenty Years	4 Weeks Vacation Pay

All full time employces shall be provided health insurance. Coverage shall include spouse and all dependents.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

ORDINANCE 99-18

AN ORDINANCE PERMITTING THE CHIEF OF POLICE TO RESIDE OUTSIDE OF THE CORPORATION LIMITS

WHEREAS, the Village of Antwerp is subject to the mandates of the Ohio Revised Code Section 34.02 (737.15), wherein the Chief of Police, at the time of his/her appointment, shall become a resident of the Village within six (6) months thereafter, unless such residence requirement is waived by ordinance.

It therefore being the desire of the Council of the Village of Antwerp, that the residence requirement be waived.

NOW THEREFORE BE IT ORDAINED by the Village of Antwerp Council as follows:

- 1. The requirement that Joyce Carr, Chief of Police, be a resident within the corporation limits of the Village of Antwerp is waived.

DATED: 5-17-99

ATTEST:

Casale Fillmore
CLERK-TREASURER

D. Louise Miller
MAYOR

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

May 17, 1999
YEAR

ORDINANCE NO. 99-19
(Amended Ordinance 99-17)
(Police)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1999

WHEREAS, It is desirable that the salaries of Village offices and employees for 1999 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1999 salaries of Village officials and employees be as follows:

Mayor	\$ 4,601.00
Council Members	1,200.00
Clerk-Treasurer	14,000.00
Village Administrator	22,500.00
Chief of Police	26,500.00
Assistant Chief of Police	10.09 per hour
Police - Full Time	9.50 per hour
Police - Part Time	7.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. hour
Fire Captains	75.00
Fire Lieutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Billing Clerk-Utilities	6.00 to 10.00 per hour
Mayor's Court Clerk	6.00 per hour

Section 2. This Ordinance repeals Ordinance # 99-17 and any other Ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried forward from one year to the next. Paid Vacation shall be determined as follows:

One Year	1 Week Vacation Pay
Two Years	2 Weeks Vacation Pay
Ten Years	3 Weeks Vacation Pay
Twenty Years	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

21

99-01

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of Antwerp, Paulding County, Ohio, met in regular session on the 14th day of June, 1999, at the office of Town Hall with the following members present:

- Mr. Randy Brooks
Mr. Ron Farnsworth
Mr. Dan Gordon
Mr. Bob Hobbs
Mr. Ken Reinhart

Mr. Randy Brooks 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 expenses O.R.C. 5705.19 (A)

at a rate not exceeding one ten cents mills for each one dollar of valuation, which amounts to ten cents for each one hundred dollars of valuation, for 5 years, 2000, 2001, 2002, 2003 and 2004

and which is a renewal of an existing levy of one mill

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp, Ohio at the General election to be held at the usual voting places within said Village of Antwerp, Ohio on the 2nd day of November 1999; and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof; and be it further

RESOLVED, That the Clerk of this ' Village of Antwerp
he and he is hereby directed to certify a copy of this Resolution to the Board of Elections,
Paulding County, Ohio, ' before August 19, 1999

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. Bob Hobbs seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

Mr. Randy Brooks	yes
Mr. Bob Hobbs	yes
Mr. Ron Farnsworth	yes
Mr. Dan Gordon	yes
Mr. Ken Reinhart	yes

Adopted the 14th day of June, 1999

Carle Fillmore
(Clerk or Auditor)

Village of Antwerp
(Name of Subdivision)
Paulding County, Ohio

- This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
- Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
- Name of Subdivision.
- Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
- For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
 * an additional tax of ___ mills"
 * a renewal of an existing tax of ___ mills"
 * a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills"
 * a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills"
 * a replacement of tax of ___ mills"
 * a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills"
 * a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills"
 Schools also see 5705.312, 5705.313 O.R.C.
- See Emergency School Levy under 5705.194. Also 5705.31, 5705.312, 5705.313 schools.
- This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss.
I, *Carle Fillmore*, Clerk of Village of Antwerp

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 _____ day of _____, 19____
Clerk

No. _____

County, Ohio

RESOLUTION
DECLARING IT NECESSARY TO LEVY A
TAX IN EXCESS OF THE TEN
MILL LIMITATION

Filed _____, 19____

By _____ Deputy

D. Louise Miller
MAYOR

Carle Fillmore
Clerk-Treas.

28

99-02

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of Antwerp, Paulding County, Ohio, met in regular session on the 14th day of June, 1999, at the office of Town Hall with the following members present:

- Mr. Randy Brooks
- Mr. Ron Farnsworth
- Mr. Dan Gordon
- Mr. Bob Hobbs
- Mr. Ken Reinhart

Mr. Ron Farnsworth 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 providing and maintaining motor vehicles, communications and other equipment used directly in the operation of a police department and payment of salaries of police personnel.

O.R.C. 5705.19 (J)

at a rate not exceeding two mills for each one dollar of valuation, which amounts to ten cents

(Here insert rate expressed in dollars and cents)

for each one hundred dollars of valuation, for 5 years, January 1, 1999, 2000, 2001, 2002 and 2003

an additional tax of two (2) mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp, Ohio

at the General election to be held at the usual voting places within said Village of Antwerp, Ohio

on the 2nd day of November, 1999; and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof; and be it further

(Percentage)

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

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, before August 19, 1999

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. Dan Gordon seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

- Mr. Ron Farnsworth yes
Mr. Dan Gordon yes
Mr. Randy Brooks yes
Mr. Bob Hobbs yes
Mr. Ken Reinhart yes

Adopted the 14th day of June, 1999

Carole Fillmore (Clerk or Auditor)

Village of Antwerp (Name of Subdivision) Paulding County, Ohio

- 1. This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5706.194.
2. Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
3. Name of Subdivision.
4. Here insert any one of the purposes listed in Sec. 5706.19 R.C. Not applicable to school districts.
5. For all the subdivisions including schools under 5706.19, the life indebtedness or the number of years the levy is to run.
Have insert one of the following:
- an additional tax of ___ mills
- a renewal of an existing tax of ___ mills
- a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills
- a replacement of tax of ___ mills
- a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills
Schools also see 5706.312, 5706.313 O.R.C.
6. See Emergency School Levy under 5706.194. Also 5706.31, 5706.312, 5706.313 schools.
7. This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5706.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss. I, Carole Fillmore, Clerk of Village of Antwerp

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 _____ day of _____ 19_____

Clerk

Vertical stamp area containing text: No. _____, County, Ohio, RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION, Filed _____, 19____, By _____ Deputy

Handwritten signature: D. Larissa Miller, Mayor

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

DESIGNATION OF APPLICANT'S AGENT

RESOLUTION - 99-03

BE IT RESOLVED BY Council OF Village of Antwerp
(Governing Body) (Public Entity)

THAT Luanr. Holman, ADMINISTRATOR
(Name of Incumbent) (Official Position)

OR

_____, Governor's Authorized Representative,
(Name of Incumbent)

is hereby authorized to execute for and in behalf of Village of Antwerp

_____, a public entity established under the laws of the State of Ohio

this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 23rd Congress) or otherwise available from the President's Disaster Relief Fund.

THAT Village of Antwerp, a public entity established under the laws of the State of Ohio, hereby authorized its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the reverse side hereof.

Passed and approved this 14th day of JUNE, 1999.

Bob Hobbs Council person
(Name and Title)

Randy Brooks Council person
(Name and Title)

Ron Farnsworth Council person
(Name and Title)

CERTIFICATION

I, Carole Fillmore, duly appointed and CLERK-TREASURER of
(Title)
Village of Antwerp, do hereby certify that the above is a true and correct copy of a

resolution passed and approved by the Council of Village of Antwerp
(Governing Body) (Public Entity)

on the 14th day of JUNE, 1999.

Date: 6-14-99

CLERK-TREASURER
(Official Position)

Carole Fillmore
(Signature)

*Name of Incumbent need not be provided in those cases where the governing body of the public entity desires to authorize any incumbent of the designated official position to represent it.

RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank Co.

Ordinance No.

Passed YEAR

Resolution 99-04
ATTACHMENT No. 2

RESOLUTION OF AUTHORIZATION

Below is an example of a suggested form for a resolution of authorization to be passed by the governing body of the local government agency.

Any applicant may use such means as an ordinance or resolution to authorize filing of their application. In this case a signed certified copy of such an ordinance or resolution must be included with each application. Any resolution of authorization must be hand signed.

COPY

WHEREAS, the State of Ohio, through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the federal Land and Water Conservation Fund Program and/or the State of Ohio NatureWorks, and

WHEREAS, the Village of Antwerp desires financial assistance under the NatureWorks Program.
(name of applicant)
(specify LWCF or NatureWorks)

NOW, THEREFORE, be it resolved by the Village of Antwerp as follows:
(name of applicant)

1. That the Village of Antwerp approves filing an application for NatureWorks financial assistance.
(name of applicant)
(specify LWCF or NatureWorks)

2. That D. Louise Miller is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.
(local coordinator)

3. That the Village of Antwerp does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms and conditions of the NatureWorks Program.
(name of applicant)
(specify LWCF or NatureWorks)

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of the resolution adopted by the

Village of Antwerp held on 14 day of June 19 99, and that I am duly authorized to execute this certificate.

D. Louise Miller
(original signature)

Mayor
(title)

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

ORDINANCE NO. 99-20

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK- TREASURER TO ENTER INTO AN AGREEMENT FOR FIRE PROTECTION WITH CARRYALL TOWNSHIP FIRE DISTRICT NO. 1

WHEREAS, for some years the Village of Antwerp, Ohio and Carryall Township have entered into fire protection agreement and said Village of Antwerp and said Township being desirous to do the same again, and

WHEREAS, the Village has determined that is should enter into a fire protection agreement with the Trustees of Carryall Township for a continuing period commencing January 01, 1999, for the consideration of \$4,000.00 per year, and ending upon either party giving the other 30 days written notice.

NOW, THEREFORE, BE IT ORDAINED by the council of the Village of Antwerp, Ohio as follows:

SECTION 1: That the Mayor and Clerk-Treasurer are hereby authorized to enter into an agreement with Carryall Township for fire protection upon terms hereinabove set out

SECTION 2: This Ordinance shall take effect at the earliest time provided by law.

DATED: 6-14-99

D. Louise Miller
MAYOR

ARREST:
Carole Filmer
CLERK-TREASURER

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 99-21

AN ORDINANCE ESTABLISHING AN AUXILIARY POLICE UNIT WITHIN THE POLICE DEPARTMENT OF THE VILLAGE OF ANTWERP, OHIO, AND TO PROVIDE FOR THE REGULATION OF AUXILIARY POLICE OFFICERS.

WHEREAS, it is believed to be in the interest of better law enforcement to establish an Auxiliary Police unit within the Police Department of the Village of Antwerp, and

WHEREAS, Section 737.161 of the Revised Code empowers this Council to establish such an auxiliary unit, and

WHEREAS, it is the judgement of this Council that the public peace, health, property, safety and general welfare of the citizens of the Village will be better served through the establishment of an auxiliary police unit.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL of Village of Antwerp, State of Ohio:

Section 1. Appointment of Members

There is created within the Village Police Department an auxiliary police unit, the members of which shall be appointed by the Mayor.

Section 2. Term of Service

Auxiliary police officer shall serve so long as the Mayor may direct, or until a resignation submitted by such members shall be accepted by the Mayor.

Section 3. Qualification of Members

The member of the auxiliary police may not be under the age of eighteen years at the time of their appointment, and such other requirements as provided by the rules and regulations provided of the Section 5 of this ordinance.

Section 4. Control of Unit

The Chief of Police shall be the commanding office of the auxiliary police unit and shall have control of the assignment, training, stationing, and the direction of work of such unit. The auxiliary police unit will have all police powers, but shall perform only such police duties as assigned by the Chief of Police and shall act only when in the prescribed uniform or portion of uniform. The Chief of Police shall prescribe the time and place such uniform or portion thereof shall be worn. Such auxiliary member shall obey the chain of command of the Police Department and shall take orders from all regular appointed members thereof.

RECORD OF ORDINANCES

Ordinance No.

Passed,

YEAR

Section 5. Rules and Regulations

The Mayor shall prescribe the rules and regulations for the organization, administration, conduct and control of the auxiliary police unit.

Section 6. Uniform

The Mayor is authorized to prescribe, by the rules and regulations, the type of uniform or part thereof which shall be worn by member of the auxiliary police unit.

Section 7. Service; Compensation

All services performed by auxiliary policemen shall be on a voluntary basis with the exception of one mandatory eight (8) hour duty shift per month to maintain current awareness of police polices and procedures within the Village.

Section 8. Nonliability

This ordinance is declared by the Council as an exercise by the Village of its police powers for the protection of public peace, health, property, safety, and general welfare, and neither the Village nor agent or representative of the Village, and officer appointed under the provisions of this ordinance, or any individual, firm, partnership, corporation, or the receiver or trustees or any other agent thereof, who in good faith, executes any executive order, rule or regulations promulgated pursuant to the provisions of this ordinance shall be liable for injury or damage sustained to person or property as the direct or proximate result of such action.

Section 9. This Ordinance shall take effect and be enforced from and after the earliest period allowed by law.

Section 10. This Ordinance repeals any other ordinances inconsistent herewithin.

Date 9-1 1999

D. Louise Miller
Mayor

Attest:

Cecile Fillmore
Clerk

RECORD OF ORDINANCES

0054A
355

Ordinance No. _____ Passed _____ 19__

ORDINANCE NO. 99-22
(Amended Ordinance 99-19)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 1999

WHEREAS, It is desirable that the salaries of Village offices and employees for 1999 be set forth in an ordinance, and

WHEREAS, Council has deemed it necessary that the salaries of officials and employees not change,

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

SECTION 1, That beginning January 01, 1999 salaries of Village officials and employees be as follows:

Mayor	4,601.00
Council Members	1,200.00
Clerk-Treasurer	14,000.00
Village Administrator	22,500.00
Chief of Police	26,500.00
Assistant Chief of Police	10.09 per hour
Police - Full Time	8.50 to 9.50 per hour
Police - Part Time	7.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. Hour
Fire Captains	75.00
Fire Lieutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. Hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.00 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.00 per hour
Tech II Water/Sewer/Assigned Duties	11.00 to 13.00 per hour

Section 2. This Ordinance repeals Ordinance # 99-17 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

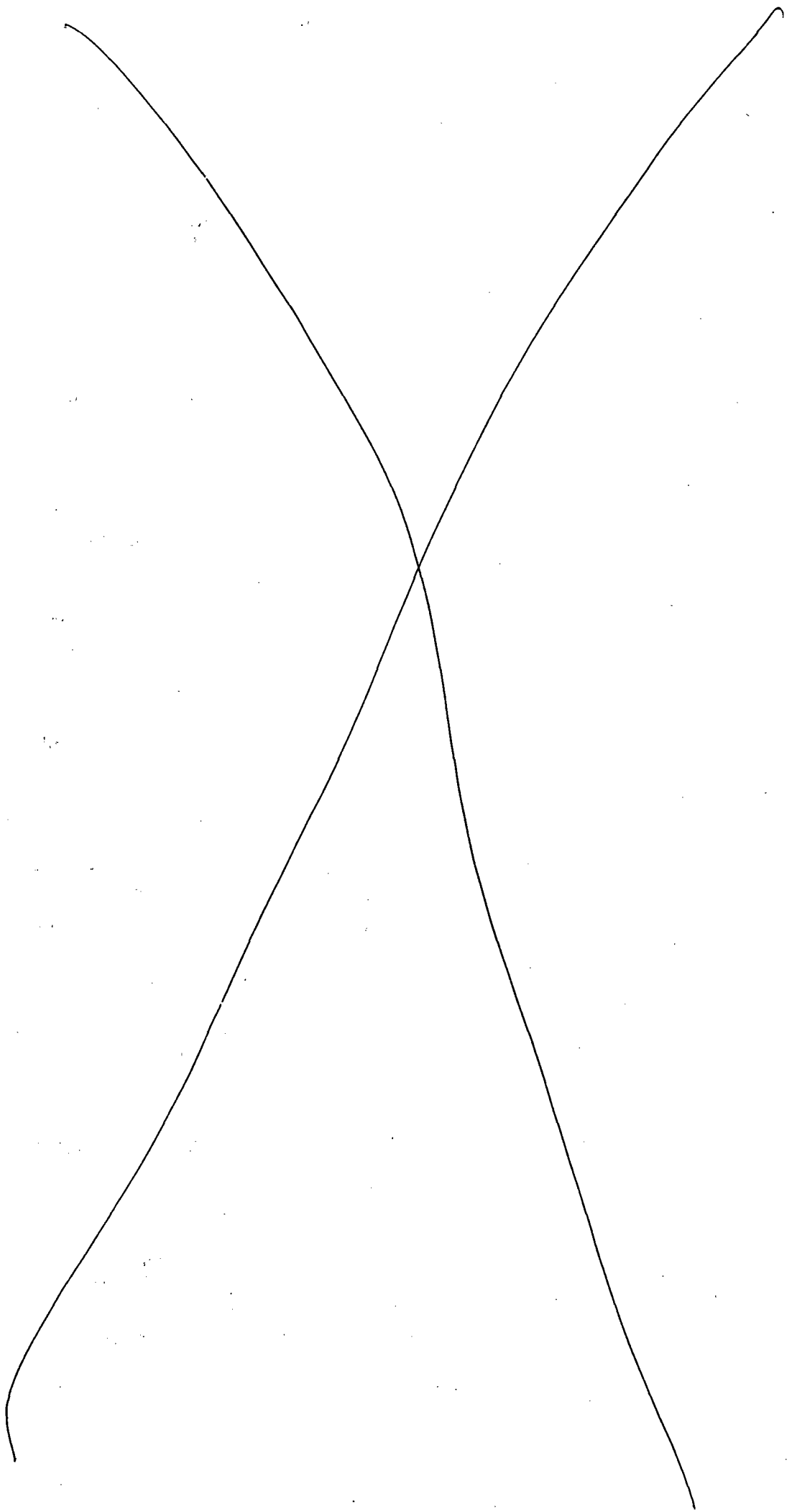
ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

Ordinance No.

Passed

19



RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-23

TO PROVIDE AN EFFECTIVE MEANS FOR PROTECTING THE PUBLIC WATER SYSTEM FROM CONTAMINATION DUE TO BACKFLOW OF CONTAMINANTS THROUGH THE WATER SERVICE CONNECTION INTO THE PUBLIC WATER SYSTEM.

WHEREAS, Section 6109.13 of the Ohio Revised Code requires protection of the public water system from contamination through any connection whereby water from a private, auxiliary or emergency water system may enter the public water system; and

WHEREAS, Section 3745-95 of the Ohio Administrative Code requires protection of the public water system from contamination due to backflow of contaminants through the water service connection; and

WHEREAS, the Ohio Environmental Protection Agency requires the maintenance of a continuing program of cross-connection control which will systematically and effectively prevent the contamination of all potable water systems; and

WHEREAS, in order to accomplish these goals it is necessary to introduce restrictions that go beyond usual plumbing code requirements; now, therefore,

BE IT ORDAINED by the council of the village of Antwerp, state of Ohio:

SECTION 1. That if, in the judgement of the Superintendent of Water, an approved backflow prevention device is necessary for the safety of the public water system, the Superintendent of Water will give notice to the consumer to install such an approved device immediately. The water consumer shall, at his own expense, install such an approved device at a location and in a manner approved by the Superintendent of Water and shall have inspections and tests made of such approved devices as required by the Superintendent of Water.

SECTION 2. That no person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply other than the regular public water supply of Antwerp may enter the supply or distributing system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Superintendent of Water of Antwerp and by the Ohio Environmental Protection Agency.

SECTION 3. That it shall be the duty of the Superintendent of Water to cause surveys and investigation to be made of industrial and other properties served by the public water supply where actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall repeated as often as the Superintendent of Water shall deem necessary.

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Passed

YEAR

SECTION 4. That the Superintendent of Water of Antwerp or his or its duly authorized representative shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of Antwerp for the propose of inspection the piping system or systems thereof. On demand the owner, lessees or occupants of any property so served shall furnish to the Superintendent of Water any information which he may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Superintendent of Water, be deemed evidence of the presence of improper connections as provided in this ordinance.

SECTION 5. That the Superintendent of Water of Antwerp is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this ordinance is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions shall have been eliminated or corrected in compliance with the provisions of this ordinance.

SECTION 6. This ordinance shall take effect and be in force from and after the 13th day of September, 1999.

This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health and safety of the residents of the Village of Antwerp.

D. Louise Miller

Mayor

Carole Fillmore

Clerk/Treasurer

9-13-99

Date

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 99-24

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 THE OHIO RAIL DEVELOPMENT COMMISSION 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 **State Route No.49-13.45** and the track of Maumee & Western Railway Company by the reconstruction of the at-grade crossing pavement and approach work necessary, 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 Rail Development Commission.

SECTION III

The **VILLAGE** agrees to perpetuate and maintain all advance warning signs and pavement markings on the approaches to the at-grade crossing(s) in conformance with the Ohio Manual of Uniform Traffic Control Devices, as adopted under section 4511.11 of the Ohio Revised Code. The **VILLAGE** further agrees to provide for the maintenance of the highway traffic during the construction of the improvement(s) by either closing the road with no signed detour or by designating a temporary detour with all necessary incidentals and assuming and bearing the cost of erecting, maintaining and removing signs and barricades required to close the crossing and detour traffic.

SECTION IV

The **VILLAGE** hereby agrees that the Ohio Rail Development Commission 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.

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

SECTION V

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 the Ohio Rail Development Commission it shall become a binding agreement on the **VILLAGE of ANTWERP** and the Director.

Attest Cecile Fillmore
Clerk of Council

Randy L Brooks
President of Council

Approved D. Louise Miller
Mayor

I hereby certify that the foregoing is a true and correct copy of the Ordinance No. 99-24 passed Sept 13, 1999.

Cecile Fillmore
Clerk of Council

Accepted and approved

Attest _____

Director, Ohio Rail Development
Commission

Ordinance No.

Passed

YEAR

RESOLUTION NO. 99-06

A RESOLUTION INSTRUCTING THE HOUSING OFFICER FOR THE VILLAGE OF ANTWERP NOT TO ACCEPT ANY FURTHER APPLICATIONS FOR REAL PROPERTY ABATEMENTS UNDER THE VILLAGE'S "COMMUNITY REINVESTMENT AREA #3", AND DECLARING AN EMERGENCY.

WHEREAS, in October 09, 1989, the Village of Antwerp established a "Community Reinvestment Area #3" as defined by Ohio Revised Code Section 3735.67 to 3735.70; and

WHEREAS, at this time the Village of Antwerp no longer finds it necessary to use the "Community Reinvestment Area #3" to encourage development and investment in the Village of Antwerp; and

WHEREAS, the Village of Antwerp will need to take legal action to close the "Community Reinvestment Area #3" as defined by Ohio Revised Code Section 3735.67 to 3735.70.

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

Section 1. The "Community Reinvestment Area #3" adopted on October 09, 1989 is hereby closed and the housing officer for the Village of Antwerp is hereby instructed to suspend the acceptance of any further applications for real property tax abatements under this "Community Reinvestment Area #3".

Section 2. That a copy of this resolution will be forwarded to the Paulding County Auditor by the council clerk for information and reference.

Section 3. It is found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were so adopted in an open meeting of this council and that all deliberations of this council and of any of it's committees that resulted in such formal action were in meeting open to the public in compliance with all the legal requirements; including section 121.22 of the Ohio Revised Code.

Section 4. That this resolution shall take effect and be enforced from the after the earliest period allowed by law.

MAYOR D. Louise Miller

CLERK Cecile F. Moore

DATE 10-11-99

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

RESOLUTION NO. 99-07 DIED

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF ANTWERP TO REQUEST AND SIGN THE APPLICATION FOR ISSUE 2, ROUND 14 FUNDS MADE AVAILABLE FROM THE OHIO PUBLIC WORKS COMMISSION AND DECLARING AN EMERGENCY.

WHEREAS, the Council for the Village of Antwerp, Paulding County, Ohio has determined that it is in the best interest of the Village of Antwerp and its residents for the Village to apply for Issue 2, Round 14 Loan funds which are potentially available from the Ohio Public Works Commissioner; and,

It is therefore ORDAINED by the Council of the Village of Antwerp as follows, to wit:

SECTION 1: That the Mayor of the Village of Antwerp is hereby authorized and directed to obtain and sign the appropriate application for Issue 2, Round 14 Loan funds through Ohio Public Works Commission.

SECTION 2: This Resolution is hereby declared to be an emergency measure necessary for the immediate health and welfare of the residents of the Village of Antwerp and the proper funding and administration of its affairs and shall be in full force and effect from and immediately after its passage.

PASSED: _____

Mayor

ATTEST:

Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. 99-08

BY: _____

A RESOLUTION TO INFORM STATE LEGISLATORS
AND THE STATE EXECUTIVE LEADERSHIP OF THIS MUNICIPALITY'S
OPPCSION TO PASSAGE OF HOUSE BILL NO. 98 OR PROPOSED "ANNEXATION REFORM"

WHEREAS, Ohio has long had a recognized procedure to provide for annexation of property adjacent to municipal corporations, which allows the governmental entity best able to serve development to have jurisdiction of the area sought to be annexed, and;

WHEREAS, the procedures set forth in Chapter 709 of the Ohio Revised Code have been amended several times in years past to ameliorate perceived imbalances, and;

WHEREAS, the procedure set forth in Chapter 709 of the Ohio Revised Code properly protects the interests of property owners in determining the jurisdiction where development of their land can best take place, and;

WHEREAS, 67 percent of the state's population resides within municipal corporations, and;

WHEREAS, proposed annexation reform bills, including House Bill No. 98, would remove the right of property owners to decide where development of their land should best occur and would substitute an unfair and ultimately unworkable "general good of the surrounding area" standard to annexation requests, and;

WHEREAS, the proposed annexation reform bill would prevent the growth of municipalities, and;

WHEREAS, the proposed annexation reform bill would create an unworkable "100 percent" owners annexation procedure as it requires Township agreement before the process can be utilized, and;

WHEREAS, under the present system provided in the existing Chapter 709 of the Ohio Revised Code, land annexed to municipalities is not necessarily removed from the Township tax base, and;

WHEREAS, the proposed annexation reform bill improperly seeks to create revenue sharing mechanisms wherein municipalities will provide services and township will retain risk-free revenue, and;

WHEREAS, adoption of House Bill No. 98, or similar proposed annexation reform bills would stifle, and in many instances, deter economic development.

NOW THEREFORE, be it resolved by the Council of the city/village of Antwerp, Paulding County, Ohio, a majority of its members concurring:

SECTION I:

the Council of Antwerp hereby expresses its adamant opposition to House Bill No. 98 and any annexation reform bill that (1) removes a property owner's choice, (2) requires a township's approval, (3) does not emphasize that property should be located where it can be developed, or (4) changes the definition of "general good" to an area which includes areas outside the area sought to be annexed and hereby urges its state Representative and state Senator be told to oppose passage of such anti-economic development and anti-property owners' rights legislation.

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Passed,

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SECTION II:

that the Clerk of the Council of Antwerp be and is hereby instructed to transmit copies of this resolution to the governor, the president of the Senate, the Speaker of the House, our state Senator, our state Representatives and to the chairpersons of such legislative committees as are considering House Bill No. 98

SECTION III:

that this resolution shall become effective at the earliest date allowed by law.

RESOLUTION NO. _____

Passed this 11th day of October, 1999

D. Louise Miller
Mayor

ATTEST:

_____, Clerk

APPROVED AS TO FORM:

[Signature]
Director of Law

- cc: Governor Robert Taft
- Speaker of the House Jo Ann Davidson
- Senator Robert Cupp
- Senator Bruce Johnson
- Representative George Terwilleger, Sponsor, HB 98
- Local Representative
- Local Representative
- Director, Ohio Department of Development
- Susan Cave, Executive Director, Ohio Municipal League
- File

RECORD OF ORDINANCES

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Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 99- ~~69~~ 25

AN ORDINANCE ENACTING ZONING FOR NEWLY ANNEXED AREAS AND OTHER AREAS TO THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp previously enacted zoning and it is desirous and the wish of Council that the newly annexed areas and other areas be zoned so as to comply with the other areas located in the Village of Antwerp and previously zoned.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Antwerp as follows:

Section 1. The area annexed into the Village of Antwerp containing 56.321 acres more or less and owned by the Antwerp Community Improvement Corporation, Inc., described in "Exhibit A" attached hereto and made a part hereof, shall be and hereby is zoned I-1, industrial district.

Section 2. The area annexed into the Village of Antwerp containing 4.126 acres more or less and owned by David and Sandra Mickelson, described in "Exhibit B" attached hereto and made a part hereof, shall be and hereby is zoned R-1, residential district.

Section 3. The area annexed into the Village of Antwerp containing 3.924 acres more or less and owned by James and Raymond Martenies, described in "Exhibit C" attached hereto and made a part hereof, shall be and hereby is zoned B-1, business district.

Section 4. The area known as Lots 20, 21, and 22 in Daggett's First Addition abutting on Railroad Street shall be changed to a B-1, business district, from its current zoning R-1, residential district, said property being owned by The Antwerp Equity Exchange Company, a drawing marked "Exhibit D" attached hereto and made a part hereof.

Dated: 12-13-99

Casale Fillmore
Clerk-Treasurer

D. Louise Miller
Mayor

1 st Reading: 10-11-99

2 nd Reading: 11-8-99

3 rd Reading: 12-13-99

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99-26

AN ORDINANCE AUTHORIZING THE
VILLAGE OF ANTWERP TO LEVY
A MOTOR VEHICLE LICENSE TAX

WHEREAS, the General Assembly of the State of Ohio has passed house bill No. 419,
and

WHEREAS, said bill amends the Ohio Revised Code, and authorizes municipalities to
levy a Motor Vehicle License Tax, and

WHEREAS, it has been determined by the Council of the Village of Antwerp that it is
necessary to supplement revenue already available to the Village under Sec. 4504.04, 4504.06,
and 4504.17, or 4507.171 of the Revised Code, and to provide additional revenue for the
purposes set forth in those Sections,

Now therefore, be it ORDAINED by the Council of the Village of Antwerp, Ohio, that

Section 1. Pursuant to Sec. 4504.172 of the revised code the Village of Antwerp
hereby levies a municipal Motor Vehicle License Tax which shall be applicable to Motor
Vehicle Registrations for the registration year beginning January 1, 2001.

Section 2. Section 4504.172 reads as follows: For the purpose of paying the costs
and expenses of enforcing and administering the tax provided for in this Section; to supplement
revenue already available to municipal corporations under Sections 4504.04, 4504.06, 4504.17,
OR 4507.171 of the Revised Code, and to provide additional revenue for the purposes set forth

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in those Sections, the legislative authority of any municipal corporation may levy an annual license tax, without regard to any tax being levied pursuant to Sections 4504.06, 4504.17, OR 4504.171, or received pursuant to Section 4504.04 of the Revised Code, and in addition to the tax levied by Sections 4503.02, 4503.07, and 4503.18 of the Revised Code, upon the operation of motor vehicles on the public roads or highways. The tax shall be at the rate of Five Dollars per motor vehicle on all motor vehicles the district of registration of which, as defined in Section 4503.10 of the Revised Code, is in the municipal corporation levying the tax, and shall be in addition to the taxes at the rates specified in Sections 4503.04 and 4503.16 of the Revised Code, subject to reductions in the manner provided in Section 4503.11 of the Revised Code and the exemption provided in Sections 4503.16, 4503.17, 4503.171, 4503.41 and 4503.43 of the Revised Code. No ordinance, resolution, or other measure levying a municipal motor vehicle license tax pursuant to this Section shall be enacted as an emergency measure under Section 731.30 of the Revised Code or pursuant to the charter of any municipal corporation and each such ordinance, resolution, or other measure is subject to a referendum as provided in Sections 731.29 to 731.41 of the Revised Code or by the charter of the municipal corporation. A municipal motor vehicle license tax levied under this Section shall continue in effect until repealed.

Section 3. A copy of this ordinance shall be certified to the registrar of Motor Vehicles, not later than September 30, 2000.

Section 4. This ordinance shall be enforced and in effect from and after the earliest period allowed by law.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

PASSED: 1-10-00

ATTEST:

Do Louise Miller
Mayor

Carole Fillmore
Clerk-Treasurer

1 st Reading: 11-8-99
2 nd Reading: 12-13-99
3 rd Reading: 1-10-00

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99-27

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund,

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

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

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Forty-five Thousand Dollars (\$45,000.) From the General Fund to the Police Fund.

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor D. Louise Miller

Clerk/Treasurer Carole Fillmore

Date 12-13-99

Ordinance No.

Passed

YEAR

ORDINANCE NO. 99-28**AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE DANA CORPORATION FOR THE SUPPLY AND PURCHASE OF WATER AND ALSO PROVIDING SEWER SERVICE.**

WHEREAS, the Village has previously supplied water to The Dana Corporation and treated sewage discharge from their facility; and

WHEREAS, it is desirable for the Village to have an agreement with them for the sale and purchase of water and treatment of sewage discharge.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section 1. The Village Administrator of the Village of Antwerp, Ohio is hereby authorized to enter into an agreement for furnishing water and receiving sewage for treatment by the Village's facility with The Dana Corporation pursuant to the following terms:

A. Dana Corporation shall pay the Village a monthly charge for the transportation and treatment of water delivered from the village to the Company. The monthly charge for water so delivered to the Company shall be \$2.00 for each 1,000 gallons of water, plus a flat rate of \$14.05 per quarter which shall be paid at the rate of \$4.68 per month up to the first 250,000 gallons of water delivered per month. For each 1,000 gallons of water delivered in excess of the 250,000 gallons per month, billed at a rate of \$2.15 for each 1,000 gallons of water, plus a flat rate of \$14.05 per quarter which shall be paid at the rate of \$4.68 per month.

B. Dana Corporation shall additionally pay the Village the sum of \$2.00 per 1,000 gallons of sewage collected into the Village's sewer treatment system from Dana Corporation facility for treatment per month, plus a flat rate of \$47.26 per quarter which shall be billed at the rate of \$15.75 per month up to the first 300,000 gallons of sewage collected per month. For each 1,000 gallons of sewage collected in excess of the 300,000 gallons of sewage collected per month, billed at the rate of \$2.15 for each 1,000 gallons collected, plus a flat rate of \$47.26 per quarter which shall be paid at the rate of \$15.75 per month.

Section 2. That Dana Corporation shall install, operate and maintain in accordance with the Village's regulations, all required meters.

Section 3. As additional consideration for the Village of Antwerp, Ohio supplying water and/or sewer service to Dana Corporation. Dana Corporation hereby agrees that upon demand by the Village of Antwerp, Ohio and within ten (10) days of said demand that it will initiate and/or execute the necessary petition and/or any additional procedures necessary to have their property to which the water and/or sewer is supplied to be annexed into the Village of Antwerp, Ohio. Should Dana Corporation fail or refuse to execute said annexation petition and/or other documents and things necessary for annexation within the aforesaid ten (10) day period, the Village of Antwerp, Ohio then shall have the right to disconnect and discontinue all water and/or sewer service to Dana Corporation's property where said water and/or sewer has been previously supplied but only after the Village of Antwerp, Ohio has given two (2) months written notice to Dana Corporation to that effect.

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Section 4. The agreement shall be for a period of three (3) years from the date of execution of the same.

Section 5. The Village, the Council authorizes the Village Administrator of the Village of Antwerp to execute the agreement with The Dana Corporation for the above consideration.

Dated: 12-13-1999

D. Louise Miller
Mayor, D. Louise Miller

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Carole Fillmore
Clerk/Treasurer, Carole Fillmore

Adopted: 12-13-99

Emergency

Larry W. Jamp 12/11/99
Dana, Operations Manager

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 99-29

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH SPEC-TEMP, INC. FOR THE SUPPLY AND PURCHASE OF WATER AND ALSO PROVIDING SEWER SERVICE.

WHEREAS, the Village has previously supplied water to Spec-Temp, Inc. and treated sewage discharge from their facility; and

WHEREAS, it is desirable for the Village to have an agreement with them for the sale and purchase of water and treatment of sewage discharge.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section 1. The Village Administrator of the Village of Antwerp, Ohio is hereby authorized to enter into an agreement for furnishing water and receiving sewage for treatment by the Village's facility with Spec-Temp, Inc. pursuant to the following terms:

A. Spec-Temp, Inc. shall pay the Village a monthly charge for the transportation and treatment of water delivered from the Village to the Company. The monthly charge for water so delivered to the Company shall be \$2.25 for each 1,000 gallons of water, plus a flat rate of \$14.05 per quarter which shall be paid at the rate of \$4.68 per month up to the first 1,800,000 gallons of water delivered per month. For each 1,000 gallons of water delivered in excess of the 1,800,000 gallons per month, billed at a rate of \$2.15 for each 1,000 gallons of water, plus a flat rate of \$14.05 per quarter which shall be paid at the rate of \$4.68 per month.

B. Spec-Temp, Inc. shall additionally pay the Village the sum of \$2.25 per 1,000 gallons of sewage collected into the Village's sewer treatment system from Spec-Temp, Inc. facility for treatment per month, plus a flat rate of \$47.26 per quarter which shall be billed at the rate of \$15.75 per month up to the first 1,800,000 gallons of sewage collected per month. For each 1,000 gallons of sewage collected in excess of the 1,800,000 gallons per month, billed at a rate of \$2.15 for each 1,000 gallons of sewage collected, plus a flat rate of \$47.26 per quarter which shall be paid at the rate of \$15.75 per month.

Section 2. That Spec-Temp, Inc. shall install, operate and maintain in accordance with the Village's regulations, all required meters.

Section 3. As additional consideration for the Village of Antwerp, Ohio supplying water and/or sewer service to Spec-Temp, Inc.. Spec-Temp, Inc. hereby agrees that upon demand by the Village of Antwerp, Ohio and within ten (10) days of said demand that it will execute the necessary petition to have their property to which the water and/or sewer is supplied to be annexed into the Village of Antwerp, Ohio and further shall cooperate with the Village in having said property annexed and further will not resist annexation proceedings by the Village to have said property annexed into the Corporation limits of the Village of Antwerp, Ohio. Should Spec-Temp, Inc. fail or refuse to execute said annexation petition and/or other documents and things necessary for annexation within the aforesaid ten (10) day period or fail to co-operate with said Village to have said property annexed or resist said annexation, the Village of Antwerp, Ohio then shall have the right to disconnect and discontinue all water and/or sewer service to Spec-Temp, Inc's. property where said water and/or sewer has been previously supplied but only after the Village of Antwerp, Ohio has given two (2) months written notice to Spec-Temp, Inc. to that effect.

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Section 4. The agreement shall be for a period of three (3) years from the date of execution of the same.

Section 5. The Village, the Council authorizes the Village Administrator of the Village of Antwerp to execute the agreement with Spec-Temp, Inc. for the above consideration.

Dated: 12-13 1999

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Adopted: 12-13-99

D. Louise Miller

Mayor, D. Louise Miller

Carole Fillmore

Clerk/Treasurer Carole Fillmore

[Signature]

Spec Temp, CEO

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2000-01

(NEW)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2000

WHEREAS, It is desirable that the salaries of Village offices and employees for year 2000 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2000, salaries of Village officials and employees be as follows:

Mayor	4,600.00
Council Members	1,200.00
Clerk-Treasurer	16,600.00
Village Administrator	26,000.00
Chief of Police	26,500.00
Assistant Chief of Police	10.09 per hour
Police - Full Time	8.50 to 9.50 per hour
Police - Part Time	7.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. Hour
Fire Captains	75.00
Fire Licutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. Hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.50 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.00 per hour
Tech II Water/Sewer/Assigned Duties	11.00 to 13.00 per hour

Section 2. This Ordinance repeals Ordinance # 99-22 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret A. Wornack
 CLERK Carole Fillmore
 DATE 1-4-99

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2000-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2000.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-24-00

MAYOR: Margaret Wonnack

ATTEST:

CLERK-TREASURER: Carol Fillmore

RECORD OF ORDINANCES

Ordinance No. Passed YEAR

ORDINANCE NO. 2000-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2000.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-24-00

MAYOR: Margaret Nomack

ATTEST:

CLERK-TREASURER: Cecile Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2000-04

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2000.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-24-00

MAYOR: Margaret Hornack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 200-05

AN ORDINANCE SETTING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR YEAR END 1999

WHEREAS, THE VILLAGE OF ANTWERP REQUIRES AN IMMEDIATE ORDINANCE FOR ADDITIONAL APPROPRIATION FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE FISCAL YEAR 1999

TRANSFERS WITHIN FUNDS AND FROM UNAPPROPRIATED FUNDS:

FROM	TO	AMOUNT
April		
A17D230 Gen. Clerk Cont. Serv.	A17D220 Gen. Clerk Trav. & Train.	58.33
A17B230 Gen. Leg. Cont.	A17J230 Gen. Elections & W/C	2,793.51
E25C240 Sewer Pumping Oper.	E25C250 Pumping Cap. Outlay	400.00
B16B220 Street Maint. Travel	B16B250 Street Maint. & Repair Cap.	40.00
B16C250 St. Clean. Snow Removal Cap.	B16C240 St. Clean Snow Removal	500.00
B16C230 St. Clean Snow Removal	B16C240 St. Clean Snow Removal	300.00
B16B211 St. Maint. & Repair Wages	B16C240 St. Clean Snow Removal	400.00
B16E250 St. Traffic Signals Cap.	B16E240 St. Traffic Signals Oper.	1,500.00
E15D230 Water Filtration Contractual	E15D231 Water Filtration Chemical	62.50
E15E240 Water Pumping Oper. & Maint.	E15J250 Other Equip. Cap.	800.00
E25G240 Sewage Coll. Supplies & Maint.	E25F250 Other Capital Outlay	400.00
E15E240 Water Pumping Oper. & Maint.	E15G250 Water Meters Capitol Outlay	1,331.11
May		
A17G230 Gen. Auditor Fees Cont.	A17J230 Gen. Election & W/C	490.00
E15A240 Water Clerk Oper. & Maint.	E15A230 Water Clerk Cont.	8.00
E25A230 Sewer Clerk Cont.	E25A240 Sewer Clerk Oper. & Maint.	8.00
H11A240 Police Oper. & Maint.	H11A230 Police Cont. Serv.	500.00
E25A240 Sewer Clerk Oper. & Maint.	E25A230 Sewer Clerk Cont. Serv.	15.15
July		
A13B240 Leisure Time Oper. & Maint.	A14A240 Gen. Zoning Oper. & Maint.	100.00
B16E250 St. Traffic Signals Cap.	B16B230 St. Maint & Repair Cont. Serv.	500.00
B16D250 St. Storm Sewer & Drain Cap.	B16B230 St. Maint & Repair Cont. Serv.	2,000.00
B16E250 St. Traffic Signals Cap.	B16B250 Street Maint. & Repair Cap.	105.00
E15E250 Water Pumping Cap.	E15D270 Water Filtration Transf.	6,000.00
E15I250 Lands Cap. Outlay	E15D230 Water Filtration Cont. Serv.	700.00
E15I250 Lands Cap. Outlay	E15D240 Water Filtration Oper. & Maint.	160.00
E15I250 Lands Cap. Outlay	E15F250 Water Distribution Cap. Outlay	60.00
E15I250 Lands Cap. Outlay	E15G240 Meters Supplies & Maint.	400.00
E15I250 Lands Cap. Outlay	E15J240 Other Supplies & Materials	40.00
E15I250 Lands Cap. Outlay	E15J250 Other Equipment Cap. Outlay	25.00
E25G250 Sewage Coll. Cap. Outlay	E25F230 Other Cont. Serv.	2,000.00
H11A211 Police Salaries & Wages	H11A230 Police Contractual Serv.	2,000.00
August		
A17B230 Gen. Legislative Cont.	A17B220 Gen. Legislative Travel & Training	200.00
B16B211 St. Maint. & Repair Wages	B16B250 St. Maint. & Repair Cap.	1,000.00
B16B212 St. Maint. & Repair Benefits	B16B250 St. Maint. & Repair Cap.	600.00
B16D250 St. Storm Sewer & Drain Cap.	B16B240 St. Maint. & Repair Oper. & Maint.	275.00
B16D250 St. Storm Sewer & Drain Cap.	B16B220 St. Maint. Travel	25.00
B16D250 St. Storm Sewer & Drain Cap.	B16E230 St. Traffic Signals & Signs	100.00
E15E250 Water Pumping Cap.	E15E230 Water Pumping Cont. Serv.	1,000.00
E15D212 Water Filtration Emp. Benefits	E15D230 Water Filtration Cont. Serv.	1,000.00
E15D220 Water Filtration Travel/Train.	E15H240 Water Automotive Oper. & Maint.	35.00

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FROM		TO		AMOUNT
E15D220	Water Filtration Travel/Train.	E15E240	Water Pumping Oper. & Maint.	25.00
E15I250	Lands Cap. Outlay	E15J240	Other Supplies & Materials	1,000.00
H11A211	Police Salaries & Wages	H11A240	Police Operations & Maint.	2,000.00
October				
A17D250	Gen. Clerk Cap. Outlay	A13B211	Leisure Time Salaries	1,500.00
A17A250	Gen. Mayor Cap. Outlay	A13B230	Leisure Time Cont.	250.00
A17A250	Gen. Mayor Cap. Outlay	A13B250	Leisure Time Cap. Outlay	1,700.00
A17B230	Gen. Legislative Cont.	A17G230	Gen. Auditor Fees Cont.	4,000.00
A17B250	Gen. Legislative Cap.	A17D211	Gen. Clerk Treas. Salaries	2,500.00
A17B250	Gen. Legislative Cap.	A17G230	Gen. Auditor Fees Cont.	750.00
A17D230	Gen. Clerk Cont. Serv.	A17D220	Gen. Clerk Trav. & Train.	100.00
B16B211	St. Maint. & Repair Wages	B16B240	St. Maint. & Repair Oper. & Maint.	750.00
B16B212	St. Maint. & Repair Benefits	B16B240	St. Maint. & Repair Oper. & Maint.	500.00
B16B212	St. Maint. & Repair Benefits	B16B230	St. Maint & Repair Cont. Serv.	300.00
B16D250	St. Storm Sewer & Drain Cap.	B16B230	St. Maint & Repair Cont. Serv.	125.00
B16D250	St. Storm Sewer & Drain Cap.	B16E230	St. Traffic Signals & Signs	200.00
B16E240	St. Traffic Signals Oper.	B16E230	St. Traffic Signals & Signs	400.00
B91A240	Fire Oper. & Maint.	B91A250	Fire Cap. Improv.	3,000.00
E15A211	Water Office Clerk Wages	E15G250	Water Meters Capitol Outlay	400.00
E15A211	Water Office Clerk Wages	E15I240	Lands & Buildings Oper. & Maint.	500.00
E15A211	Water Office Clerk Wages	E15I250	Lands Cap. Outlay	500.00
E15A211	Water Office Clerk Wages	E15J240	Other Supplies & Materials	600.00
E15A211	Water Office Clerk Wages	E15J250	Other Equip. Cap.	1,000.00
E15D211	Water Filtration Salaries/Wages	E15A220	Water Clerk/Adm. Travel/Train.	50.00
E15D211	Water Filtration Salaries/Wages	E15D230	Water Filtration Contractual	4,000.00
E15D211	Water Filtration Salaries/Wages	E15D250	Filtration Cap. Outlay	200.00
E15D211	Water Filtration Salaries/Wages	E15E230	Water Pumping Cont. Serv.	1,300.00
E15D211	Water Filtration Salaries/Wages	E15E240	Water Pumping Oper. & Maint.	1,300.00
E15D211	Water Filtration Salaries/Wages	E15E250	Water Pumping Cap.	6,000.00
E15D211	Water Filtration Salaries/Wages	E15F230	Water Distribution Contr. Serv.	3,675.00
E15D211	Water Filtration Salaries/Wages	E15F240	Water Distribution Repair Clamps	300.00
E15D211	Water Filtration Salaries/Wages	E15G250	Water Meters Capitol Outlay	1,500.00
E15D211	Water Filtration Salaries/Wages	E15H240	Water Automotive Oper. & Maint.	1,175.00
E15D211	Water Filtration Salaries/Wages	E15G240	Meters Supplies & Maint.	500.00
E25A250	Sewer Office Cap. Outlay	E25A220	Clerk/Admin. Travel & Train.	50.00
E25A250	Sewer Office Cap. Outlay	E25A240	Sewer Clerk Oper. & Maint.	150.00
E25E230	Lands & Buildings Cont.	E25F230	Other Cont. Serv.	1,500.00
November				
A11A220	Police Travel & Training	A11A240	Police Operations & Maint.	30.00
A13B230	Leisure Time Contractual	A13B212	Leisure Time Benefits	90.00
A14A211	Gen. Zoning Board	A14A240	Gen. Zoning Oper. & Maint.	60.00
A17B230	Gen. Leg. Cont.	A17B220	Gen. Legislative Travel & Training	90.00
A17B230	Gen. Leg. Cont.	A17B240	Gen. Legislative Oper. & Maint.	40.00
A17E240	Gen. Lands & Build. Oper & Maint.	A17H000	Gen. Tax Del. Land Advertising	23.00
B16B211	St. Maint. & Repair Wages	B16E230	St. Traffic Signals & Signs	350.00
B16D250	St. Storm Sewer & Drain Cap.	B16E230	St. Traffic Signals & Signs	93.20
B16E250	St. Storm Sewer & Drain Cap.	B16E230	St. Traffic Signals & Signs	128.72
B16E240	St. Traffic Signals Oper.	B16E230	St. Traffic Signals & Signs	91.28
E15B230	Water Billing Cont. Serv.	E15B240	Water Billing Oper. & Maint.	100.00
E15D212	Water Filtration Emp. Benefits	E15E240	Water Pumping Oper. & Maint.	200.00
E15D212	Water Filtration Emp. Benefits	E15D230	Water Filtration Cont. Serv.	2,000.00
E15D212	Water Filtration Emp. Benefits	E15D240	Water Filtration Oper. & Maint.	200.00
E15D212	Water Filtration Emp. Benefits	E15F230	Water Dist. Cont. Serv.	1,500.00

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FROM		TO		AMOUNT
E15E250	Water Pumping Cap.	E15E230	Water Pumping Cap. Outlay	1,000.00
E15J250	Other Equipment Cap. Outlay	E15G250	Water Meters Capitol Outlay	200.00
E15H250	Automotive Cap. Outlay	E15G250	Water Meters Capitol Outlay	70.00
E25C240	Sewer Pumping Oper.	E25E250	Lands & Buildings Cap. Outlay	100.00
December				
A17B211	Gen. Legislative Salaries	A11A240	Police Operations & Maint.	10.04
A17B211	Gen. Legislative Salaries	A13B211	Leisure Time Salaries	23.75
A17B211	Gen. Legislative Salaries	A13B212	Leisure Time Benefits	6.92
A17B211	Gen. Legislative Salaries	A13B240	Leisure Time Oper. & Maint.	7.12
A17B211	Gen. Legislative Salaries	A14A211	Gen. Zoning Board	140.00
A17B211	Gen. Legislative Salaries	A17A250	Gen. Mayor Cap. Outlay	62.00
A17B211	Gen. Legislative Salaries	A17B240	Gen. Legislative Oper. & Maint.	74.73
A17B211	Gen. Legislative Salaries	A17K230	Solicitor Wages	702.58
B16B212	St. Maint. & Repair Benefits	B16E230	St. Traffic Signals & Signs	438.98
B111B220	EMS Travel & Training	B111B211	EMS Wages	2,387.38
B111B220	EMS Travel & Training	B111B230	EMS Cont. Serv.	652.51
E15D212	Water Filtration Emp. Benefits	E15D230	Water Filtration Contractual	75.43
E15D212	Water Filtration Emp. Benefits	E15F230	Water Distribution Contr. Serv.	706.66
E15D212	Water Filtration Emp. Benefits	E15G240	Meters Supplies & Maint.	325.00
E15D212	Water Filtration Emp. Benefits	E15H240	Water Automotive Oper. & Maint.	70.08
E25C212	Sewer Pumping Emp. Benefits	E25C230	Sewer Pumping Cont. Serv.	342.79

UNAPPROPRIATED FUNDS

TO		AMOUNT
A13B250	Leisure Time Cap.	7,437.03
H1H185	Police Misc.	5,000.00
B16E250	St. Traffic Sig. Cap. Outlay	250.00
B7A240	Mayor's Court Oper. & Maint.	500.00
B77A250	Mayor's Court Cap. Outlay	1,500.00
A17E250	Gen. Lands & Building Cap.	1,404.54
A17B230	Gen. Legislative Cont.	101.00
B111B240	EMS Oper. & Maint.	181.05
B91A220	Fire Travel & Training	150.00
B21E152	EMS Vehicle Fund	1,300.00
E25C250	Pumping Cap. Outlay	85.50
B67A250	State Grant (FEMA)	7,968.00
A13B250	Leisure Time Cap.	10,870.76
H11A211	Police Salaries/Wages	802.88
B67A250	State Grant (FEMA)	1,268.00
B77A250	Mayor's Court Cap. Outlay	7,400.00
B91A250	Fire Cap. Improv.	1,800.00
C58A800	Fire Truck Payment	33,358.86
B12E152	EMS Vehicle Fund	5,200.00
B77A250	Mayor's Court Cap. Outlay	919.00

Margaret Nomade
Mayor

Carole Fillmore
Clerk-Treasurer

1st Reading 2-14-00
2nd Reading 2-29-00
3rd Reading 3-13-00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2000-06

AN ORDINANCE ESTABLISHING FEES AND COSTS TO PAY FOR FURNITURE AND EQUIPMENT FOR THE ANTWERP POLICE DEPARTMENT

WHEREAS, the Council is authorized to assess an additional fee in court costs in an amount not exceeding \$5.00 per case for office furniture and equipment for the Antwerp Police Department. Said additional fee shall be collected by the Clerk of the Village until sufficient funds are acquired for the maintaining of the equipment.

NOW, THEREFORE BE IT ORDAINED AS FOLLOWS:

1. The Council hereby authorizes the Mayor to assess additional fees not exceeding \$5.00 for each case filed in Antwerp Village Mayor's Court for office furniture and equipment, etc.
2. The additional fees authorized to be collected herein by the Mayor shall be paid to the Clerk of Antwerp Village.

ATTEST:

Carel Fillmore
Clerk-Treasurer

Margaret Wemack
Mayor

3-13-00
Dated

1st READING 2-14-00
2nd READING 2-29-00
3rd READING 3-13-00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2000-07

AN AMENDMENT TO ORDINANCE 94-14 ESTABLISHING FEES AND COSTS TO PAY FOR COMPUTERIZING THE OFFICE OF THE CLERK OF THE MAYOR'S COURT.

WHEREAS, the Council authorizes a \$5.00 per case assessment fee to replace the original \$10.00 fee as ordained in Ordinance No. 94-14.

Said fee collected shall be paid to the Clerk of the Village.

1. The Council hereby authorizes the 'computer fee' to be lowered from \$10.00 per case to \$5.00 per case filed in Antwerp Village Mayor's Court for computerization purposes:

computer space; computer electrical; computer furniture, computer hardware; computer software; subscriptions to computer services; staff expenses related to operating the computer system, including computer supplies, for example computer paper, diskettes, etc.; training expenses; maintenance of equipment as well as computer needs studies. It is important to note that this list should be used as a guide for the court to determine if the expenditure would be considered appropriate for computerization purposes and should by no means be considered exhaustive. (Auditor of State Bulletin 97-019.

2. The fees authorized to be collected herein by the Mayor shall be paid to the Clerk of Antwerp Village.

ATTEST:

Carole Fillmore

Clerk-Treasurer

Margaret Wornack
Mayor

3-13-00

Dated

1st Reading 2-14-002nd Reading 2-29-003rd Reading 3-13-00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO# 2000-08

AN ORDINANCE PROVIDING FOR THE DEMOLITION OF INSECURE AND UNSAFE BUILDINGS LOCATED IN THE VILLAGE OF ANTWERP, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the Village of Antwerp, Paulding County, Ohio, has observed the existence of certain buildings and structures within the Village in such an advanced state of despair as to endanger the health, safety and welfare of the citizens of the community and determined that legislation is necessary to abate the nuisance thereby permitted to exist by certain property owners:

NOW, THEREFORE, be it ordained by the Council of the Village of Antwerp, Paulding County, Ohio:

- Section 1.** No owner of a building, dwelling or structure within the boundaries of the Village of Antwerp, Ohio, shall permit the same to remain in such an advanced state of disrepair as to endanger the health, safety and welfare of the citizens of the community or as to be a public nuisance by reason of its condition.
- Section 2.** The Village of Antwerp, Zoning Inspector and the Administrator shall have access at reasonable hours upon showing appropriate identification and reasonable notice being given to the owner or occupant when a building is occupied, to make inspection, examination and survey of any building, dwelling or structure located within the Village of Antwerp, where they have probable cause to believe the building, dwelling or structure is unsafe, insecure, structurally defective or in an unhealthful, unsanitary condition and thereby dangerous to the citizens of the Village of Antwerp, Ohio.
- Section 3.** Upon a determination by the Zoning Inspection and Administrator of the Village of Antwerp ^{AND} or a qualified engineer, contractor, electrician, plumber or Building Inspector certified by the State of Ohio, and employed by the Village of Antwerp, that any building, dwelling or structure is in such an advanced state of disrepair by reason of defective or inadequate plumbing or sanitary facilities or faulty or defective electrical wiring, accumulation of debris, filth, rubbish or garbage, general deterioration of the structure by reason of age, neglect, exposure to the elements and general deterioration of the foundation, so as to endanger the health, safety and welfare of the public and is therefore a public nuisance, they shall give written notice, by certified mail, to the holders of legal or equitable liens of record upon the real property on which such building, dwelling or structure is located and to the owners of record of such property at the last known address of said

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lienholders and owners, directing them to effect the repairs necessary to put the building, dwelling or structure in a reasonably safe condition within thirty (30) days of the receipt of such notice, or if any of the lienholders or owners are unknown and cannot be located, by publishing a notice in a newspaper of general circulation in the community for a period of not less than two (2) consecutive weeks, notifying said lienholders and/or owners to effect such repairs as are necessary to put the building in a reasonably safe condition within thirty (30) days of the second notice. No repairs shall be made unless requirements of applicable governmental building and/or zoning codes are complies.

Section 4. Within thirty (30) days after the receipt of such notice or the last publication of the same in a newspaper, as provided herein, the owner may appeal to the Council of the Village of Antwerp, Ohio the finding by the Zoning Inspector and the Administrator that any such building, dwelling or structure is in such an advanced state of disrepair as to endanger the health, safety and welfare of the public.

Section 5. Upon receipt of written appeal as provided for in Section 4 hereof, Council shall set the matter down for hearing within thirty (30) days after receiving said notice of appeal and the owner shall have an opportunity to appear before the Council and to present evidence that the building, dwelling or structure in not in such an advanced state of disrepair for any of the reasons set forth in Section 3 of this ordinance as to endanger the health, safety and welfare of the public and therefore, is not a public nuisance.

Section 6. If no appeal is filed from the finding of the Zoning Inspector and the Village Administrator within the above thirty (30) day period, or if the Council affirms the findings of the Zoning Inspector and the Village Administrator and determines the building, dwelling or structure involved to be a public nuisance, Council shall order the Clerk to advertise for bids for the demolition and removal of the building, dwelling or structure, (unless demolition cost does not exceed \$15,000.00) in accordance with requirements of all applicable governmental building and/or zoning codes. In the event Council is apprised that the owner had appealed its determination to the proper State Court, then all proceedings shall be stayed pending final determination by the proper State Court and Appellate Courts.

Section 7. That all charges, costs and expenses arising out of or connected with the demolition and removal of any insecure, unsafe or unhealthful building, dwelling or structure pursuant to this ordinance, shall be paid by the owner of the premises upon which any such building, dwelling or structure is situated, within ninety (90) days after the demolition or removal thereof as provided for in this ordinance and if paid within said ninety (90) day period,

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it shall be certified to the Auditor of Paulding County, Ohio at which time the lien shall vest, and the Auditor shall place the same place on the tax duplicate of the County, with the interest and penalties allowed by law, and be collected as other taxes.

Section 8. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public safety, health, peace and welfare, by reason of the fact that the demolition of insecure, unsafe and unhealthful buildings and structures will prevent possible injury to the citizens of this community, as well as eliminate the existence of conditions conducive for the growth of contagious, malignant and infectious diseases and shall therefore become effective immediately upon it's passage.

Section 9. Previous Ordinances and Rules of the Village that are not consistent with this Ordinance are hereby set aside, revoked and held naught.

PASSED: Date 2-29-00

Margaret Womack
Mayor, Margaret Womack

ATTEST: Carole Fillmore
Clerk/Treasurer, Carole Fillmore

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Ordinance No.

Passed, YEAR

ORDINANCE NO. 2000-09

AN ORDINANCE REGULATING THE STORAGE OF REFUSE, RUBBISH, USED BUILDING MATERIALS, WOOD, MOTOR VEHICLES IN AN INOPERATIVE CONDITION, MOTOR VEHICLES UNFIT FOR FURTHER USE, AUTOMOBILE PARTS, AND SCRAP METAL AND REPEALING ORDINANCE 915 AND DECLARING EMERGENCY.

BE IT ORDAINED BY THE VILLAGE OF ANTWERP, OHIO:

Section 1. Definitions:

"Refuse" embraces only such matter as was either in fact noxious or has been refused, discarded or abandoned by its owner as worthless or undesirable.

"Rubbish" means and includes wire, chips, shavings, bottles, broken glass, crockery, tin, cast, or wooden ware, boxes, rags, dead weeds, paper circulars, handbills, boots, shoes, ashes, garbage or offal.

"Used building materials" means and includes any material, such as wood, stone, brick, cement block, or any composition, used or useful in the erection of any building or structure, which have been used previously for such erection or construction, by the same persons or by any other persons.

"Motor vehicles in an inoperative condition" means and includes any style or type of motor-driven vehicle used or useful for the conveyance of persons or property which is unable to move under its own power due to defective or missing parts, and which has remained to such conditions for a period of not less than ten consecutive days.

"Motor vehicles unfit for further use" means and includes any style or type of motor-driven vehicle used for the conveyance of persons or property, which is in a dangerous condition, has defective or missing parts, or is in such a condition generally as to be unfit for further use as a conveyance.

"Automobile part" means and includes any portion or parts of any motor-driven vehicle as detached from a vehicle as a whole.

"Scrap metal" means and includes pieces of, or parts of steel, iron, tin, zinc, copper, aluminum, or any alloy thereof, whether covered with porcelain or any other material, whether intact or in parts, which has served its usefulness in its original form and can no longer be used or useful for its originally intended purpose.

"Firewood" means any wood intended to be used as fuel.

Section 2. Storage of certain materials declared a nuisance.

It shall be unlawful and is hereby declared a nuisance for any person to store, place or allow to remain, used building materials, wood, motor vehicles in an inoperative condition, motor vehicles unfit for further use, automobile parts, scrap metal, refuse, or rubbish on any lot, lots, parts of lots, or parcel of land, within the corporate limits of the Village of Antwerp, Ohio.

Section 3. Order for removal, violation.

(a) In the event of a violation of Section 2, the Mayor shall give notice to the owner, occupant or person having charge of the premises upon which the violation occurs to cease such violation. Such notice shall be in writing and shall be served upon the owner, occupant or person having charge of the premises either personally or at the usual place of

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residence of such owner, occupant or person having charge of such premises or by registered or certified mail addressed to such person's last known place of residence.

(b) If the person served with the notice as provided in paragraph (a) fails to cause such violation to cease within thirty (30) days of the date upon which the notice was issued, he shall be subject to the penalty provided in Section 5, and a separate offense shall be deemed committed upon each day during or on which the violation occurs or continues beyond such 30 day period; provided that no additional notice of violation is required to be given.

Section 4. Exception, building materials and firewood for own use.

Notwithstanding the provisions of Section 2, it shall not be unlawful for any person to purchase used building materials and place or store them on any lot, lots, parts of lots, or parcel of land, when such materials are to be used by the purchaser or owner in later construction on the same lot or any lot owned or controlled by such person; provided that such materials be stored in an orderly manner until used in its entirety or if unable to comply must be stored out of public view and shall not remain on said lot, lots, parts of lots, or parcel of land, for a period of more than 30 days, unless the construction or erection planned for the use of said materials has commenced; and provided further that such materials are used or consumed in the construction or removed from the premises within a period of four months from the time said materials are first placed on the lot, lots, parts of lots, or parcel of land. It shall be unlawful for any person or persons to move any materials so stored or placed to another location within the village for the purpose of avoiding the intent of this section, except that any such materials may be moved to another lot, lots, parts of lots or parcel of land, when the same have been sold to a bona fide purchaser for value for such purchaser's own use. It shall not be unlawful for any person to store firewood on any lot, lots, parts of lots or parcel of land if it is stacked in an orderly manner and placed in an inconspicuous place outside of public view.

Section 5. Penalty.

Whoever shall violate the provisions as set forth in Section 2 above, and who, after receiving an order for removal as set forth in Section 3, above, has failed to comply with the order for removal, shall be fined not less than Fifty Dollars (\$50.00) nor more than One Hundred and Fifty Dollars (\$150.00) for each offense as defined in Section 3b, above. Any person or persons found in violation of Section 2, above, for a second offense within a one (1) year time period shall fined not less than One Hundred Dollars (\$100.00) nor more than Three Hundred Dollars (\$300.00).

Section 6. This ordinance shall take effect and be in force from and after the earliest period allowed by law and shall supercede any previous ordinances.

ATTEST:

Date: 4-10-00

Carole Fillmore
Clerk/Treasurer

Margaret Womack
Mayor

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ORDINANCE NO. 2000-10

PLACING A TIME LIMIT ON THE PARKING OF ALL VEHICLES, TRAILERS, SEMI-TRAILERS OR OTHER VEHICLES ON THE MAIN STREETS OF THE VILLAGE OF ANTWERP, OHIO FROM WASHINGTON STREET NORTH TO ARCHER DRIVE ON EACH SIDE OF THE STREET AND FROM CLEVELAND STREET EAST ON RIVER STREET TO MAIN STREET AND REPEALING ORDINANCE NO. 370 AND RESTRICTING THE PARKING OF ANY VEHICLES, TRAILERS, SEMI-TRAILERS, OTHER VEHICLES, EQUIPMENT AND RECREATION VEHICLES IN ANY VILLAGE PARKING LOTS SHALL SUPERCEDE ANY PREVIOUS ORDINANCES.

Be it hereby ordained by the Council of the Village of Antwerp, Ohio that:

Section 1: It shall be unlawful for any person or persons to place or park any motor vehicle, trailer, semi-trailer or other vehicle on the designated portion of Main Street and a designated portion of River Street of the Village of Antwerp, Ohio, from Washington Street north to Archer Drive on each side of the street and from Cleveland Street east on River Street to Main Street, for a period longer than two hours from 8:00 a.m. to 6:00 p.m. any day except Sunday's and Holidays. All motor vehicles, trailers, semi-trailers and other vehicles must be in working order.

Section 2: It shall be unlawful for any person or persons to place or park any motor vehicle, trailer, semi-trailer, other vehicle, equipment or recreation vehicle on any village parking lots that are disabled. All motor vehicle, trailer, semi-trailer, other vehicles, equipment or recreation vehicles that are disabled must be removed within (5) days.

Section 3: It is a misdemeanor for any person to violate any of the provisions of this ordinance.

Section 4: Every person convicted or found guilty of a violation of any of the provisions of this ordinance shall for a first offense thereof be fined not less than Five Dollars (\$5.00) nor more than Fifteen Dollars (\$15.00) and for each subsequent offense shall be fined not less than Fifteen Dollars (\$15.00) nor more than Twenty-five Dollars (\$25.00). If fine is not paid within Five (5) days of the date of violation an additional fine of not less than Ten Dollars (\$10.00) nor more than Thirty Dollars (\$30.00) and if fine is not paid within Fifteen (15) days of the date of violation an additional fine of not less than Twenty Dollars (\$20.00) nor more than Fifty Dollars (\$50.00). If the fine is not paid within Thirty (30) days of the date of violation all maximum penalties apply and a summons to appear in Mayors Court plus court costs.

Section 5: This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Date: 6-12, 2000

Attest: Cecile Fillmore
Clerk./Treasurer

Margaret Monack
Mayor

1ST Reading: 4-10-00
2ND Reading: 5-8-00
3RD Reading: 6-12-00

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Passed YEAR

ORDINANCE NO. 2000-11

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Line Number</u>	<u>Description</u>	<u>Increase Amount</u>
A1-7-A-220	Gen. Mayor Travel & Training	200 00
A1-7-A-240	Gen. Mayor Oper. & Maint.	500 00
A1-7-A-250	Gen. Mayor Capitol Outlay	100 00
A1-7-B-220	Gen. Leg. Travel & Train.	100 00
A1-7-C-240	Gen. Mayor's Court Oper. & Maint.	200 00
A1-7-D-220	Gen. Clerk-Treas. Travel & Training	200.00
A1-7-E-250	Gen. Lands & Buildings Capitol	5000.00
A1-7-G-230	Gen. Auditor's Fees	500.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Womack

Clerk/Treasurer Carole Tillman

Date 4-10-00

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Ordinance No. _____ Passed _____ YEAR _____

ORDINANCE NO. 2000-12
(REVISED 2000-01)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2000

WHEREAS, It is desirable that the salaries of Village offices and employees for year 2000 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2000, salaries of Village officials and employees be as follows: (EXCEPT WHERE REVISED - PAY WILL START AT THE DATE STATED BY COUNCIL)

Mayor	4,600.00
Council Members	1,200.00
Clerk-Treasurer	16,600.00
Village Administrator	26,000.00
Chief of Police	26,500.00
Assistant Chief of Police	10.09 per hour
Police - Full Time	8.50 to 9.50 per hour
Police - Part Time	8.00 to 10.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. Hour
Fire Captains	75.00
Fire Licutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. Hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.50 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.00 per hour
Tech II Water/Sewer/Assigned Duties	11.00 to 13.00 per hour

Section 2. This Ordinance repeals Ordinance # 99-22 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret Hornick
CLERK Carole Fillmore
DATE 4-17-00

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Passed YEAR

DIED FOR LACK OF MOTION.

ORDINANCE NO. 2000-13

**TREE ORDINANCE ESTABLISHING REGULATIONS FOR THE INSTALLATION AND
MAINTAINENCE OF TREES OR SHRUBS WITHIN
THE CORPORATION LIMITS OF THE VILLAGE OF ANTWERP
AND DECLARING IT AN EMERGENCY**

DEFINITIONS

1. "Person" means any person, firm, partnership, association, corporation, company, or organization of any kind.
2. "Street or Highway" means the entire width of every public way, easement of right-of-way when any part thereof is open to the public, as a matter of right, for the purpose of vehicular and pedestrian traffic, and shall include alleys.
3. "Public Places" shall include all other grounds owned by the Village of Antwerp.
4. "Property Line" means the outer edge of a street or highway.
5. "Treelawn" means that part of a street or highway, lying between the property line and that portion of the street or highway usually used for vehicular traffic.
6. "Property Owner" means the person owning such property as shown by the County Auditor's Plat of the Village of Antwerp, Paulding County, Ohio, including the executor, administrator, or beneficiary of the estate of a deceased owner.
7. "Tree" means a tall growing woody plant with one or more perennial main stems or trunk which develops branches from the aerial section of the stem rather than from the base; capable of being pruned to at least six feet of clear branchless trunk below the crown within five years of planting.
8. "Shrub" means a low growing woody plant with one or several perennial main stems producing branches, shoots, or multiple stems from or near the base of the plant and incapable of being pruned to provide at least six feet of clear branchless trunk within five years of planting.
9. "Public Trees" shall include all shade and ornamental trees now or hereafter growing on any public places.
10. "Right-of-Way" means any portion of the public way, street, alley, or sidewalk.
11. "Tree Topping" means the severe cutting back of limbs to stubs of three (3) inches or more in diameter within the tree's crown to such a degree as to remove the normal canopy and disfigure the tree.

DUTY OF PRIVATE PROPERTY OWNER

1. It shall be the duty of any property owner owning or occupying property bordering on right of way upon which property there may be trees or shrubs, to prune or cause to be pruned such tree or shrub in a manner that they will not shade or obstruct street lights, street signs, or obstruct pedestrian or vehicular traffic on sidewalks or streets.
2. It shall be the duty of any person owning or occupying property bordering on right of way upon which property there are any trees or shrubs which are designated by the Tree Commission as dead, dying, diseased, or hazardous or deemed a menace to the health, safety, and welfare of the people of Antwerp, to remove or cause to be removed said tree(s) and/or shrub(s).
3. In either of the above situations, the Village Administrator shall send a written notice to the property owner indicating the required action (pruning or removal) to be taken. A period of thirty days from receipt of this letter shall be permitted for the property owner to affect the indicated action. Should the property owner or occupant fail to comply, it shall be lawful for the Mayor or his/her agent to enter upon the property and cause such action. The property owner or occupant shall be charged treble the actual cost of the work and cash payment shall be made within thirty days or triple the actual cost of the work shall be assessed to the property taxes.

VILLAGE MAY REMOVE

1. The Village Administrator may remove or cause or order to be removed, any trees or part thereof which by reason of its nature is injurious to existing sewers, electric power lines, gas lines, water lines, or other public improvements.
2. The Village Administrator shall examine or cause to be examined every tree within 100 feet of any sanitary or storm sewer, drain, manhole, or other public utility line above or below the surface of the ground, which has been reported as dangerous to or causing interference with said sewer, drain, manhole or public utility line, and if found dangerous or causing damage or obstruction of such

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sewer, drain, manhole or public utility line, he shall give to the property owner written notice of their findings and an order that such person remove said tree or injurious part thereof within forty five (45) days. Service of such notice shall be as described in Section 3 of the previous chapter.

VILLAGE RESPONSIBILITY

1. Whenever it is necessary for the Village to remove a tree from Village right of way, the Village shall remove such trees and replace them or plant, on another right of way area, an equal number of trees to the satisfaction of the Tree Commission.
2. No person or property owner shall remove a tree from the right of way for any reason without approval from the Tree Commission. Should approval be given for the removal, the person shall be required to replant or replace an equal number of trees at the landowner's cost. The Tree Commission must approve the replacement or replanting. Failure to plant replacements shall result in replacement by the Village and treble the actual cost to the Village shall be billed to the property owner or person who caused said violation.

TREES PROHIBITED ON PUBLIC PROPERTY

The following shall not be planted on public property without specific consent of the Tree Commission:

Acer saccharinum (Silver Maple)
 Acer negundo (Boxelder)
 Aesculus Species (Horsechestnut, Buckeye)
 Ailanthus altissima (Tree of Heaven)
 Betula Species (except Betula nigra) (Birch, except River Birch)
 Catalpa Species (Catalpa)
 Elaeagnus angustifolia (Russian Olive)
 Evergreens
 Fruit tree cultivars bred for fruit production
 Ginkgo biloba (Female) (Female Ginkgo)
 Liriodendron tulipifera (Tulip Poplar)
 Morus Species (Mulberry)
 Populus Species (Cottonwood, Poplar)
 Pyrus calleryana "Bradford" (Bradford Callery Pear)
 Robinia pseudoacacia (Black Locust)
 Salix Species (Willow)
 Sorbus aucuparia (European Mountain Ash)
 Shrubs
 Ulmus americana (American Elm)
 Ulmus pumila (Siberian Elm)
 Ulmus rubra (Red Elm)

Whenever any tree or shrub shall be planted or set out in conflict with the provisions of this Ordinance, the Village Administrator may cause removal of the same without obligating the Village to replace the illegally planted tree(s).

ABUSE OR MUTILATION OF PUBLIC TREES

1. Unless specifically authorized by the Tree Commission, no person shall intentionally damage, cut, carve, top, transplant, or remove any tree; attach any rope, wire, nails, advertising posters, squirrel feeder, or other contrivance to any tree or shrub; allow any gaseous, liquid, or solid substance to come in contact with them; set fire or permit fire to burn when the fire or heat thereof shall injure any portion of any tree or shrub.
2. No person shall excavate any ditches, tunnels, trenches, or alley or drive within a radius of ten feet from any public tree or shrub without obtaining approval from the Village Administrator.

PLACING MATERIALS ON PUBLIC PROPERTY

No person shall deposit, place, store, or maintain upon any public place of the Village, any stone, brick, sand, concrete, or other materials which may impede the free passage of water, air, or fertilizer to the roots of any tree growing therein, except by written consent of the Tree Commission.

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PLANTING AND MAINTENANCE OF TREELAWNS

No person shall plant, prune, brace, cable, spray, or otherwise perform work on a tree in a treelawn or other public place without first obtaining the prior approval of the Tree Commission. The Village shall require the property owner to obtain a permit from the Village Administrator. The person obtaining the permit shall abide by the standards as set forth in this ordinance.

TREES IN NEW SUBDIVISIONS

The Tree Commission shall approve the tree plan for any newly developed Village treelawns.

TREE SPACING

The spacing of public trees will be in accordance with the three (3) species size classes referred to in the Antwerp Tree Commission's list of Street Trees and no trees may be planted closer together than the following:

- Small Trees thirty (30) feet
- Medium Trees forty (40) feet
- Large Trees fifty (50) feet

except in special plantings designed or approved by the Village Tree Commission.

DISTANCE FROM CURB AND SIDEWALK

The distance public trees may be planted from curbs or curblines and sidewalks will be in accordance with the three species size classes in the Antwerp Tree Commission's list of Street Trees and no trees may be planted closer to the curb or sidewalk than the following:

- Small trees: two (2) feet (minimum of a four foot wide treelawn)
- Medium trees: three (3) feet (minimum of a six foot wide tree lawn)
- Large trees: four (4) feet (minimum of an eight foot wide treelawn)

except in special plantings designed or approved by the Village Tree Commission.

DISTANCE FROM THE STREET CORNERS AND FIRE PLUGS

No public tree shall be planted closer than thirty-five (35) feet from any street corner, measured from the point nearest the intersecting curbs or curb lines. No public tree shall be planted closer than ten (10) feet to any fire hydrant.

UTILITIES

No public trees other than those species referred to as Small Trees in Antwerp Tree Commission's list of Street Trees may be planted under or within twenty five (25) lateral feet of any overhead utility wire.

ADOPTION OF RULES

The Tree Commission, with the approval of Village Council, may adopt rules consistent with this Ordinance which shall provide detailed guidelines for the administration of this Ordinance.

PENALTY

Any person violating or failing to comply with any provision of this Ordinance shall be, upon conviction or a plea of guilty, subject to a fine not less than twenty five dollars (\$25.00) nor more than one thousand dollars (\$1,000.00) per violation in addition to any required restitution for damages incurred by the Village or any special assessments levied as provided for herein.

DATE: _____
ATTEST: _____

Clerk/Treasurer

Mayor

DIED FOR LACK OF MOTION

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

ORDINANCE NO. 2000-14
(REVISED 2000-12)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2000

WHEREAS, It is desirable that the salaries of Village offices and employees for year 2000 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2000, salaries of Village officials and employees be as follows: (EXCEPT WHERE REVISED - PAY WILL START AT THE DATE STATED BY COUNCIL)

Mayor	4,600.00
Council Members	1,200.00
Clerk-Treasurer	16,600.00
Village Administrator	26,000.00
Chief of Police	26,500.00
Assistant Chief of Police	10.09 per hour
Police - Full Time	22,500.00
Police - Part Time	8.00 to 10.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. Hour
Fire Captains	75.00
Fire Lieutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. Hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.50 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.00 per hour
Tech II Water/Sewer/Assigned Duties	11.00 to 13.00 per hour

Section 2. This Ordinance repeals Ordinance # 2000-12 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret Nomack
 CLERK Carole Fillmore
 DATE 5-17-00

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ORDINANCE NO. 2000-15

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2000 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

Section 1. American Legal Publishing's Ohio Basic Code, 2000 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2000 Edition.

Section 2. One copy of American Legal Publishing's Ohio Basic Code, 2000 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date Passed: 6-12-00

Attest:

Margaret Mornack
Mayor

Carole Fillmore
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2000-16

AN ORDINANCE FOR FUNDS TO BE EXPENDED ON AMENITIES FOR EMPLOYEES OR OTHER PERSONS AS DEEMED REASONABLE.

WHEREAS, it has been determined by the Council of the Village of Antwerp that funds may be expended to purchase meals, refreshments, flowers or other amenities such as donations for its employees or other persons.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Antwerp as follows:

Section 1. Funds may be expended to purchase meals, refreshments, flowers or other amenities such as donations for its employees or other persons if it determines that such expenditures are necessary to perform a function or to exercise a power expressly conferred upon it by stature or necessarily implied therefrom and if its determination is not manifestly arbitrary or unreasonable.

Section 2. This Ordinance shall take effect at the earliest time provided by law.

1st READING 6-12-00
2nd READING 8-14-00
3rd READING 9-11-00

ATTEST: Carole F. Orme
Clerk/Treasurer

Margaret A. Nomeske
Mayor

9-11-00
Dated

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

01/06/1994 22:30 419-399-5888

SPRIGGS LAW OFFICE

PAGE 02

ORDINANCE NO. 2000-17

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE
OF A NOTE IN ANTICIPATION OF THE
ISSUANCE OF BOND FOR THE PURPOSE OF
ACQUIRING A POLICE VEHICLE AND DECLARING
THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$14,000.00 shall be issued in anticipation of issuance of bond for the purpose set forth herein to purchase a police vehicle with a financing cost thereof incurred in connection with the issuance of said note.

Section 2. Said Note shall bear an interest rate not exceeding five and ½ percent (5 ½%) per annum, payable at maturity, to-wit: one year after the date of said note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note and remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply the proceeds of the Notes to the governmental purpose of the borrowing, refrain from certain uses of proceeds, all in a manner and to the extent necessary to assure such exclusion of that interest under the Code. The Clerk-Treasurer and any other appropriate

RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank Co.

Ordinance No. 419-399-5888

Passed
SPRIGGS LAW OFFICE

YEAR PAGE 83

officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note 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.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Fiscal Officer, or other officer, are authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

Section 7. The Mayor and Clerk-Treasurer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and of any of its committees that resulted in such formal

RECORD OF ORDINANCES

0095

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____, YEAR _____

01/06/1994 22:30

419-399-5888

SPRIGGS LAW OFFICE

PAGE 04

action, were in meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of a new village police cruiser for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Dated: 6-20-08

Margaret Womack
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2000-18

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Line Number</u>	<u>Description</u>	<u>Increase Amount</u>
H1-1-A-250	Police Capitol Outlay	14,000.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Nomack

Clerk/Treasurer Carole Follmer

Date 6-20-00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 200-19

AN ORDINANCE ESTABLISHING A SCHEDULE OF FEES, CHARGES, AND EXPENSES, AND A COLLECTION PROCEDURE FOR ZONING PERMITS, AMENDMENTS, APPEALS, VARIANCE, CONDITIONAL USE PERMITS, AND OTHER MATTERS RELATING TO THE ADMINISTRATION AND ENFORCEMENT OF ZONING IN THE VILLAGE OF ANTWERP, OHIO, AND REGULATING THE FEES PAID TO THE ZONING INSPECTOR FOR SERVICES AND SUPERSEDING ORDINANCE NO. 77-3 AND DECLARING IT AN EMERGENCY.

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, 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, OHIO, 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 Permit shall be \$25.00 or 5cents per sq. ft. which ever is greater, except fences which will be \$20.00 or 5 cents per linear ft. which ever is greater.
- * The fee for each Appeal to the Board of Zoning Appeals shall be \$50.00.
- * The fee for each Application for Variance shall be \$50.00.
- * The fee for each Conditional Use Permit shall be \$50.00.
- * The fee for each sub-division plan approval shall be \$25.00.
- * The fee for each Re-Zoning Application shall be \$250.00

Section 3. Be it further ordained that the fees paid to the zoning inspector shall be as follows:

- * The fee paid for each appeal, variance, conditional use and zoning permit shall be \$15.00.
- * The fee paid for each sub-division shall be \$25.00.

Section 4. It is further ordained that the fee schedule herein enacted shall be posted in the Office of the Administrators and the Zoning Inspector.

Section 5. 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 be therefore become effective immediately upon passage.

Passed: 8-14-00

Margaret Nomack
Mayor

Attest: Carole Fillmore

Ordinance No.

Passed YEAR

RESOLUTION NO. 2000-01

A RESOLUTION OF THE VILLAGE OF ANTWERP SUPPORTING THE "DARE" PROGRAM TO BE ADMINISTERED BY THE PAULDING COUNTY SHERIFF'S OFFICE AND OUR LOCAL SCHOOLS IN AN EFFORT TO PREVENT "DRUG ABUSE".

WHEREAS, The Village of Antwerp has a continuing concern about our youth and the dangers of drug abuse and,

WHEREAS, The Paulding County Sheriff's Office, the Antwerp Local Schools, and the Attorney General of the State of Ohio, Betty D. Montgomery, have joined the DARE program and

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

SECTION 1. The Village will support the efforts of the Paulding County Sheriff's Office in establishing the DARE program in our schools.

SECTION 2. This Resolution will be in effect and force immediately after its passage.

DATE 8-14-00

ATTEST:

Margaret Womack
Mayor

Carole Fillmore
Clerk - Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2000-20**AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY**

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

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

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

Line Number	Description	Increase Amount	Line Number	Description	Decrease Amount
A1-1-A-220	Gen Police Travel & Training	200.00	A1-7-B-240	Gen Legislative Oper. & Maint.	(200.00)
A1-1-A-240	Gen Police Oper. & Maint.	300.00	A1-7-B-240	Gen Legislative Oper. & Maint.	(300.00)
A1-2-E-000	Support of Prisoners	1,500.00	A1-3-B-211	Leisure Time Salaries	(1,500.00)
A1-3-B-230	Leisure Time Contractual	3,000.00	A1-7-J-230	Gen Elections & Workman Corr p.	(3,000.00)
A1-4-A-240	Gen. Zoning Oper. & Maint.	300.00	A1-7-J-230	Gen Elections & Workman Comp.	(300.00)
A1-7-A-220	Gen Mayor Travel & Training	100.00	A1-7-J-230	Gen Elections & Workman Corr.p.	(100.00)
A1-7-A-230	Gen Mayor Contractual	200.00	A1-7-J-230	Gen Elections & Workman Corr.p.	(200.00)
A1-7-C-220	Mayor's Court Clerk Travel	200.00	A1-3-B-212	Leisure Time Benefits	(200.00)
A1-7-C-212	Mayor's Court Benefits	400.00	A1-7-E-250	Gen Lands & Buildings Cap.	(400.00)
A1-3-B-240	Leisure Time Oper. & Maint.	400.00	Increased Per Estimated Resources		
A1-7-C-211	Mayor's Court Clerk Salaries	2,000.00	"	"	"
A1-7-C-230	Mayor's Court Contractual	1,500.00	"	"	"
A1-7-C-240	Mayor's Court Operation	500.00	"	"	"
A1-7-E-230	Gen Lands & Building Contract.	6,000.00	"	"	"
A1-7-E-240	Gen Lands & Building Oper. & Maint.	10,000.00	"	"	"
A1-7-K-211	Solicitor Salaries	1,800.00	"	"	"
B9-1-A-250	Fire Capitol Improvements	300.00	B9-1-A-240	Fire Operations & Maintenance	(300.00)
B11-1-B-230	EMS Contractual Services	1,500.00	B11-1-B-220	EMS Oper. & Maint.	(1,500.00)
B1-6-B-211	Street Maint. & Repair Wages	1,475.01	B1-6-D-250	St. Strom Sewers & Drains Cap.	(1,475.01)
B1-6-B-240	St.Maint. & Repair Oper. & Maint	851.40	B1-6-B-212	Street Maint. & Repair Benefits	(851.40)
B1-6-B-230	Street Maint. & Repair Cont.	4,163.68	B1-6-B-250	Street Maint. & Repair Capitol	(4,163.68)
B1-6-B-230	Street Maint. & Repair Cont.	118.07	B1-6-B-250	Street Maint. & Repair Capitol	(118.07)
B1-6-B-240	St.Maint. & Repair Oper. & Maint	381.93	B1-6-B-250	Street Maint. & Repair Capitol	(381.93)
B1-6-B-240	St.Maint. & Repair Oper. & Maint	350.00	B1-6-E-230	Street Traffic Lights-Signs	(350.00)
B1-6-B-240	St.Maint. & Repair Oper. & Maint	314.17	B1-6-E-240	Street Traffic Signals Oper.	(314.17)
B1-6-B-240	St.Maint. & Repair Oper. & Maint	110.95	B1-6-E-250	Street Traffic Signals Capitol	(110.95)

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, _____ YEAR _____

B1-6-B-240	St. Maint. & Repair Oper. & Maint	46.00	B1-6-C-250	St. Clean. Snow Rem. Cap.	(46.00)
B1-6-B-240	St. Maint. & Repair Oper. & Maint	70.00	B1-6-D-240	St. Clean. Snow Removal	(70.00)
E1-5-J-250	Water Other Equipment Capitol	330.50	E1-5-D-220	Water Filtration Travel/Training	(330.50)
E1-5-I-250	Water Lands Capitol	3.85	E1-5-J-240	Water Other Supplies	(3.85)
E1-5-E-240	Water Pumping Oper. & Maint.	5,911.41	E1-5-G-240	Water Meters Supplies & Maint.	(5,911.41)
E1-5-E-230	Water Pumping Oper. & Maint.	1,884.93	E1-5-F-240	Water Filtration Oper. & Maint.	(1,884.93)
E1-5-D-240	Water Filtration Oper. & Maint.	517.83	E1-5-D-250	Water Filtration Capitol	(517.83)
E1-5-D-230	Water Filt. Cont. Serv.-Utilities	120.32	E1-5-E-250	Water Pumping Capitol	(120.32)
E2-5-B-230	Billing Clerk Contractual	170.00	E2-5-B-240	Billing Clerk Oper. & Maint.	(170.00)
E2-5-D-240	Automotive Equip.	245.40	E2-5-G-240	Sewage Coll. Supplies & Maint.	(245.40)
E2-5-E-240	Lands & Buildings Oper & Maint	346.40	E2-5-C-220	Sewer Pumping Travel & Train.	(346.40)
E2-5-F-240	Other Supplies	1,411.47	E2-5-F-230	Other Contractual	(1,411.47)
E2-5-E-250	Lands & Buildings Cap.	12,000.00		Increased Per Estimated Resources	
E2-5-G-230	Sewage Coll. Cont.	11,000.00		Increased Per Estimated Resources	

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Nornick

Clerk/Treasurer Carole Fillmore

Date 9-26-00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____, _____ YEAR

ORDINANCE NO. 2000-21

AN ORDINANCE DETERMINING THE METHOD OF PAYMENT OF SEWER AND WATER BILLS WITH COINS AND OTHER CURRENCY

WHEREAS, it has come to the attention of the Village of Antwerp, Ohio that the Village's Clerk-Treasurer or the billing clerk for water and sewer does not have a method of expeditiously counting coins when the same are offered for payment of water and sewer bills;

AND the Village of Antwerp, Ohio recognizing that coins are legal tender hereby determines a way for payment of water and sewer bills for those wishing to pay only in coins.

Now therefore be it ORDAINED By the Council of the Village of Antwerp, Ohio as follows:

- Section 1. The Village Clerk-Treasurer or the water and sewer billing clerk shall accept payment for water and sewer bills by cash; federal reserve notes; bank drafts; cashier's checks; money orders and/or coins when the total amount of said coins does not exceed \$1.00.
- Section 2. Any person wishing to pay their water and sewer bill in coins only shall pay the same at The Antwerp Exchange Bank Company due to the fact that said bank has a way of accurately counting said coins.
- Section 3. This Ordinance shall take effect and be in full force from and after the earliest period provided by law and shall take precedence over other ordinances in conflict.

ATTEST:

Carole Fillmore
Clerk-Treasurer

Margaret A. Nomade
Mayor

First Reading: _____
Second Reading: _____
Third Reading: _____
Or Rules Suspended 9-11-00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

2000-28

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

COPY

The Village of

Antwerp, Paulding County, Ohio, met in Regular session on the 14th day of August, 2000, at the office of

with the following members present:

Mr. Ron Farnsworth

Mr. Danny Gordon

Mr. Kenny Reinhart

Ms. Ava Kennedy

Mr. Danny Gordon 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 maintaining and operating cemeteries

ORC 5705.19 (T)

at a rate not exceeding 0.8 mills for each one dollar of valuation, which amounts to eight cents

(Here insert rate expressed in dollars and cents)

for each one hundred dollars of valuation, for

5 years 2001-2005

a replacement of tax of 0.8 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said

Village of Antwerp

at the General election to be held at the usual voting places within

said Village of Antwerp, OH

on the 7th day of November, 2000; and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof; and be it further

RECORD OF ORDINANCES

0103

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

RESOLVED, That the Clerk of this Village of Antwerp
do hereby directed to certify a copy of this Resolution to the Board of Elections,
Paulding County, Ohio, by August 24, 2000

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.

M r. Randy Brooks seconded the Motion and the roll being called
upon its adoption the vote resulted as follows:

M r. Ron Farnworth	yes
M r. Ken Reinhart	yes
M r. Randy Brooks	yes
M r. Danny Gordon	yes
M s. Ava Kennedy	yes

Adopted the 14th day of August, 2000

(Clerk or Auditor)
Village of Antwerp
(Name of Subdivision)
Paulding County, Ohio

- This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 6705.194.
- Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
- Name of Subdivision.
- Here insert any one of the purposes listed in Sec. 6705.19 R.C. Not applicable to school districts.
- For all the subdivisions including schools under 6705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
 an additional tax of ___ mills*
 a renewal of an existing tax of ___ mills*
 a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills*
 a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills*
 a replacement of tax of ___ mills*
 a replacement of ___ mill and an increase of ___ mills to constitute a tax of ___ mills*
 a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills*
 Schools also see 6705.212, 6705.213 O.R.C.
- See Emergency School Levy under 6705.194. Also 6705.21, 6705.212, 6705.213 schools.
- This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 6705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss.
I, Carole Fillmore, Clerk of Village of Antwerp

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 15th day of August 2000
Carole Fillmore Clerk

Office of the Board of
Received of _____
 Declaration of Candidate
 Nominating Petitions
 Local Option Petition
 Referendum Petition

No. _____
 Antwerp Village
 Paulding County, Ohio
 RESOLUTION
 DECLARING IT NECESSARY TO LEVY A
 TAX IN EXCESS OF THE TEN
 MILL LIMITATION
 Filed August 15, 2000
 By Mary A. D. Spivey
 Deputy

COBY

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Ordinance No. _____ Passed _____ YEAR _____

ANTWERP

Form Supervised by State Auditor (Rev. 9-70)

Dayton Legal Blank, Inc., Form No. 11012

2000-03

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

(VILLAGE COUNCIL)

Rev. Code Secs. 5705.34, 5705.35

The Council of the Village of ANTWERP, PAULDING County, Ohio, met in REGULAR session on the 9TH day of OCTOBER, 2000 at the office of THE MAYOR AND COUNCIL with the following members present:

- Mr. Randy Brooks
- Mr. Ron Farnsworth
- Mr. Danny Gordon
- Ms. Ava Kennedy
- Ms. Jan Reeb
- Mr. Ken Reinhart

Mr. Brooks 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, 2001; 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:

FILED

OCT 23 2000

BILL BOLENBAUGH
AUDITOR
PAULDING COUNTY

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

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 Commission 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	18,343	26,800	1.8	2.7	
General Bond Retirement Fund					
Park Fund					
Recreation Fund					
EMS	5,299			.5	
FIRE Fund	14,329			2.00	
FIRE/EMS Fund	10,600			1.00	
CEMETERY	6,426			.8	
POLICE	88,056			7.5	
TOTAL	143,047	26,800			

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 III)	
General Fund:			
Current expense levy authorized by voters on	96 Year	1.7	
for not to exceed 5 years. 97-01			
Current expense levy authorized by voters on	99 Year	1.	
for not to exceed 5 years. 99-04			
Total General Fund outside 10 m. Limitation.			
Park Fund: Levy authorized by voters on			
for not to exceed _____ years.			
Recreation Fund: Levy authorized by voters on			
for not to exceed _____ years.			
EMS Fund: Levy authorized by voters on	Year	.5	
for not to exceed 6HT years.			

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

CERTIFICATE TO COPY

ORIGINAL ON FILE

The State of Ohio, PAULDING County, ss.

I, CAROLE FILLMORE, Clerk of the Council of the Village of ANTWERP, within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 9TH day of OCTOBER, 2000 Year

Carole Fillmore Clerk of Council

1. A copy of this Resolution must be certified to the County Auditor before the first day of October in each year, or at such later date as may be approved by the Board of Tax Appeals.

No. 2000-03

COUNCIL OF THE VILLAGE OF

ANTWERP

PAULDING County, Ohio

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. (Village Council)

Adopted OCTOBER 09 2000 Year

Carole Fillmore Clerk of Council

Filed

County Auditor

Deputy

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

COOPERATIVE AGREEMENT FOR VILLAGES AND COUNTY ENGINEER

2000-04 VILLAGE

This is to certify the following agreement was approved by a resolution adopted by Antwerp Village on Nov. 13, 2000. Be it further certified that this resolution is entered into the official "Minutes" of Antwerp Village and the Mayor and President of the Antwerp Village Council are authorized to sign this agreement.

Please be advised that the Village of Antwerp met on Nov. 13, 2000, and by resolution authorized the County Engineer to be the agent in behalf of this Village to contract with the Ohio Public Works Commission and to subsequently contract and administer the contract for the infrastructure project(s) submitted by the Village for the "Program Year 15" LTIP project(s). It is also hereby understood, that the "local share" funds necessary to enter into the contract by the County, will be paid to the County as necessary to satisfy the requirements as though the project(s) were being contracted and administered by the Village.

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BY: PRESIDENT OF Antwerp COUNCIL

Andy S. Brooks

MAYOR OF Antwerp VILLAGE

Margaret A. Wonnack

DATE: 11/13/00

I, Mark R. Stockman, Paulding County Engineer, do agree to enter into this agreement with _____ Village. I agree to serve as agent for the LTIP project(s) submitted by _____ Village.

Mark R. Stockman, P.E., P.S.
Paulding County Engineer

DATED: _____

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ORDINANCE NO. 2000-21

AN ORDINANCE DETERMINING THE METHOD OF PAYMENT OF SEWER AND WATER BILLS WITH COINS AND OTHER CURRENCY

WHEREAS, it has come to the attention of the Village of Antwerp, Ohio that the Village's Clerk-Treasurer or the billing clerk for water and sewer does not have a method of expeditiously counting coins when the same are offered for payment of water and sewer bills;

AND the Village of Antwerp, Ohio recognizing that coins are legal tender hereby determines a way for payment of water and sewer bills for those wishing to pay only in coins.

Now therefore be it ORDAINED By the Council of the Village of Antwerp, Ohio as follows:

- Section 1. The Village Clerk-Treasurer or the water and sewer billing clerk shall accept payment for water and sewer bills by cash; federal reserve notes; bank drafts; cashier's checks; money orders and/or coins when the total amount of said coins does not exceed \$1.00.
- Section 2. Any person wishing to pay their water and sewer bill in coins only shall pay the same at The Antwerp Exchange Bank Company due to the fact that said bank has a way of accurately counting said coins.
- Section 3. This Ordinance shall take effect and be in full force from and after the earliest period provided by law and shall take precedence over other ordinances in conflict.

ATTEST:

Carole Fillmore

Clerk-Treasurer

Margaret A. Nomack
Mayor

First Reading: _____

Second Reading: _____

Third Reading: _____

Or Rules Suspended 9-11-00

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ORDINANCE NO. 2000-22

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund,

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Forty-five Thousand Dollars (\$45,000) from the General Fund to the Police Fund.

Section 2: This ordinance is declared to be an emergency measure. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Carole Fillmore

Date 10-9-00

Ordinance No.

Passed YEAR

ORDINANCE NO. 2000-23

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$110,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY, A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the bonds described in Section 1 is at least 20 years, and the maximum maturity of the notes described in Section 3, to be issued in anticipation of the bonds, is 20 years;

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

Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$110,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

Section 2. The Bonds shall be dated approximately September 1, 2001, shall bear interest at the now estimated rate of 5-3/4% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2001.

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$110,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall be dated as of their date of issuance and shall mature one year from the date of issuance. The Notes shall bear interest at the rate of 5.50% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 of this Ordinance and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America, and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Paying Agent, by

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certified or registered mail to the Original Purchaser (as defined in Section 6) not less than seven days prior to the date of that deposit, unless that notice is waived by the Original Purchaser. If money for prepayment is on deposit with the Paying Agent on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and, upon the request of the Clerk-Treasurer, the Original Purchaser shall arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment and surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued as a single note representing the entire principal amount. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. The Notes are hereby awarded and sold to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser) at not less than par in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

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Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as obligations to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as a preference item under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, and (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In that connection, the Village hereby represents and covenants that it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the Notes are issued, (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Notes, in an aggregate amount in excess of \$10,000,000, and (ii) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Notes, but excluding obligations, other than qualified 501(c)(3) bonds as defined in Section 145 of the Code, that are private activity bonds as defined in Section 141 of the Code and excluding refunding obligations that are not advance refunding obligations as defined in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$10,000,000, unless the Village first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Notes as "qualified tax-exempt obligations". Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing

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the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. The Clerk-Treasurer is directed to forward a certified copy of this Ordinance to the County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 13. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to certify the availability of funds for the contracts for the improvement; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Dated: October 19, 2000

Randy L. Swales
President of Council

Attest: Carole Fillmore
Clerk-Treasurer

Ordinance No.

Passed YEAR

ORDINANCE NO. 2000 - 24

AN ORDINANCE REPEALING ORDINANCE NO. 95-03 AND ESTABLISHING A PROGRAM TO CHARGE A USER FEE FOR THE DELIVERY OF EMERGENCY MEDICAL RESCUE SERVICES PROVIDED BY THE VILLAGE OF ANTWERP EMS

WHEREAS, emergency medical rescue service run activity is increasing each year, and

WHEREAS, the Village has investigated different methods to maintain the level of quality of emergency services throughout times of constantly increasing service demands; and,

WHEREAS, the Village Council desires to implement a fair and equitable procedure by which to collect said user fees; and

WHEREAS, the Council of the Village of Antwerp, Ohio deems it necessary and advisable to charge for Emergency Medical Rescue Services;

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

Section 1. That the Village of Antwerp Emergency Medical Services Department, hereinafter referred to as "the Village" shall initiate a user fee for delivery of emergency medical rescue services rendered by the Village. The rate of the user fee shall be that as established in Section 2 of this Ordinance; however the customary and reasonable, UCR, within the region, which may fluctuate accordingly. The user fees as established shall take effect at 12:01 A.M. on 1-18, 2001.

Section 2. That the Council of the Village of Antwerp, Ohio hereby authorizes and approves the following rates for emergency medical rescue services when services are rendered by the Village, to any person, as follows:

Base rate per person: Basic Life Support (BLS) \$175.00 in addition to thereto \$3.00 for each loaded mile or fraction thereof.

Section 3. That the user fee shall be charged upon transport. Further, for the purpose of this Ordinance, "Emergency Medical Rescue Services" shall be defined as Village owner services relating to emergency medical rescue.

Section 4. That "Basic Life Support Charges" (BLS) shall include by way of illustration the following: opening and maintaining an airway, giving positive pressure ventilation, cardiac compression, controlling hemorrhage, treatment of shock, immobilization of fractures, bandaging, assisting in childbirth, management of mentally disturbed patients, and initial care of poison and burn patients, and emergency extrication from entrapment.

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Section 5. That all amount collected as a result of this ordinance be placed into the funds established by the Clerk-Treasurer as follows: \$50.00 (fifty dollars) of each user fee collected (except from partial payments or Medicaid) shall be placed into a Vehicle Replacement Fund the remainder shall be placed into the EMS Revenue Fund. A transfer shall be done twice yearly from the EMS Revenue Fund to the Vehicle Replacement Fund.

Section 6. That if any other prior Ordinance or resolution is found to be in conflict with this ordinance, then the provisions of this ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid, only that portion shall be held invalid and the remainder shall be in full force and effect.

Dated: 12-18-00

1st Reading 10-9-00

2nd Reading 11-13-00

3rd Reading 12-18-00

Margaret A. Nornick
Mayor

Attest:

Carole Fillmore
Clerk-Treasurer

EMS rate increase

EMS rate increase

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2000-25

(REVISED 2000-14)

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2000

WHEREAS, It is desirable that the salaries of Village offices and employees for year 2000 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2000, salaries of Village officials and employees be as follows: (EXCEPT WHERE REVISED - PAY WILL START AT THE DATE STATED BY COUNCIL)

Mayor	4,600.00
Council Members	1,200.00
Clerk-Treasurer	16,600.00
Village Administrator	26,000.00
Chief of Police	26,500.00
Assistant Chief of Police	10.09 per hour
Police - Full Time - On Probation	20,000 to 22,500
Police - Full Time	22,500 to 24,000
Police - Part Time	8.00 to 10.00 per hour
Fire Chief	1,000.00
Fire Dept. Secretary	250.00
Fire Chief Assistant	250.00
	6.76 per meeting
	8.84 first hour
	6.76 each add. Hour
Fire Captains	75.00
Fire Lieutenants	50.00
Volunteer Firemen	6.75 per meeting
	6.75 first hour
	6.75 each add. Hour
EMS Coordinator	800.00
EMS Maintenance Man	450.00
EMS Drivers	6.00 per hour
EMT - A	7.00 per hour
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.50 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.00 per hour
Tech II Water/Sewer/Assigned Duties	11.00 to 13.00 per hour

Section 2. This Ordinance repeals Ordinance # 2000-12 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret A. Nemack
CLERK Carole Fillmore
DATE 11-13-00

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2000-26

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund,

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Sixty-Six Thousand Dollars (\$66,000) from the General Fund to the Police Fund.

Section 2: This ordinance is declared to be an emergency measure. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Cecile Fillmore

Date 12/28/00

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2000-27

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURE OF THE VILLAGE OF ANTWERP, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2001.

SECTION 1. BE IT RESOLVED BY THE COUNCIL OF 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, 2001, THE FOLLOWING SUMS BE AND THEY ARE HEREBY SET ASIDE AND APPROPRIATED AS FOLLOWS, VIZ:

SECTION 2. That there be appropriated from the (A1) 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 \$236,168.00.

THAT THERE BE APPROPRIATED FROM THE:

SECTION 3.

(B1) STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND in the sum of \$40,400.00.

SECTION 4.

(B2) STATE HIGHWAY AND IMPROVEMENT FUND in the sum of \$12,510.00

SECTION 5.

(H3) STREET LIGHTING FUND in the sum of \$13,000.00.

SECTION 6.

(G5) CEMETERY FUND in the sum of \$6,346.00

SECTION 7.

(B9) FIRE FUND in the sum of \$36,200.00.

SECTION 8.

(B11) EMS FUND in the sum of \$150,872.

SECTION 9.

(H1) POLICE FUND in the sum of \$177,175.00.

SECTION 10.

(B8) PERMISSIVE TAX FUND in the sum of \$12,704.00.

SECTION 11.

(C1) WATER DEBT SERVICE FUND in the sum of \$44,000.00.

SECTION 11 A.

(C2) SEWER DEBT SERVICE FUND in the sum of \$124,000.00.

SECTION 11 B.

(D2) WATER CAPITAL SERVICE FUND in the sum of \$124,000.00.

SECTION 12.

(E1) WATER FUND in the sum of \$118,007.00.

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SECTION 13.

(E2) SEWER FUND in the sum of \$144,007.00.

SECTION 14.

(B7) FEDERAL REV - MAYOR'S COURT in the sum of \$2,500.00.

SECTION 15.

(B6) FEMA in the sum of \$25,000.00

SECTION 16.

(D1) ISSUE II in the sum of \$40,000.00

SECTION 17. TOTAL OF ALL APPROPRIATION \$1,306,889.00

And the Village Clerk is hereby authorized to draw 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 purposed other than those covered by other specific appropriations herein made.

SECTION 18. This resolution shall take effect at the earliest period allow by law.

Passed 12-18-00

Randy B. Swales
President of Council

Attest: Carole Fillmore
Clerk of Council

CERTIFICATE

Section 5705.39, R.C. - "No appropriation measure shall become effective until the county auditor files with the appropriating authority 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 appropriation authority a certified copy of the appropriation measure"

The State of Ohio Paulding County, ss.

I, Carole Fillmore, Clerk of 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 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 ____ day of ____ 2000.

Carole Fillmore
Clerk of the Village of Antwerp, Paulding County, Ohio

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Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2000-28

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2001

WHEREAS, It is desirable that the salaries of Village offices and employees for year 2001 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2001, salaries of Village officials and employees be as follows: (EXCEPT WHERE REVISED - PAY WILL START AT THE DATE STATED BY COUNCIL)

Mayor	4,600.00
Council Members	1,200.00
Clerk-Treasurer	17,098.00
Village Administrator	26,780.00
Chief of Police	27,295.00
Assistant Chief of Police	10.09 per hour
Police - Full Time - On Probation	20,000 to 22,500
Police - Full Time	22,500 to 24,000
Police - Part Time	8.00 to 10.00 per hour
Fire Chief	1,030.00
Fire Dept. Secretary	257.50
Fire Chief Assistant	257.50
	6.96 per meeting
	9.11 first hour
	6.96 each add. Hour
Fire Captains	77.25
Fire Lieutenants	51.50
Volunteer Firemen	6.95 per meeting
	6.95 first hour
	6.95 each add. Hour
EMS Coordinator	824.00
EMS Maintenance Man	463.50
EMS Drivers	6.18 per hour
EMT - A	7.21 per hour
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.70 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.00 per hour
Tech II Water/Sewer/Assigned Duties	11.00 to 13.00 per hour

Section 2. This Ordinance repeals Ordinance # 2000-25 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret A. Nornack
 CLERK Cynthia Fillmore
 DATE 12-18-00

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Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-01

AN ORDINANCE SETTING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR YEAR END 2000

WHEREAS, THE VILLAGE OF ANTWERP REQUIRES AND IMMEDIATE ORDINANCE FOR ADDITIONAL APPROPRIATION FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE FISCAL YEAR 2000

TRANSFERS WITHIN FUNDS AND FROM UNAPPROPRIATED FUNDS:

AMOUNT	FROM	TO
830.82	A1-7-B-240	A1-1-A-220
1,243.55	A1-7-B-240	A1-3-B-250
420.00	A1-7-B-230	A1-4-A-211
1,436.47	A1-7-B-212	A1-3-B-250
208.16	A1-7-A-250	A1-1-A-220
220.00	A1-7-A-240	A1-7-B-211
41.04	A1-7-A-230	A1-7-B-220
8.50	A1-7-A-212	A1-7-A-211
606.28	A1-3-B-211	A1-1-A-240
12.53	A1-3-B-230	A1-3-B-240
60.76	A1-7-C-220	A1-7-C-211
1,139.80	A1-7-J-230	A1-7-K-211
66,000.00	Estimated Resources	A1-7-X-270
2,641.88	Estimated Resources	B1-6-B-211
5,253.65	Estimated Resources	B1-6-B-250
289.53	B1-6-D-250	B1-6-B-212
17.20	B1-6-D-250	B1-6-E-250
77.48	B1-6-D-250	B1-6-E-230
718.49	B1-6-D-250	B1-6-B-240
1.00	B6-7-A-250	B6-7-A-250-1
8.00	B7-7-A-250	B7-7-A-240
38.20	B9-1-A-220	B9-1-A-230
8,348.45	Estimated Resources	B9-1-A-250
2,347.23	B11-1-B-240	B11-1-B-230
17.80	D2-5-E-261	D2-5-E-262
45.90	D2-5-E-261	D2-7-X-250
150.12	E1-5-A-212	E1-5-A-211
378.55	E1-5-B-211	E1-5-D-230
780.88	E1-5-D-212	E1-5-D-240
1,463.39	E1-5-E-230	E1-5-G-250

AMOUNT	FROM	TO
790.38	E1-5-E-230	E1-5-J-250
420.81	E1-5-F-240	E1-5-E-250
309.14	E1-5-H-250	E1-5-H-240
150.12	E2-5-A-212	E2-5-A-211
54.20	E2-5-B-211	E2-5-B-230
32.91	E2-5-B-211	E2-5-B-240
953.89	E2-5-C-211	E2-5-C-240
467.46	E2-5-C-211	E2-5-D-240
144.60	E2-5-C-211	E2-5-E-240
2,822.94	E2-5-C-211	E2-5-F-230
121.63	E2-5-F-240	E2-5-F-250
597.09	E2-5-G-250	E2-5-G-240
3,199.99	Estimated Resources	H1-1-A-211
3,730.90	Estimated Resources	H1-1-A-230
7,799.69	Estimated Resources	H1-1-A-240
1,874.06	Estimated Resources	H1-1-A-250
130.68	Estimated Resources	H3-1-A-230

Mayor Margaret A. Romack

Clerk-Treasurer Carole F. Ormae

Date 1-8-01

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

RESOLUTION NO. 2001-01

RESOLUTION AUTHORIZING MAYOR OF THE VILLAGE OF ANTWERP, OHIO TO ENTER INTO AN ADMINISTRATION AGREEMENT WITH PAULDING COUNTY ECONOMIC DEVELOPMENT AND AN ENTERPRISE ZONE AGREEMENT WITH *FSC & E*, AND TO EXECUTE AN ENTERPRISE ZONE COMPENSATION DONATION AGREEMENT RELATED TO *FSC & E*. AND DECLARE THE SAME TO BE AN EMERGENCY

The Council of the Village of Antwerp finds that it would be advantageous to enter into an administration agreement with Paulding County Economic Development and further, to enter into an enterprise zone compensation donation agreement related to *FSC & E*.

Now therefore, BE IT RESOLVED, as follows:

Section 1. The Mayor is hereby authorized to enter into and execute an administration agreement with Paulding County Economic Development and the enterprise zone agreement with *FSC & E*, and further, to execute an enterprise zone compensation donation agreement related to *FSC & E*.

Section 2. This Resolution is hereby declared to be an emergency and therefore shall become effective at the earliest possible time provided by law.

Margaret A. Womack
Mayor

Carole Fillmore
Clerk-Treasurer

1-17-01

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2001.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-8-01

MAYOR: Margaret A. Womack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 COMMENCING JANUARY 01, 2001.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-17-01

MAYOR: Margaret A. Womack

ATTEST:
CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-04

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AN

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2001.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW

ADCPED: 1-17-01

MAYOR: Margaret A. Wemack

ATTEST:
CLERK-TREASURER: Coyle Hillman

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

ORDINANCE NO. 2001-05

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Amount</u>
(B1) STREETS	Increase Per Estimated Revenue	5,000.00
(E1) WATER	Increase Per Estimated Revenue	400.00
(D2) WATER CAPITAL	Wrong Amount on original Appropriation Ordinance	56,700.00
(E2) SEWER	Increase Per Estimated Revenue	17,100.47
(B7) FED. REV. MAYOR'S COURT	Increase Per Estimated Revenue	5,000.00
(D1) CDBG ISSUE II	Wrong Amount on original Appropriation Ordinance	15,000.00
(C1) WATER DEBT	Wrong Amount on original Appropriation Ordinance	22,005.00
(C2) SEWER DEBT	Wrong Amount on original Appropriation Ordinance	62,400.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Carole Fillmore

Date 1-17-01

RECORD OF ORDINANCES

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Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. 2000-02

RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE VILLAGE OF ANTWERP, OHIO TO ENTER INTO AN AGREEMENT WITH MIKE STOKES OF COOPER & WALINSKI TO PROVIDE LEGAL SERVICES TO OBTAIN AN EASEMENT FROM THE MAUMEE & WESTERN RAILROAD AND DECLARE THE SAME TO BE AN EMERGENCY

The Council of the Village of Antwerp finds it necessary to enter into an agreement with Mike Stokes of Cooper & Walinski to obtain an easement from the Maumee & Western Railroad.

Now therefore, BE IT RESOLVED, as follows:

Section 1. The Administrator is hereby authorized to enter into an agreement with Mike Stokes of Cooper & Walinski.

Section 2. This Resolution is hereby declared to be an emergency and therefore shall become effective at the earliest possible time provided by law.

Margaret A. Nomack
Mayor

Charles Fillmore
Clerk-Treasurer

2-12-01
Date

RECORD OF ORDINANCES

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Ordinance No.

Passed YEAR

RESOLUTION NO. 2000-03

A RESOLUTION DECLARING THE NECESSITY AND INTENT TO APPROPRIATE TEMPORARY AND PERMANENT EASEMENTS OVER PROPERTY OWNED BY RMW VENTURES, LLC AND LEASED TO MAUMEE & WESTERN, LLC FOR THE PURPOSE OF INSTALLING AND MAINTAINING A STORM SEWER CULVERT CROSSING; AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Antwerp, Paulding County, Ohio desires to declare the necessity and intent to appropriate temporary and permanent easements over a line of railroad owned by RMW Ventures, LLC and leased to Maumee & Western, LLC for the purpose of installing and maintaining a storm sewer culvert crossing; and

WHEREAS, among other reasons, installation of the culvert is necessary to alleviate periodic flooding resulting from inadequate drainage due to the presence of the railroad's embankment; and

WHEREAS, partial funding is presently available through the Federal Emergency Management Agency (FEMA) for the installation of the culvert;

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

Section 1: The Council of the Village of Antwerp hereby declares the necessity and intent to appropriate both a permanent water and sewer easement and a temporary work easement over property owned by owned by RMW Ventures, LLC and leased to Maumee & Western, LLC, all of which is located in Paulding County, Ohio, said property being described in Exhibit "A" which is attached hereto and incorporated herein by reference.

Section 2: The Mayor is authorized to cause written notice of the passage of this Resolution to be given to the owners and persons in possession or having an interest of record in the premises. The notice shall be served and returned according to law.

Section 3: All formal actions of Council relating to the adoption of this Resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

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Passed YEAR

Section 4: This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that the prompt action is needed to allow the Village of Antwerp to obtain the benefit of available FEMA funding.

Passed this 12th day of FEBRUARY, 2001.

Landy B. Brooks
President of Council

ATTEST: Carole Fillmore
Clerk of Council

APPROVED: Margaret A. Nomack
Mayor

Date of Mayor's approval: 2-12-01

Council Persons voting aye: BROOKS, FARNSWORTH, GORDON, REES & REINHART

Council Persons voting no: NONE

RECORD OF ORDINANCES

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Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-06

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$28,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY, A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the bonds described in Section 1 is at least 20 years, and the maximum maturity of the notes described in Section 3, to be issued in anticipation of the bonds, is 20 years;

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

Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$28,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

Section 2. The Bonds shall be dated approximately September 1, 2001, shall bear interest at the now estimated rate of 5-3/4% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2001.

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$28,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall be dated as of their date of issuance and shall mature on October 26, 2001. The Notes shall bear interest at the rate of 5.50% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 of this Ordinance and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America, and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Paying Agent, by

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certified or registered mail to the Original Purchaser (as defined in Section 6) not less than seven days prior to the date of that deposit, unless that notice is waived by the Original Purchaser. If money for prepayment is on deposit with the Paying Agent on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and, upon the request of the Clerk-Treasurer, the Original Purchaser shall arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment and surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued as a single note representing the entire principal amount. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. The Notes are hereby awarded and sold to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser) at not less than par in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

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Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as obligations to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as a preference item under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, and (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In that connection, the Village hereby represents and covenants that it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the Notes are issued, (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Notes, in an aggregate amount in excess of \$10,000,000, and (ii) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Notes, but excluding obligations, other than qualified 501(c)(3) bonds as defined in Section 145 of the Code, that are private activity bonds as defined in Section 141 of the Code and excluding refunding obligations that are not advance refunding obligations as defined in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$10,000,000, unless the Village first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Notes as "qualified tax-exempt obligations". Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance

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Dayton Legal Blank Co.

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with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. The Clerk-Treasurer is directed to forward a certified copy of this Ordinance to the County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 13. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to certify the availability of funds for the contracts for the improvement; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Dated: February 5, 2001

Randy L. Brown
President of Council

Attest:

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-07

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Increase Amount</u>
(B6) FEMA	Increase Per Estimated Revenue	11,974.27
(A1) WORKER'S COMP.	Increase Per Receipt of Revenue	4,598.30
(B11) EMS BUILDING	Increase Per Receipt of Revenue	28,000.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Hornack

Clerk/Treasurer Carole Fillmore

Date 3-12-01

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-08

ORDINANCE FOR THE EMPLOYMENT OF
MELANIE L. FARR AS SOLICITOR
FOR THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO

WHEREAS, the Village is authorized by law to employ legal counsel to be known as the Village Solicitor, and

WHEREAS, the Council deems it necessary to employ legal counsel to act as Solicitor for the Village in civil, contract, and criminal matters.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio as follows:

Section 1. Legal counsel shall be provided to act in civil, contract, and criminal matters for the Village, and the person employed as such counsel shall be known as the Solicitor of the Village of Antwerp; and

Section 2. The salary of the Solicitor in civil, contract, and criminal manners shall be One Hundred Dollars (\$100.00) per hour, plus out-of-pocket expenses for long distance telephone charges, postage, mileage at the rate of No Dollars and Thirty Two Cents (\$0.32) per mile, and photocopying at the rate of No Dollars and Fifteen Cents (\$0.15) per page, and such Solicitor shall be employed by the Council for a period not exceeding two (2) years.

Section 3. Melanie L. Farr, an attorney at law, is licensed to practice law in the State of Ohio, and is hereby appointed as Solicitor for the Village of Antwerp, Paulding County, Ohio.

Section 4. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

Margaret A. Wornock
MAYOR, VILLAGE OF ANTWERP

Dated: 3-12-01

Attest:

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-09

AN ORDINANCE VACATING AN ALLEY LOCATED ON THE EAST SIDE OF DAGGETT'S SECOND ADDITION TO THE VILLAGE OF ANTWERP, OHIO

The following Ordinance is enacted pursuant to Ohio Revised Code Section 723.05.

It is the opinion of the legislative authority that there is good cause to vacate the alley hereinafter described and that such vacation shall not be detrimental to the general interest.

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

Section 1. That portion of the 15 foot wide alley lying adjacent to and East of Lots 20 and 21 of Daggett's Second Addition to the Village of Antwerp and South of Daggett Street and North of Washington Street and lying West of lands owned by Leona Esther Rothgeb and Alice Shipman is hereby vacated on the condition; however, that the Village retains easements for the construction, maintenance, and operation of all public utilities owned by the Village and other suppliers of public utilities. A plat of said alley to be vacated is attached hereto and made a part hereof.

Section 2. The Village Clerk is hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Auditor and the Paulding County Engineer.

Section 3. The Village Clerk is hereby instructed to notify the Paulding County Auditor by sending a copy of this Ordinance.

Dated: 3-12-01

Margaret A. Nomack
Mayor

Attest: Carole Fillmore
Clerk-Treasurer

~~1st Reading: _____~~

~~2nd Reading: _____~~

~~3rd Reading: _____~~

RECORD OF ORDINANCES

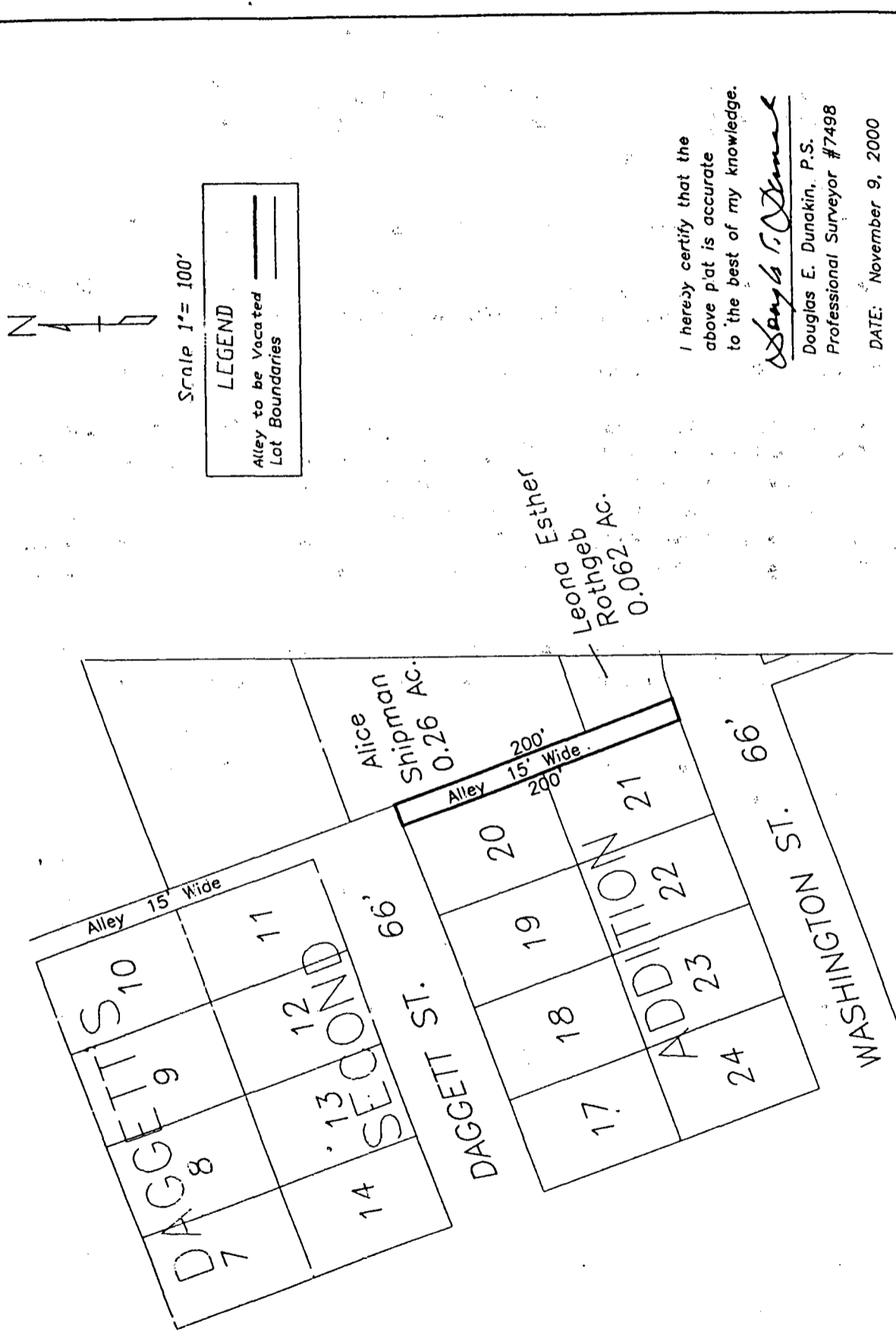
Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

PLAT OF ALLEY TO BE VACATED
ON EAST SIDE OF DAGGETT'S SECOND ADDITION
TO THE VILLAGE OF ANTWERP, OHIO
BETWEEN DAGGETT AND WASHINGTON STREETS



I hereby certify that the above plat is accurate to the best of my knowledge.

Douglas E. Dunakin

Douglas E. Dunakin, P.S.
Professional Surveyor #7498

DATE: November 9, 2000

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. 2001-04

A RESOLUTION IN COMPLIANCE WITH OHIO REVISED CODE §709.031(B) RELATING TO ANNEXATION OF TERRITORY BY PETITION OF THE OWNERS, MICHAEL STOKES, AGENT, AND DECLARING AN EMERGENCY.

WHEREAS, this resolution is requested by the Administration;
and

WHEREAS, on the 26th day of January, 2001 a Petition for Annexation of certain territory in Carryall Township, Paulding County, Ohio was filed in the office of the Paulding County Commissioners by the Church of the Nazarene through Michael Stokes as agent; and

WHEREAS, under the provisions of Ohio Revised Code §709.031(B) the legislative authority of a municipal corporation shall, by ordinance or resolution, adopt a statement indicating what services, if any, the municipal corporation will provide, upon annexation, to the territory proposed for annexation;

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

Section 1. In accordance with Revised Code §709.031(B), Council declares that it will provide police protection, street lighting and road maintenance, and make available municipal water and sewer services.

Section 2. A true copy of this resolution shall be certified by the Clerk of Council and forwarded to the Board of County Commissioners of Paulding County, Ohio and to the petitioners through their agent.

Section 3: All formal actions of Council relating to the adoption of this Resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 4: This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that this matter is set for a hearing before the Board of County Commissioners on April 9, 2001.

Passed this 21 day of March, 2001.

RECORD OF ORDINANCES

0141

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Form No. 30043

Ordinance No. _____

Passed _____

YEAR _____

Randy L. Davis
President of Council

ATTEST:

Carole Fillmore
Clerk of Council

APPROVED:

Margaret A. Womack
Mayor

Date of Mayor's approval: Mar. 21, 2001

Council Persons voting aye: BROOKS, KENNEDY, REEB, GORDON, REINHART, FAENSLUWERN

Council Persons voting no: None

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RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

RESOLUTION NO. 2001-05

A RESOLUTION RELATING TO ANNEXATION OF TERRITORY OWNED BY THE VILLAGE OF ANTWERP TO THE VILLAGE OF ANTWERP, AND DECLARING AN EMERGENCY.

WHEREAS, this resolution is requested by the Administration; and

WHEREAS, the Board of Education, Antwerp Local School District has initiated a petition to have property owned by it annexed into the Village of Antwerp; and

WHEREAS, the Village owns property which it desires to have annexed as part of the Board of Education's petition;

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

Section 1. The Administrator is hereby authorized to sign an annexation petition initiated by the Board of Education which shall be filed with the Paulding County Commissioners pursuant to Ohio Rev. Code § 709.02.

Section 2. All formal actions of Council relating to the adoption of this Resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 3: This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that this matter is set for a hearing before the Board of County Commissioners on April 9, 2001.

Passed this 9 day of April, 2001.

ATTEST: Cecale Fillmore
Clerk of Council
Donald R. Brooks
President of Council

APPROVED: Margaret A. Nomack
Mayor

Date of Mayor's approval: April 9, 2001

Council Persons voting aye: Brooks, Reinhold, Gordon, Fairweather, Reeb & Kennedy

Council Persons voting no: None

Ordinance No.

Passed

YEAR

RESOLUTION NO. 2001-06

A RESOLUTION IN COMPLIANCE WITH OHIO REVISED CODE §709.031(B) RELATING TO ANNEXATION OF TERRITORY BY PETITION OF THE OWNERS, MICHAEL STOKES, AGENT, AND DECLARING AN EMERGENCY.

WHEREAS, this resolution is requested by the Administration; and

WHEREAS, on the 8th day of May, 2001 a Petition for Annexation of certain territory in Carryall Township, Paulding County, Ohio was filed in the office of the Paulding County Commissioners by the Board of Education, Antwerp Local School District, et al. through Michael Stokes as agent; and

WHEREAS, under the provisions of Ohio Revised Code §709.031(B) the legislative authority of a municipal corporation shall, by ordinance or resolution, adopt a statement indicating what services, if any, the municipal corporation will provide, upon annexation, to the territory proposed for annexation;

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

Section 1. In accordance with Revised Code §709.031(B), Council declares that it will provide police protection, street lighting and road maintenance, and make available municipal water and sewer services.

Section 2. A true copy of this resolution shall be certified by the Clerk of Council and forwarded to the Board of County Commissioners of Paulding County, Ohio and to the petitioners through their agent.

Section 3: All formal actions of Council relating to the adoption of this Resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 4: This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that this matter is set for a hearing before the Board of County Commissioners on July 30, 2001.

Passed this 11th day of June, 2001.

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

Londy R. Howels
President of Council

ATTEST: Carole Fillmore
Clerk of Council

APPROVED: Margaret Womack
Mayor

Date of Mayor's approval: 6-11-01

Council Persons voting aye: Kennedy, Rees, Brooks, Farnsworth, Gordon + Reinhardt

Council Persons voting no: none

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-10

AN ORDINANCE AMENDING THE ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp Planning Board requests that certain previously zoned properties be rezoned as to allow development within the Village of Antwerp.

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

Section 1. The area known as Lots #3, #6 & #7 of Smith's Addition abutting Oswalt Street being owned by Don Oberlin, be changed from an R-1 District to an R-2 District to allow the development of multi family housing units. "Exhibit A"

Section 2. The area known as Lot #2 of Smith's Addition abutting Oswalt Street being owned by the Village of Antwerp be changed from an R-1 District to an R-2 District. "Exhibit B"

Section 3. The area known as Lot # 10 of Smith's Addition abutting Oswalt Street being owned by Fred Kammeyer be changed from an R-1 District to an B-1 District. "Exhibit C"

Section 4. All regulations in the existing zoning code inconsistent with this ordinance are hereby amended to be inconsistent with this ordinance.

Dated: 5-14-01

Margaret A. Nomack
Mayor

Attest: Carole Fillmore
Clerk/Treasurer

1st reading: 3-12-01

2nd reading: 4-9-01

3rd reading: 5-14-01

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-11

ORDINANCE AUTHORIZING THE SALE OF REAL ESTATE
BELONGING TO THE VILLAGE OF ANTWERP

WHEREAS, the Village Council has determined that the real estate described in Exhibit A attached hereto is no longer needed for municipal purposes and it would be desirable for the Village to sell said real estate subject to any easements that the Village has on, over or under said real estate which shall be retained by the Village.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Antwerp as follows:

Section 1. The Village Clerk is hereby directed to advertise the real estate described herein for sale for once a week for five consecutive weeks in a newspaper of general circulation within Antwerp Village. The advertisement set for bids shall provide for the time and place for submitting said bids after the five weeks of said publication. The Village may sell said real estate to the highest bidder.

Section 2. The Village hereby retains the right to reject any and all bids and re-advertise until the real estate is sold.

Section 3. This Ordinance shall be in effect from the earliest time permitted by law.

Dated: 3-12-01

Margaret A. Womack
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

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VILLAGF POLICE DEPT

PAGE 02

EXHIBIT A

Part of the SW 1/4, Section No. 27, T3N, R1E, Carryall Township, being part of Lot No. 2 in Smith's Addition and part of Lot No. 12 in Bank's Addition to the Village of Antwerp, Paulding County, Ohio and being more particularly described as follows:

Beginning at the Southeast corner of aforesaid Lot No. 12 and the Northeast corner of said Lot No. 2 in the said Smith's Addition; thence S 00°00'00" W along the Westerly right-of-way of Oswald Street and the East line of said Lot No. 2 a distance of Ten and 42/100 (10.42) feet to a point; thence S 73°00'19" W a distance of One Hundred Thirty-five and 41/100 (135.41) feet to a point on the South line of said Lot No. 2; thence S 90°00'00" W on the said South line of Lot No. 2 a distance of Twelve and 55/100 (12.55) feet to a point; thence N 16°59'41" W a distance of Twenty-six and 33/100 (26.33) feet to a point; thence N 73°00'19" E a distance of Eighty-four and 91/100 (84.91) feet to a point on the North line of said Lot No. 2 in Smith's Addition and the South line of said Lot No. 12 in Bank's Addition; thence continuing N 73°00'19" E a distance of Seventy-one and 67/100 (71.67) feet to point on the Westerly right-of-way of Oswald Street; thence S 00°00'00" W on the said right-of-way line and the Easterly line of said Lot No. 12 of Bank's Addition a distance of Twenty and 95/100 (20.95) feet to the place of beginning. Said parcel containing 0.1042 acres, 0.0165 acres being Pt. Said Lot No. 12 and 0.0877 acres being Pt. Said Lot No. 2 and subject to existing easements and restrictions of record.

RECORD OF ORDINANCES

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Form No. 30043

Ordinance No.

Passed
YEAR

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No # 12

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed
YEAR

X

RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank Co.

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2001-13

AN ORDINANCE APPROPRIATING A 40.00 FOOT WIDE PERMANENT STORM SEWER EASEMENT OVER PROPERTY OWNED BY RMW VENTURES, LLC AND LEASED TO MAUMEE & WESTERN, LLC FOR THE PURPOSE OF INSTALLING AND MAINTAINING A STORM SEWER CULVERT CROSSING; AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Antwerp, Paulding County, Ohio desires to declare the necessity and intent to appropriate a 40.00 foot wide permanent easement over a line of railroad owned by RMW Ventures, LLC and leased to Maumee & Western, LLC for the purpose of installing and maintaining a storm sewer culvert crossing; and

WHEREAS, among other reasons, installation of the culvert is necessary to alleviate periodic flooding resulting from inadequate drainage due to the presence of the railroad's embankment; and

WHEREAS, partial funding is presently available through the Federal Emergency Management Agency (FEMA) for the installation of the culvert;

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

Section 1: The Council of the Village of Antwerp hereby appropriates 40.00 foot wide permanent easement over property owned by owned by RMW Ventures, LLC and leased to Maumee & Western, LLC, all of which is located in Paulding County, Ohio, for the municipal purpose installing and maintaining a storm sewer culvert crossing, said easement being described as follows:

Commencing at the Railroad Mile Marker No. 71 and the baseline of the railroad; thence Southwesterly along said baseline a distance of Two Thousand One Hundred Forty-five and 00/100 (2145.00) feet to the True Place of Beginning; thence Southeasterly perpendicular to the said baseline a distance of Fifty-six and 00/100 (56.00) feet to a point on the South R/W of said railroad; thence Southwesterly along the said South R/W parallel to the said baseline a distance of Forty and 00/100 (40.00) feet to a point; thence Northeasterly perpendicular to the said South R/W a distance of One Hundred and 00/100 (100.00) feet to a point on the Northerly R/W of said Maumee and Western Railroad; thence Northeasterly on the said R/W line and parallel to the said railroad baseline a distance of Forty and 00/100 (40.00) feet to a point;

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

thence Southwesterly perpendicular to the said Northerly R/W a distance of Forty-six and 00/100 (46.00) feet to the place of beginning, said parcel containing 0.0918 acres more or less.

Section 2: This Council finds that the appropriation is necessary for the stated public purpose, and that the Village has been unable to agree with the owners of the property.

Section 3: Attorney Michael Stokes, the special counsel to the Village for purposes of acquiring this easement, is hereby directed to file a Petition for Appropriation in a court of competent jurisdiction to have a jury impaneled to assess the compensation to be paid for the property.

Section 4: All formal actions of Council relating to the adoption of this Ordinance, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 5: This Ordinance is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that the prompt action is needed to allow the Village of Antwerp to obtain the benefit of available FEMA funding.

Passed this 21 day of March, 2001.

Lonny L. Lovels
President of Council

ATTEST: Carole Fillmore
Clerk of Council

APPROVED: Margaret A. Womack
Mayor

Date of Mayor's approval: Mar. 21, 2001

Council Persons voting aye: Brooks, Kennedy, Reis, Gordon, Reintner, Farnsworth

Council Persons voting no: None

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-14

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BOND FOR THE PURPOSE OF ACQUIRING A POLICE VEHICLE AND DECLARING THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$22,653.00 shall be issued in anticipation of issuance of bond for the purpose set forth herein to purchase a police vehicle with a financing cost thereof incurred in connection with the issuance of said note.

Section 2. Said Note shall bear an interest rate not exceeding five and 1/2 percent (5 1/2 %) per annum, payable at maturity, to wit: one year after the date of said note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note to remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply the proceeds of the Notes to the governmental purpose of the borrowing, refrain from certain uses of proceeds, all in a manner and to the extent necessary to assure such exclusion of that interest under the Internal Revenue Code. The Clerk-Treasurer and any other appropriate officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note 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.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Fiscal Officer, or other officer, are authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

RECORD OF ORDINANCES

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Passed YEAR

Section 7. The Mayor and Clerk-Treasurer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of a new village police cruiser for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date April 9, 2001

Margaret A. Nesmark
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR

RESOLUTION NO. 2001-07

A RESOLUTION AMENDING ZONING ORDINANCE 76-16 TO INCLUDE
GOVERNMENTAL BUILDINGS AS A PERMITTED USE IN
THE BUSINESS DISTRICT WITHIN THE VILLAGE OF ANTWERP, OHIO
AND DECLARING IT TO BE AN EMERGENCY.

WHEREAS: the Council finds that it is necessary to amend part of the Zoning Ordinance, to-wit:
Ordinance 76-16; Section 306.01 Permitted Uses.

NOW THEREFORE BE IT ORDAINED by the Village of Antwerp Council as follows:

Section 306.01 Permitted Uses:

k) Governmental Buildings

This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare of the Village of Antwerp, Ohio.

Previous Ordinances and Rules of the Village that are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Dated: 6-11-01

Margaret Womack
Mayor, Margaret Womack

Carole Fillmore
Clerk/Treasurer, Carole Fillmore

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

RESOLUTION NO. 2001-08

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES, NATUREWORKS PROGRAM. *And Declaring it to be An Emergency.*

WHEREAS, the State of Ohio, through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the federal Land and Water Conservation Fund Program and/or the State of Ohio Nature Works, and

WHEREAS, the Village of Antwerp desires financial assistance under the Nature Works Program and also wishes to request Land and Water Conservation funding should it be available.

NOW THEREFORE, be it resolved by the Village of Antwerp as follows:

- 1. That the Village of Antwerp Council approves filing an application for Nature Works financial assistance.
- 2. That the Village Administrator is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.
- 3. That the Village of Antwerp does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms and conditions of the Nature Works Program.

Attest: 6-11-01

Carole Fillmore
Carole Fillmore, Clerk/Treasurer

Margaret Womack
Margaret Womack, Mayor

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of the resolution adopted by the Village of Antwerp Council held on 11th day of June 2001, and that I am duly authorized to execute this certificate.

Carole Fillmore
original signature

Clerk-Treas.
title

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2001-15

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2001 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

Section 1. American Legal Publishing's Ohio Basic Code, 2001 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2001 Edition.

Section 2. One copy of American Legal Publishing's Ohio Basic Code, 2001 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date Passed: 6-11-01

Attest:

Margaret Womack
Mayor

Cecile Tillman
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. 2001-09

A RESOLUTION OF THE VILLAGE OF ANTWERP SUPPORTING THE "DARE" PROGRAM TO BE ADMINISTERED BY THE PAULDING COUNTY SHERIFF'S OFFICE AND OUR LOCAL SCHOOLS IN AN EFFORT TO PREVENT "DRUG ABUSE":

WHEREAS, The Village of Antwerp has a continuing concern about our youth and the dangers of drug abuse and,

WHEREAS, The Paulding County Sheriff's Office, the Antwerp Local Schools, and the Attorney General of the State of Ohio, Betty D. Montgomery, have joined the DARE program and

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

SECTION 1. The Village will support the efforts of the Paulding County Sheriff's Office in establishing the DARE program in our schools.

SECTION 2. This Resolution will be in effect and force immediately after its passage.

DATE 7-9-01

ATTEST:

Margaret A. Womack
Mayor

Carole Filmore
Clerk - Treasurer

Ordinance No.

Passed

YEAR

RESOLUTION NO. 2001-10

A RESOLUTION TO ACCEPT THE APPLICATION FOR ANNEXATION FILED BY OWNER AND PETITIONER THE CHURCH OF THE NAZARENE, AS REQUIRED BY OHIO REVISED CODE §§ 709.04 AND 709.06

WHEREAS, this resolution is required by Ohio Revised Code §§ 709.04 and 709.06; and

WHEREAS, owner and petitioner The Church of the Nazarene filed a petition with the County Commissioners of Paulding County, Ohio to annex certain land to the Village of Antwerp; and

WHEREAS, the land sought to be annexed consists of one parcel containing a total of 16.601 acres, more or less, and is described in the Petition for Annexation; and

WHEREAS, on the 9th day of April, 2001 the County Commissioners of Paulding County ordered that the prayer in the Petition for Annexation be granted and that the territory described in the Petition may be annexed to the Village of Antwerp, all according to the County Commissioners' Resolution on Petition No. 1-2001; and

WHEREAS, the transcript of the proceedings was filed with and received by the Clerk of the Village of Antwerp in the ordinary course of business; and

WHEREAS, Ohio Revised Code § 709.04 requires that at the next regular session of the legislative authority of the municipal corporation to which annexation is proposed, after the expiration of 60 days from the date of filing with him as required by § 709.033 of the Ohio Revised Code, the Clerk of the municipal corporation shall lay the transcript and the accompanying map or plat and the Petition before the legislative authority; and

WHEREAS, Ohio Revised Code § 709.04 requires that thereupon the legislative authority, by resolution or ordinance, shall accept or reject the application for annexation; and

WHEREAS, the Clerk has now laid before the Council of the Village of Antwerp the above named documents; and

WHEREAS, Council has considered all of these documents and has determined that it is in the public interest to accept the application for annexation.

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

Section 1: It is ordered that the application for Annexation of the property described in the Petition for Annexation is hereby accepted in accordance with Ohio Revised Code § 709.04.

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

Section 2: It is further ordered, in accordance with Ohio Revised Code § 709.06, that the Clerk of the Village of Antwerp shall make three copies of the following documents:

- A. The Petition of owner and petitioner The Church of the Nazarene;
- B. The map accompanying the Petition;
- C. A transcript of the proceedings of the Board of County Commissioners;
- D. Resolution No. 2001-04, passed by the Council of the Village of Antwerp on March 21st, 2001, which relates to the annexation; and
- E. This resolution accepting the annexation

together with a certificate to each copy stating that it is correct. Said certificate shall be signed by the Clerk of the Village of Antwerp and shall be authenticated by the seal of the municipal corporation.

Section 3: The Clerk shall then forthwith deliver one such copy of the documents listed in Section 2 to the County Auditor, one such copy to the County Recorder who shall make a copy thereof in the proper book of records and file and preserve it, and shall forward the third copy to the Secretary of State of Ohio.

Section 4: All formal actions of Council relating to the adoption of this resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 5: This resolution shall take effect from and after the earliest time allowed by law.

Passed this 13 day of August, 2001.

Randy L. Swalko
President of Council

ATTEST: Cande Fillmore
Clerk of Council

APPROVED: Margaret A. Nomack
Mayor

Date of Mayor's approval: 8-13-01

Council Persons voting aye: BROOKS, FARNSWORTH, GORDON, KENNEDY, REES, REINHART

Council Persons voting no: NONE

RECORD OF ORDINANCES

0161

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2001 16

AN ORDINANCE TO AMEND SALARY ORDINANCE 99-17. TO COMPENSATE THE HOURLY POLICE OFFICERS FOR HOURS OVER THEIR REGULAR 43 HOURS PER WORK WEEK AT THE RATE OF TIME AND ONE HALF AND DECLARING THE SAME TO BE AN EMERGENCY.

WHEREAS, the Village of Council of Antwerp, Ohio is desirous to compensate the hourly police officers over their regular weekly hours of 43 hours.

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

Section 1. The Village Council accepts compensating the hourly police officers overtime pay at the rate of time and one half for hours worked over their regular weekly hours of 43 hours.

Section 2. This Ordinance will be retroactive to January 31, 1999 and be in effect through and including May 20, 2000.

DATED: 8-13-01

Margaret A. Monack
Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

RECEIVED AUG 21 2001

Passed YEAR

2001-11

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of

Antwerp, Paulding County, Ohio, met in Special session on the 20 day of August, 2001, at the office of

Town Hall with the following members present:

Mr. Randy Brooks

Mr. Danny Gordon

Mrs. Ava Kennedy

Mrs. Jan Reeb

Mr. Ken Reinhart

Mrs. Ava Kennedy 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 providing current operating expenses for the Village of Antwerp, OH 5705.19 (A)

at a rate not exceeding 1.7 mills for each one dollar of valuation, which amounts to seventeen cents (.17)

for each one hundred dollars of valuation, for 5 years 2002-2006

a replacement of tax of 1.7 mills

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

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, by August 23, 2001

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.

M r. Ken Reinhart seconded the Motion and the roll being called
upon its adoption the vote resulted as follows:

M r. Randy Brooks	Yes
M r. Danny Gordon	Yes
M rs. Ava Kennedy	Yes
M rs. Jan Reeb	Yes
M rs. Ken Reinhart	Yes

Adopted the 20th day of August, 2001

Carole Fillmore
(Clerk or Auditor)

Village of Antwerp
(Name of Subdivision)

Paulding County, Ohio

- This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
- Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
- Name of Subdivision.
- Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
- For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
 " an additional tax of ___ mills"
 " a renewal of an existing tax of ___ mills"
 " a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills"
 " a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills"
 " a replacement of tax of ___ mills"
 " a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills"
 " a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills"
 Schools also see 5705.212, 5705.213 O.R.C.
- See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
- This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of Village of Antwerp

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 21st day of August, 2001

Carole Fillmore

Clerk

Ohio || Y A || 001 || 2001

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-17

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK-TREASURER TO PLACE MONIES RECEIVED FROM PAYMENTS OF THE WATER AND SEWER BILLS INTO THE WATER AND SEWER DEBT SERVICE FUND ACCORDINGLY FOR THE YEAR 2001.

WHEREAS, the Council of the Village of Antwerp deems it necessary for the Clerk-Treasurer to place monies received into the water and sewer debt service funds,

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

Section 1: The Village Clerk-Treasurer is hereby authorized to place monies received from payments of the water and sewer bills into the water and sewer debt service fund for the year 2001.

Section 2: This ordinance will take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Nornack

Clerk/Treasurer Carole Tillman

Date 9-10-01

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-18

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

FUND	Description	Amount
(E1) Water	Increase Per Estimated Revenue	22,000.00
(E2) Wastewater	Increase Per Estimated Revenue	62,000.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Monack

Clerk/Treasurer Carole Fillmore

Date 9-10-01

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

Form Supervised by State Auditor (Rev. 9-70)

2001-12

Dayton Legal Blank, Inc., Form No. 11012

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

(VILLAGE COUNCIL)

Rev. C. C. Secs. 5705.34, 5705.35

The Council of the Village of Amwerst, Paulding
 County, Ohio, met in Regular session on the 10th day of SEPTEMBER
2001, at the office of Town Hall with the following members
 present:

- Randy Brooks
- Bon Farnsworth
- Danny Gordon
- Ken Reinhart
- Ava Kennedy
- Jan Reed

Mr. Danny Gordon 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, 2002; 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 Amwerst 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:

RECORD OF ORDINANCES

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Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

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		YEAR
			Inside 10 Mill Limit	Outside 10 Mill Limit	
	Column II	Column IV	V	VI	
General Fund	15 716	26 630	1.8	2.7	
General Bond Retirement Fund					
Park Fund					
Recreation Fund					
EMS	5214			.5	
FIRE Fund	15864			2.	
FIRE/EMS Fund	10429			1.	
CEMETERY	6253			.8	
Police	86921			7.5	
TOTAL					

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)		YEAR
			V	VI	
General Fund					
	Current expense levy authorized by voters on _____ Year	1.7			
	for not to exceed 5 years. 97-01				
	Current expense levy authorized by voters on _____ Year	1.			
	for not to exceed 5 years. 99-04				
	Total General Fund outside 10 m. Limitation.				
Park Fund: Levy authorized by voters on _____ Year					
	for not to exceed _____ years.				
Recreation Fund: Levy authorized by voters on _____ Year					
	for not to exceed _____ years.				
EMS Fund: Levy authorized by voters on _____ Year		.5			
	for not to exceed 5 years.				

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

Year for not to exceed <u>CONT</u> years.									
<u>FIRE / EMS</u> Fund: Levy authorized by voters on	<u>97</u>	<u>1.</u>							
Year for not to exceed <u>5</u> years.	<u>98-02</u>								
<u>CEMETERY</u> <u>5 yrs</u> <u>11-00</u> <u>01-05</u>		<u>.8</u>							
<u>POLICE</u> <u>CONT</u>		<u>5.5</u>							
	<u>99</u>								
<u>POLICE</u> <u>5 yrs</u> <u>99-03</u>		<u>2.</u>							
<u>Ag-RES</u> <u>10,244,080</u>									
<u>OTHER</u> <u>2,453,260</u>									
<u>PP</u> <u>2,077,460</u>									
		<u>14,794,800</u>							

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.

Mrs AVA KENNEDY seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

- Mr. BAMMY BROOKS YES
- Mr. BEN FARNSWORTH YES
- Mr. DANNY GORDON YES
- Mrs AVA KENNEDY YES
- Mrs JAN REEB YES
- Mr. KEN REINHART YES
- Mr. _____

Adopted the 10th day of SEPTEMBER, 2001 Year

Attest:

Randy L. ...
President of Council

Carole ...
Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

“AUTHORIZING LEGISLATION”

2001-13

A RESOLUTION AUTHORIZING Village of Antwerp TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTIVE CONTRACTS AS REQUIRED

And Declaring An Emergency.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the Village of Antwerp is planning to make capital improvements to Canal Street Waterline Replacement, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

NOW THEREFORE, BE IT RESOLVED by Village of Antwerp :

Section 1: The Village of Antwerp is hereby authorized to apply to the OPWC for funds as described above.

Section 2: The Village of Antwerp is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Passed: Oct. 8, 2001
Date

By: Margaret A. Nomack
Title: Mayor

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-19

AN ORDINANCE REPEALING ORDINANCE NO. 2000-24 AND ESTABLISHING A PROGRAM TO CHARGE A USER FEE FOR THE DELIVERY OF EMERGENCY MEDICAL RESCUE SERVICES PROVIDED BY THE VILLAGE OF ANTWERP EMS

WHEREAS, emergency medical rescue service run activity is increasing each year, and

WHEREAS, the Village has investigated different methods to maintain the level of quality of emergency services throughout times of constantly increasing service demands; and,

WHEREAS, the Village Council desires to implement a fair and equitable procedure by which to collect said user fees; and

WHEREAS, the Council of the Village of Antwerp, Ohio deems it necessary and advisable to charge for Emergency Medical Rescue Services;

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

Section 1. That the Village of Antwerp Emergency Medical Services Department, hereinafter referred to as "the Village" shall initiate a user fee for delivery of emergency medical rescue services rendered by the Village. The rate of the user fee shall be that as established in Section 2 of this Ordinance; however the customary and reasonable, UCR, within the region, which may fluctuate accordingly. The user fees as established shall take effect at 12:01 A.M. on January 01, 2002.

Section 2. That the Council of the Village of Antwerp, Ohio hereby authorizes and approves the following rates for emergency medical rescue services when services are rendered by the Village, to any person, as follows:

Base rate per person: Basic Life Support (BLS) \$175.00 in addition to thereto \$7.50 for each loaded mile or fraction thereof.

Base rate per person: Advance Life Support (ALS) \$460.00 in addition to thereto \$7.50 for up to 17 loaded mile then \$5.00 per loaded mile or fraction thereof.

Section 3. That the user fee shall be charged upon transport. Further, for the purpose of this Ordinance, "Emergency Medical Rescue Services" shall be defined as Village owner services relating to emergency medical rescue.

Section 4. That "Basic Life Support Charges" (BLS) shall include by way of illustration the following: opening and maintaining an airway, giving positive pressure ventilation, cardiac compression, controlling hemorrhage, treatment of shock, immobilization of fractures, bandaging, assisting in childbirth, management of mentally disturbed patients, and initial care of poison and burn patients, and emergency extrication from entrapment.

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Dayton Legal Blank Co.

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Section 4a. That "Advance Life Support Charges" (ALS) shall included by way of illustration the above Basic Life Support and also include the following: start IV infusions, manual defibrillation, administer epinephrine, blood draws and start IO infusions.

Section 5. That all amounts collected as a result of this ordinance be placed into the funds established by the Clerk-Treasurer as follows: \$50.00 (fifty dollars) of each user fee collected (except from partial payments, Medicare or Medicaid) shall be placed into a Vehicle Replacement Fund and the remainder shall be placed into the EMS Revenue Fund. A transfer shall be done once or twice yearly from the EMS Revenue Fund to the Vehicle Replacement Fund.

Section 6. That if any other prior Ordinance or resolution is found to be in conflict with this ordinance, then the provisions of this ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid, only that portion shall be held invalid and the remainder shall be in full force and effect.

Dated: 11-12-01

1st Reading 9-10-01

2nd Reading 10-8-01

3rd Reading 11-12-01

Margaret Womack
Mayor

Attest:

Carli Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-20

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer if hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Amount</u>
(B11) EMS	Increase Per Estimated Revenue	20,000.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Nomack

Clerk/Treasurer Cecile Fillmore

Date 10-8-01

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

ORDINANCE NO. 2001-21

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$137,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY, A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2000-23, passed October 19, 2000, \$110,000 principal amount of notes dated October 26, 2000 were issued in anticipation of the issuance of bonds to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site, which notes mature on October 26, 2001 (the "Series 2000 Notes"); and

WHEREAS, pursuant to Ordinance No. 2001-06, passed February 15, 2001; \$28,000 principal amount of notes dated March 9, 2001 were issued in anticipation of the issuance of bonds to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site, which notes mature on October 26, 2001 (the "Series 2001 Notes"; the Series 2000 Notes and the Series 2001 Notes are hereinafter collectively referred to as the "Outstanding Notes"); and

WHEREAS, this Council finds and determines that the Village should retire \$1,000 aggregate principal amount of the Outstanding Notes with funds available to the Village; and

WHEREAS, this Council finds and determines that the Village should retire the remaining outstanding principal amount of the Outstanding Notes with the proceeds of the Notes described in Section 3; and

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the bonds described in Section 1 is at least 20 years, and the maximum maturity of the notes described in Section 3, to be issued in anticipation of the bonds, is 20 years;

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

Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$137,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

Section 2. The Bonds shall be dated approximately September 1, 2002, shall bear interest at the now estimated rate of 5% per year, payable semiannually until the principal amount is

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2002.

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$137,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds. The Notes shall be dated as of their date of issuance and shall mature on October 24, 2001. The Notes shall bear interest at the rate of 4% per year (computed on the basis of a 360-day year consisting of twelve 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 of this Ordinance and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America, and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the date of prepayment. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the date of prepayment and the name and address of the Paying Agent, by certified or registered mail to the Original Purchaser (as defined in Section 6) not less than seven days prior to the date of that deposit, unless that notice is waived by the Original Purchaser. If money for prepayment is on deposit with the Paying Agent on the specified prepayment date following the giving of that notice (unless the requirement of that notice is waived as stated above), interest on the principal amount prepaid shall cease to accrue on the prepayment date, and, upon the request of the Clerk-Treasurer, the Original Purchaser shall arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment and surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued as a single note representing the entire principal amount. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. The Notes are hereby awarded and sold to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser) at not less than par in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

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Dayton Legal Blank Co.

Form No. 30043

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Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as obligations to which Section 103 of the Code applies, and (b) the interest on the Notes will not be treated as a preference item under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, and (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Village hereby represents that the Outstanding Notes were designated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code. The Village hereby covenants that it will redeem the Outstanding Notes from proceeds of, and within 90 days after issuance of, the Notes, and represents that all other conditions are met for treating the Notes as "qualified tax-exempt obligations" and as not to be taken into account under subparagraph (D) of Section 265(b)(3) of the Code, without necessity for further designation, by reason of subparagraph (D)(ii) of Section 265(b)(3) of the Code. Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself

RECORD OF ORDINANCES

Ordinance No. _____

Passed _____

YEAR _____

of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

Section 11. The Clerk-Treasurer is directed to forward a certified copy of this Ordinance to the County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 13. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken in

RECORD OF ORDINANCES

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Ordinance No.

Passed YEAR

an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to enable the Village to timely retire the Outstanding Notes and thereby preserve its credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Dated: Oct. 8, 2001

Margaret A. Nomack
President of Council
MAYOR

Attest: Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-22

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Amount</u>
(D2) Cap. Improvements	Increase Per Revenue	3,900.00
(E1) Water	Increase Per Revenue	9,490.00
(E2) Sewer	Increase Per Revenue	5,000.00
(G5) Cemetery	Increase Per Revenue	278.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Christi Fillmore

Date 11-12-01

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Form No. 30043

Ordinance No.

Passed,

YEAR

ORDINANCE NO 2001-23

AN ORDINANCE TO PROVIDE FOR THE USE OF INTEREST FROM THE WATER FUND AND DECLARING IT TO BE AN EMERGENCY.

BE IT ORDAINED by Council of the Village of Antwerp, Ohio.

Section 1. That interest accumulating from the money designated as Water Fund of the Village of Antwerp 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 of Antwerp and for the proper conduct of it's affairs and shall therefore become effective immediately upon it's passage.

Section 3. Previous Ordinance and Rules of the Village of Antwerp that are not consistent with this Ordinance are hereby set aside, revoked and held naught.

Passed: 12-10-01

Margaret A. Womack
Mayor

Attest: Carole Fellmer
Clerk/Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed,

YEAR

ORDINANCE NO 2001-24

AN ORDINANCE TO PROVIDE FOR THE USE OF INTEREST FROM THE SEWER FUND AND DECLARING IT TO BE AN EMERGENCY.

BE IT ORDAINED by Council of the Village of Antwerp, Ohio.

Section 1. That interest accumulating from the money designated as Sewer Fund of the Village of Antwerp 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 of Antwerp and for the proper conduct of it's affairs and shall therefore become effective immediately upon it's passage.

Section 3. Previous Ordinance and Rules of the Village of Antwerp that are not consistent with this Ordinance are hereby set aside, revoked and held naught.

Passed: 12-10-01

Margaret A. Nomack
Mayor

Attest: Carole Fillmore
Clerk/Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2001-25

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Amount</u>
(E1) Water	Increase Per Revenue	4,100.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Cecile Fillmore

Date 12-10-01

RECORD OF ORDINANCES

Ordinance No.

Passed,

YEAR

ORDINANCE NO. 2001-24

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$65,000.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund,

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Sixty-Five Thousand Dollars (\$65,000) from the General Fund to the Police Fund.

Section 2: This ordinance is declared to be an emergency measure. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Nomack

Clerk/Treasurer Cecile Fillmore

Date 12-10-01

RECORD OF ORDINANCES

Dayton Legal Blank Co.

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Ordinance No. _____ Passed _____ YEAR _____

2002 Salary Ordinance - Page 1

ORDINANCE NO. 2001-27**AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2002**

WHEREAS, it is desirable that the salaries of Village offices and employees for year 2002 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2002, salaries of Village officials and employees be as follows: (except where revised - pay will start at the date stated by Council)

Mayor	4,600.00
Council Members Interim	1,800.00
Council Members	1,200.00
Clerk-Treasurer	17,611.00
Village Administrator	27,584.00
Chief of Police	28,114.00
Assistant Chief of Police	25,750.00
Police - Full Time - On Probation	20,000 to 22,500
Police - Full Time	22,500 to 24,720
Police - Part Time	8.00 to 10.00 per hour
Fire Chief	1,061.00
Fire Dept. Secretary	266.00
Fire Chief Assistant	266.00
	7.16 per meeting
	9.38 first hour
	7.16 each add. Hour
Fire Captains	80.00
Fire Lieutenants	54.00
Volunteer Firemen	7.16 per meeting
	7.16 first hour
	7.16 each add. Hour
EMS Coordinator	849.00
EMS Maintenance Man	478.00
EMS Drivers	6.37 per hour
EMT - A (BLS - Basic Life Support)	7.43 per hour
EMT - B (Intermediate Life Support)	10.00 per hour
All EMS Personnel	7.43 per meeting
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.00 to 10.00 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.33 per hour
Tech II Water/Sewer/Assigned Duties	11.33 to 14.00 per hour

Section 2. This Ordinance repeals Ordinance # 2000-28 and any other ordinance inconsistent herewithin.

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, _____ YEAR _____

2002 Salary Ordinance - Page 2

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret A. Wernick

CLERK Carol Fillmore

DATE 12-10-01

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2001-28

An ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 2002.

Section 1. BE IT RESOLVED by the Council of 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, 2002, 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** 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 **\$222,664**.

SECTION 3. That there be appropriated from the **STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND** in the sum of **\$49,000**.

SECTION 4. That there be appropriated from the **STATE HIGHWAY AND IMPROVEMENT FUND** in the sum of **\$9,400**.

SECTION 5. That there be appropriated from the **FEMA FUND** in the sum of **\$28,081.80**

SECTION 6. That there be appropriated from the **FED-MAYOR'S COURT FUND** in the sum of **\$7,500**.

SECTION 7. That there be appropriated from the **CDBG-ISSUE II FUND** in the sum of **26,910.69**

SECTION 8. That there be appropriated from the **WATER CAPITAL FUND** in the sum of **\$31,030**.

SECTION 9. That there be appropriated from the **CEMETERY FUND** the sum of **\$6,395**.

SECTION 10. That there be appropriated from the **STREET LIGHTING FUND** in the sum of **\$18,000**.

SECTION 11. That there be appropriated from the **FIRE FUND** in the sum of **\$36,200**.

SECTION 12. That there be appropriated from the **EMS FUND** in the sum of **\$65,000**.

SECTION 13. That there be appropriated from the **POLICE FUND** in the sum of **\$163,383**.

SECTION 14. That there be appropriated from the **PERMISSIVE TAX FUND** in the sum of **\$12,080**.

SECTION 15. That there be appropriated from the **WATER FUND** in the sum of **\$152,365**. (152,398.42)

SECTION 16. That there be appropriated from the **SEWER FUND** in the sum of **\$229,310**.

SECTION 17. **TOTAL OF ALL APPROPRIATIONS \$1,057,319.49**

SECTION 18. And the Village Clerk is hereby authorized to draw 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 other specific appropriations herein made.

SECTION 19. This resolution shall take effect at the earliest period allow by law.

Passed 12-10-01

Randy L. Swartz
President of Council

Attest: Carole Fillmore
Clerk of Council

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

CERTIFICATE

Section 5705.39, R.C. - "No appropriation measure shall become effective until the county auditor files with the appropriating authority . . . 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, Carole Fillmore, Clerk of 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 Ordinance is taken and copied from the original 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 11 day of December 2001.

Carole Fillmore
Clerk of the Village of Antwerp, Paulding County, Ohio

Bill Blumberg

RECORD OF ORDINANCES

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Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-01

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2002.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-14-02

MAYOR: Margaret A. Womack

ATTEST:

CLERK-TREASURER: Cecile Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 3003-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 WHICH WILL BE PAID IN THE AMOUNT OF \$612.75 QUARTERLY- COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2002.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-14-02

MAYOR: Margaret A. Womack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 COMMENCING JANUARY 01, 2002.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-14-02

MAYOR: Margaret A. Wornach

ATTEST:

CLERK-TREASURER: Cecile Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

RESOLUTION NO. R9002-01

A RESOLUTION AUTHORIZING THE SETTLEMENT OF AN APPROPRIATION ACTION BROUGHT TO ACQUIRE A 40 FOOT STORM SEWER EASEMENT AND DECLARING AN EMERGENCY

Whereas, the Council of the Village of Antwerp has previously passed Resolution No. 2001-03 declaring the necessity of appropriating a 40 foot wide storm sewer easement, and passed Ordinance No. 2001-13 appropriating the easement and authorizing an appropriation action to acquire the easement; and

Whereas, the parties the appropriation action have come to an agreeable settlement of the matter as set forth in the attached Release and Settlement Agreement, a copy of which is attached hereto and incorporated herein by reference.

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

Section 1: The Council of the Village of Antwerp hereby authorizes the settlement of the appropriation action brought against RMW Ventures, LLC and Maumee & Western, LLC for a 40 foot wide storm sewer upon the terms and conditions of the Release and Settlement Agreement which is attached hereto and incorporated herein by reference. The amount of \$2,700.00 is hereby authorized for expenditure for this purpose and the Village Administrator is authorized to execute the Release and Settlement Agreement on behalf of the Village.

Section 2: All formal actions of the Council relating to the adoption of this Resolution and all deliberations of Council and any of its committees leading to such action were in meetings open to the public as required by law.

Section 3: This Resolution is declared to be an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that the prompt action is needed to settle this litigation in accordance with the Court's schedule.

Margaret A. Womack
Mayor

Carole Fillmore
Clerk-Treasurer

1-14-02
Date

RECORD OF ORDINANCES

Dayton Legal Blank Co.

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Ordinance No.

Passed, YEAR

ORDINANCE NO. 2002-04**AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY**

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Amount</u>
(E1) Water	Increase Per Revenue	19,103.83
(B10) FOJ	Increase Per Revenue	1,500.00

Section 3: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Nornack

Clerk/Treasurer Carole Fillmore

Date 2-11-02

RECORD OF ORDINANCES

Ordinance No. _____

Passed _____

YEAR _____

Preliminary Legislation

Rev. 6/26/00

Ordinance# 2002-05

PID No. 21662

County/Route/Section: PAU-24-0.00

The following is a/ an ordinance enacted by the Village of Antwerp, Paulding County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.
(Ordinance/Resolution) (Local Public Agency)

SECTION I - Project Description

WHEREAS, the LPA has identified the need for the described project:

This project proposes to grind and resurface existing asphalt pavement with asphalt concrete and complete any other necessary roadway work on US24 from the west corporation limit to the east corporation limit of Antwerp.

WHEREAS, said portion of described project is within the village corporation limits.

NOW THEREFORE, be it ordained by the Village of Antwerp of Paulding County, Ohio.
(LPA)

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

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

ODOT shall assume and bear 100% of the necessary costs of the State's highway improvement project. In the event that the Village requests certain features or appurtenances be included within the State's highway improvement project's design and construction, and which features and appurtenances are determined by the State and FHWA to be not necessary for the State's project, the Village shall contribute 100% of the cost of those items.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

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Ordinance No.

Passed YEAR

PID No. 21662

SECTION IV - Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required (if applicable) for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR 65 and the ODOT Utilities Manual.

SECTION V - Maintenance

Maintain the right-of-way and keep it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

SECTION VI - Authority to Sign

The Mayor of said Village of Antwerp is hereby empowered on behalf of the Village of Antwerp to enter into agreements with the Director of Transportation necessary to complete the above described project.

Passed: 2-11, 2002 (Date)

Attested: Carol Fillmore (Clerk)

Margaret A. Womack (Mayor)

Attested: Clerk-Treas. (Title)

Randy L. Burns (President of Council)

This ordinance is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, _____ YEAR

PID No. 21662

CERTIFICATE OF COPY
STATE OF OHIO

Village of Antwerp of Paulding County, Ohio
(LPA)

I, Carole Fillmore, as Clerk of the Village of Antwerp
(LPA)
of Paulding County, Ohio, do hereby certify that the foregoing is a true
and correct copy of ordinance adopted by the legislative Authority of the said
(Ordinance/Resolution)

Village of Antwerp on the 11th day of FEBRUARY, 2002,
(LPA)
that the publication of such ordinance has been made and certified of
(Ordinance/Resolution)

record according to law: that no proceedings looking to a referendum upon such
ordinance have been taken; and that such ordinance
(Ordinance/Resolution) (Ordinance/Resolution)
certified of publication thereof are of record in 2002-05, Page _____
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 11th day of FEBRUARY, 2002.

Carole Fillmore
Clerk

(SEAL) Village of Antwerp of Paulding County, Ohio.
(If Applicable) (LPA)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the Village of Antwerp of Paulding County, Ohio
(LPA)

Attest: _____
Margaret A. Monrad, Date 02/11/02
Mayor

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR _____

ORDINANCE 2002-06

**AN ORDINANCE PERMITTING THE LEGISLATIVE
AUTHORITY'S SALARY NOT BE DEDUCTED DUE TO ABSENCE**

WHEREAS, the Village of Antwerp is subject to the mandates of the Ohio Revised Code Section 705.13, wherein the legislative authority of the municipal corporation shall, by ordinance, fix the salary of its members which shall be paid equally monthly installments. For each absence from regular meetings of the legislative authority, unless authorized by a two-thirds vote of all members thereof, there shall be deducted a sum equal to two per cent of such annual salary. Absence for ten successive regular meetings shall operate to vacate the seat of a member, unless such absence is authorized by the legislative authority.

It therefore being the desire of the Council of the Village of Antwerp, that the salary deduction for any absence from regular meetings by council members be waived and that no sum be deducted from annual salary for such absences.

NOW THEREFORE BE IT ORDAINED by the Village of Antwerp Council as follows:

1. The required salary deductions for any absence from regular meetings by council members be waived and that no sum be deducted from annual salary for such absences.
2. This ordinance shall take effect and be in full force and after the earliest period allowed by law.

DATED: 2-11-02

ATTEST: *Cecile Fillmore*
CLERK-TREASURER

Margaret A. Nomack
MAYOR

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

RESOLUTION NO. R2002-02

A RESOLUTION TO ACCEPT THE APPLICATION FOR ANNEXATION FILED BY OWNERS AND PETITIONERS BOARD OF EDUCATION, ANTWERP LOCAL SCHOOL DISTRICT, et al., AS REQUIRED BY OHIO REVISED CODE §§ 709.04 AND 709.06

WHEREAS, this resolution is required by Ohio Revised Code §§ 709.04 and 709.06; and

WHEREAS, owners and petitioners Board of Education, Antwerp Local School District, et al., filed a petition with the County Commissioners of Paulding County, Ohio to annex certain land to the Village of Antwerp; and

WHEREAS, the land sought to be annexed consists of two parcels containing a total of 38.433 acres, more or less, and is described in the Petition for Annexation; and

WHEREAS, on the 30th day of July, 2001 the County Commissioners of Paulding County ordered that the prayer in the Petition for Annexation be granted and that the territory described in the Petition may be annexed to the Village of Antwerp, all according to the County Commissioners' Resolution on Petition No. 3-2001; and

WHEREAS, the transcript of the proceedings was filed with and received by the Clerk of the Village of Antwerp in the ordinary course of business; and

WHEREAS, Ohio Revised Code § 709.04 requires that at the next regular session of the legislative authority of the municipal corporation to which annexation is proposed, after the expiration of 60 days from the date of filing with him as required by § 709.033 of the Ohio Revised Code, the Clerk of the municipal corporation shall lay the transcript and the accompanying map or plat and the Petition before the legislative authority; and

WHEREAS, Ohio Revised Code § 709.04 requires that thereupon the legislative authority, by resolution or ordinance, shall accept or reject the application for annexation; and

WHEREAS, the Clerk has now laid before the Council of the Village of Antwerp the above named documents; and

WHEREAS, Council has considered all of these documents and has determined that it is in the public interest to accept the application for annexation.

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

Section 1: It is ordered that the application for Annexation of the property described in the Petition for Annexation is hereby accepted in accordance with Ohio Revised Code § 709.04.

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Section 2: It is further ordered, in accordance with Ohio Revised Code § 709.06, that the Clerk of the Village of Antwerp shall make three copies of the following documents:

- A. The Petition of owners and petitioners Board of Education, Antwerp Local School District et al.;
- B. The map accompanying the Petition;
- C. A transcript of the proceedings of the Board of County Commissioners;
- D. Resolution No. 2001-06, passed by the Council of the Village of Antwerp on June 11th, 2001, which relates to the annexation; and
- E. This resolution accepting the annexation

together with a certificate to each copy stating that it is correct. Said certificate shall be signed by the Clerk of the Village of Antwerp and shall be authenticated by the seal of the municipal corporation.

Section 3: The Clerk shall then forthwith deliver one such copy of the documents listed in Section 2 to the County Auditor, one such copy to the County Recorder who shall make a copy thereof in the proper book of records and file and preserve it, and shall forward the third copy to the Secretary of State of Ohio.

Section 4: All formal actions of Council relating to the adoption of this resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 5: This resolution shall take effect from and after the earliest time allowed by law.

Passed this 11th day of FEBRUARY, 2002

Randy L. Brooks
President of Council

ATTEST: Cecile Fillmore
Clerk of Council

APPROVED: Margaret A. Nomack
Mayor

Date of Mayor's approval: 2-11-02

Council Persons voting aye: 5

Council Persons voting no: 0

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RECEIVED FEB 12 2002

R-2002-03

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of Antwerp, Paulding County, Ohio, met in Regular session on the 11th day of February, 2002, at the office of Town Hall with the following members present:

Randy Brooks

Ron Farnsworth

Danny Gordon

Ava Kennedy

Jan Reeb

M r. Ron Farnsworth 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 Village of Antwerp

for the purpose of Fire Protection and Emergency Medical Services ORC 5705.19 (I)

at a rate not exceeding 1 mills for each one dollar of valuation, which amounts to .10 ten cents

for each one hundred dollars of valuation, for 5 years 2003-2007

a replacement of tax of 1 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp

at the General election to be held at the usual voting places within said Village of Antwerp

on the 5th day of November, 2002, and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote

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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, 75 days prior to 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. Danny Gordon seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

Table with 2 columns: Name and Yes/No. Rows include Mr. Randy Brooks, Mr. Ron Farnsworth, Mr. Danny Gordon, Mrs. Ava Kennedy, and Mrs. Jan Reeb, all marked 'Yes'.

Adopted the 11th day of February, 2002

Carole Fillmore (Clerk or Auditor)

Village of Antwerp (Name of Subdivision)

Paulding County, Ohio

- 1. This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
2. Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
3. Name of Subdivision.
4. Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
5. For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
- an additional tax of ___ mills
- a renewal of an existing tax of ___ mills
- a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills
- a replacement of tax of ___ mills
- a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills
Schools also see 5705.212, 5705.213 O.R.C.
6. See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
7. This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of Village of Antwerp

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 12th day of February, 2002

Carole Fillmore Clerk

Vertical stamp area containing: No., Village of Antwerp, Paulding County, Ohio, RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION, Filed, 19, Deputy

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"AUTHORIZING LEGISLATION"
RESOLUTION NO: R2002-04

A RESOLUTION AUTHORIZING MAYOR, MARGARET WOMACK TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING IT TO BE AN EMERGENCY.

WHEREAS, the Village of Council hereby adopted Resolution 2001-13 which authored the Village of Antwerp to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program and whereas the Ohio Public Works Commission finds it necessary to have the Mayor, Margaret Womack to prepare and submit the application. The Council hereby finds it desirable to revoke and amend said Resolution 2001-13.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the Village of Antwerp is planning to make capital improvements to Canal Street Waterline Replacement, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

NOW THEREFORE, BE IT RESOLVED by Village of Antwerp:

Section 1: The Mayor, Margaret Womack is hereby authorized to apply to the OPWC for funds as described above.

Section 2: The Mayor, Margaret Womack is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Passed: 3/11/02
Date

By: Margaret Womack
Title: Mayor

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-07

AN ORDINANCE ENACTING ZONING FOR NEWLY ANNEXED AREA TO THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp previously enacted zoning and it is desirous and the wish of the Council that the newly annexed area be zoned so as to comply with the other areas located in the Village of Antwerp and previously zoned.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Antwerp as follows:

- Section 1. The area annexed into the Village of Antwerp containing 16.601 acres more or less and owned by The Church of the Nazarene, described in "Exhibit A" attached hereto and made a part hereof, shall be and hereby is zoned R-2, Multiple Family District.
- Section 2. All formal actions of Council relating to the adoption of this Ordinance, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.
- Section 3. This Ordinance shall be enforced and in effect from and after the earliest period allowed by law.

Passed: 5/13/02

Margaret A. Womack
Mayor, Margaret A. Womack

Carole Fillmore
Clerk/Treasurer, Carole Fillmore

1st Reading: 3/11/02
2nd Reading: 4/8/02
3rd Reading: 5/13/02

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-08

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO EXECUTE AN AGREEMENT BETWEEN OHIO GAS ENERGY SERVICES, INC. AND THE VILLAGE OF ANTWERP FOR COMMODITY SUPPLY, FIRM TRANSPORTATION AND AGGREGATION SERVICES FOR NATURAL GAS COMMODITY THROUGH THE COMMUNITY ENERGY PARTNERSHIP PROGRAM OF THE OHIO GAS COMPANY.

WHEREAS, the Ohio Gas Company (hereinafter referred to as "Company") has established a Community Energy Partnership Program (hereinafter referred to as "CEP Program") which contemplates joint action with municipalities to provide unbundled services to residential and commercial customers desiring to transport natural gas;

WHEREAS, the CEP Program facilitates aggregation of residential and small commercial customers and their participation in a natural gas transportation program through a municipality acting as their agent for the purpose of obtaining a natural gas supply and related services sufficient to reliably meet their aggregate natural gas requirements;

WHEREAS, Community, acting in its capacity under Article XVIII, Section 4 of the Ohio Constitution as it may apply, desires to participate in Company's CEP program as agent for residential and small commercial customers desiring to transport natural gas on Company's system and located within or around Community;

WHEREAS, Company is willing to use its plant, facilities and equipment to receive and transport, in accordance with the terms and conditions of its Tariff, P.U.C.O. No. 1, natural gas to aggregated residential and small commercial customers for whom Community shall act as agent; and,

WHEREAS, Community has enacted Ordinance No. 96-07 for the purpose of effectuating agreements such as this Agreement.

NOW THEREFORE, be it ordained, by the Council of the Village of Antwerp, Ohio, the necessary percentage of all members elected thereto concurring:

Section 1: COMMODITY SUPPLY, FIRM TRANSPORTATION AND AGGREGATION SERVICES

The Village Administrator, of behalf of the Village of Antwerp acting in its capacity as agent for the purposes of providing certain natural gas services to residential and commercial customers, shall enter into an agreement with Ohio Gas Energy Services ("OGES") for the facilitation of natural gas commodity supply, firm transportation, aggregation, and any ancillary services necessary to permit the participation of the Village of Antwerp in the CEP Program of the Ohio Gas Company.

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Section 2: EFFECTIVE DATE AND INCORPORATION BR REFERENCE

The agreement authorized by this Ordinance shall be effective or at such time as the Village of Antwerp and OGES otherwise agree. Upon the effective date of the agreement, the agreement, in its entirety, shall be deemed incorporated in the Ordinance and shall be filed with this Ordinance as part of the Village of Antwerp, Ohio records.

Section 3: EFFECTIVE DATE

This ordinance shall be effective on the earliest date provided by law and until repealed by the Village of Antwerp, Ohio.

Margaret Womack
Mayor, Margaret Womack

PASSED: 6-10-02

ATTEST: Carole Fillmore
Clerk/Treasurer, Carole Fillmore

1st READING 4-8-02
2nd READING 5-13-02
3rd READING 6-10-02

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-09

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2002 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Amurpe, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Amurpe, OHIO:

- Section 1. American Legal Publishing's Ohio Basic Code, 2002 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2002 Edition.
- Section 2. One copy of American Legal Publishing's Ohio Basic Code, 2002 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2002 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
 - (A) The enactment of the Ohio Basic Code, 2002 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

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Exhibit A**OHIO BASIC CODE, 2002 EDITION — SUMMARY OF CONTENTS**

Notice is hereby given that on the 8th day of July, 2002, there was enacted by the Legislative Authority of the Municipality of Amurto, Ohio, an ordinance entitled "An Ordinance Approving, Adopting and Enacting American Legal Publishing's Ohio Basic Code, 2002 Edition, as the Code of Ordinances for the Municipality of Amurto, Ohio."

A summary of the subjects, including all new matters contained in the Code of Ordinances, as adopted, are as follows. The majority of Basic Code provisions are based directly on state law.

TITLE I: GENERAL PROVISIONS**Chapter 10: General Provisions**

Section	
10.01	Short titles
10.02	Definitions
10.03	Rules of construction
10.04	Revivor; effect of amendment or repeal
10.05	Construction of section references
10.06	Conflicting provisions
10.07	Severability
10.08	Reference to offices
10.09	Errors and omissions
10.10	Ordinances repealed
10.11	Ordinances unaffected
10.12	Ordinances saved
10.13	Application to future ordinances
10.14	Interpretation
10.15	Amendments to code; amendatory language
10.16	Statutory references
10.17	Preservation of penalties, offenses, rights and liabilities
10.18	Determination of legislative intent
10.99	General penalty

TITLE III: ADMINISTRATION**Chapter 30: General Provisions**

Section	
30.01	Application of Title III
30.02	Qualifications; oaths
30.03	Bonds of officers and employees; amount
30.04	Additional bond; where bonds recorded and kept
30.05	Approval of bonds
30.06	Sufficiency of form of bond
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30.09	Records Commission
30.10	Meetings of public bodies to be open; exceptions; notice
30.11	Municipal officers may attend conference or convention; expenses

Chapter 31: Executive Authority

Section	
	<i>General Provisions</i>
31.01	Executive power; where vested

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Mayor

- 31.05 Term of Mayor; power and duties
- 31.06 General duties of the Mayor
- 31.07 Communications to the Legislative Authority
- 31.08 Protest against excess of expenditures
- 31.09 Supervision of conduct of officers
- 31.10 Annual report to the Legislative Authority
- 31.11 Mayor to file charges against delinquent officers
- 31.12 Vacancies in office of Mayor
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Clerk

- 31.20 Election, term, qualifications of the Clerk
- 31.21 Powers and duties of Clerk
- 31.22 Books and accounts; merger of offices
- 31.23 Seal of Clerk
- 31.24 Combined offices of Clerk and Treasurer

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- 31.31 Accounts of Treasurer
- 31.32 Powers and duties
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- 31.34 Receipt and disbursement of funds
- 31.35 Duty of delivering money and property

Street Commissioner

- 31.40 Qualifications
- 31.41 General duties
- 31.42 Assistants

Other Officials

- 31.50 Legal counsel
- 31.51 Administrator
- 31.52 Board of Trustees of Public Affairs
- 31.53 Fire Engineer, Engineer and Superintendent of Markets

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Section

General Provisions

- 32.01 Members of the Legislative Authority; election; terms of office
- 32.02 President Pro Tempore; employees
- 32.03 Vacancy when President Pro Tempore becomes Mayor
- 32.04 Qualifications of members of the Legislative Authority
- 32.05 Compensation and bonds of municipal officers and employees
- 32.06 Vacancy
- 32.07 Judge of election and qualification of members; quorum and special meetings
- 32.08 Rules; journal; expulsion of members
- 32.09 Meetings
- 32.10 General powers
- 32.11 Failure to take oath or give bond
- 32.12 Notice when new bond required
- 32.13 Care, supervision and management of public institutions

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- 32.27 Alterations or modifications of contract
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- 32.29 Award to lowest responsive and responsible bidder

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- 34.03 Deputy marshals and police officers
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- 34.06 Removal proceedings; suspension; appeals
- 34.07 General powers
- 34.08 Powers and duties of Marshal
- 34.09 Disposition of fines and penalties
- 34.10 Property recovered by police
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- 34.13 Expenses of storage and sale; notice
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- 35.03 Schooling of officers and firefighters of fire department
- 35.04 Legislative Authority may purchase engines and equipment
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- 35.09 Right to examine buildings, premises, and vehicles
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- 35.12 Standards for equipment
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- 72.24 Right-of-way on public highway
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- 72.27 Funeral procession has right-of-way
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- 136.08 Resisting arrest
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- 138.12 Counterfeit controlled substances
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(B) The repeal provided above shall not affect:

- (1) The grant or creation of a franchise, license, right, easement or privilege;
- (2) The purchase, sale, lease or transfer of property;
- (3) The appropriation or expenditure of money or promise or guarantee of payment;
- (4) The assumption of any contract or obligation;
- (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (6) The levy or imposition of taxes, assessments or charges;
- (7) The establishment, naming, vacating or grade level of any street or public way;
- (8) The dedication of property or plat approval;
- (9) The annexation or detachment of territory;
- (10) Any legislation enacted subsequent to the adoption of this ordinance.
- (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date Passed: 7-8-02

Attest:

Margaret Womack
Mayor

Carl F. [Signature]
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

RESOLUTION NO. R-2002-05

A RESOLUTION OF THE VILLAGE OF ANTWERP SUPPORTING THE ADOPTION OF THE AMENDED DRAFT OF THE SOLID DISTRICT WASTE MANAGEMENT PLAN UPDATE FOR THE DEFIANCE, FULTON, PAULDING, WILLIAMS FOUR COUNTY JOINT WASTE MANAGEMENT DISTRICT AND DECLARING IT TO BE AN EMERGENCY.

A resolution declaring that the amended Solid Waste management Plan for the Defiance, Fulton, Paulding, Williams Four County Joint Solid Waste Management District has been adopted.

WHEREAS, the Defiance, Fulton, Paulding, Williams Four County Joint Solid Waste Management District has completed the Waste Management Plan update; and

WHEREAS, pursuant to 3734.55 of the Ohio Revised Code the District requests legislative action supporting the adoption of this plan; and

WHEREAS, said plan was approved by the District Policy Committee on June 11, 2002; and

NOW, THEREFORE, BE IT RESOLVED by the Village Council of Antwerp, Ohio that we do hereby support the adoption of the draft plan of the Solid District Waste Management Plan update for the Defiance, Fulton, Paulding, and Williams Joint Four County Solid Waste Management District.

- 1. This resolution will be in effect immediately upon its adoption.

Date: 8-12-02

Attest: Carole Fillmore

Margaret Womack
Margaret Womack, Mayor

Carole Fillmore
Carole Fillmore, Clerk/Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-10

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BOND FOR THE PURPOSE OF WATER REPAIRS AND CAPITAL IMPROVEMENTS AND DECLARING THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$60,000.00 shall be issued in anticipation of issuance of bond for the purpose set forth herein to make necessary water repairs and capital improvements with a financing cost thereof incurred in connection with the issuance of said note.

Section 2. Said Note shall bear an interest rate not exceeding three and fifty-three hundredths percent (3.53%) for one year, payable at maturity, to wit: one year after date of said note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note to remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply proceeds, all in a manner and to the extent necessary to assure such exclusion of that interest under the Internal Revenue Code. The Clerk-Treasurer and any other appropriate officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note shall be the full general obligation of the Village and the full faith, credit and revenue of said Village are hereby pledged for the prompt payment of the same.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereon at maturity; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Fiscal Officer, or other officer, are authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

Section 7. The Mayor and Clerk-Treasurer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinance and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 08/14/02

Margaret Womack
Margaret Womack, Mayor

Cecile Fillmore
Clerk-Treasurer

Ordinance No.

Passed,

YEAR

ORDINANCE NO. 2002-11

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>FUND</u>	<u>Description</u>	<u>Amount</u>
E1- Water (E1-5-D-250)	Increase Per Revenue (loan from Bank)	60,000.00
G5 - Cemetery (G5-2-A-230 - 187.28) (G5-2-A-270 - 4,485.57)	Increase Per Revenue	4,672.85

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Carole Fillmore

Date 9-9-02

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

RESOLUTION NO. R 2002-06

A RESOLUTION AUTHORIZING Mayor, Margaret Womack TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED; AND DECLARING AN EMERGENCY

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the Village of Antwerp is planning to make capital improvements for the Maple Street Storm Sewer Project, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

NOW THEREFORE, BE IT RESOLVED by The Village of Antwerp :

Section 1: The Mayor, Margaret Womack is hereby authorized to apply to the OPWC for funds as described above.

Section 2: The Mayor, Margaret Womack is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3: This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that the prompt action is needed to allow the Village of Antwerp to obtain the benefit of available Ohio Public Works Funding.

Passed this 23rd day of September, 2002.

Margaret Womack
Mayor

Paul Fillmore
Clerk/Treasurer

Ordinance No.

Passed

YEAR

APPROVED

Form Supervised by State Auditor (Rev. 9-70)

Dayton Legal Blank, Inc., Form No. 11012

Res 002-07

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

(VILLAGE COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the Village of Amwerp Paulding County, Ohio, met in Regular session on the 14th day of October 2002 at the office of Town Hall with the following members present:

- Randy Brooks
Ron Farnsworth
Danny Gordon
Ken Reinhardt
Ava Kennedy
Jan Reeb

Mr. Ron Farnsworth 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, 2003; 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 Amwerp 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:

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

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 Commission Inside 10 Mill Limitation		County Auditor's Estimate of Tax Rate to be Levied	
		Column II	Column IV	Inside 10 Mill Limit	Outside 10 Mill Limit
General Fund	20 735	33 820		1.8	2.7
General Bond Retirement Fund					
CEMETERY	11 777	11 777			.8
Park Fund					
Recreation Fund					
FIRE	13 551				2.
FIRE / EMS Fund	10 306				1.
POLICE Fund	8 606				7.5
EMS	5 153				.5
AJ-RES 11519650					
OTHER 2514000					
PP 1874182					
15 911 832					
TOTAL					

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 11-6 2001	1.7				
for not to exceed 5 years 02-06					
Current expense levy authorized by voters on 11-28 99	1.				
for not to exceed 5 years 97-04					
Total General Fund outside 10 m. Limitation.					
Park Fund: Levy authorized by voters on 20					
for not to exceed _____ years.					
Recreation Fund: Levy authorized by voters on 20					
for not to exceed _____ years.					
EMS Fund: Levy authorized by voters on 11 20 54	.5				
for not to exceed <u> </u> years.					

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

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<u>FIRE</u>	Fund: Levy authorized by voters on	<u>11-85</u>	<u>2.</u>				
<u>20</u>	for not to exceed <u>10</u> years.						
<u>FIRE/EMS</u>	Fund: Levy authorized by voters on	<u>11-97</u>	<u>1.</u>				
<u>20</u>	for not to exceed <u>5</u> years. <u>98-02</u>						
<u>POLICE</u>		<u>5-84</u>	<u>5.5</u>				
	<u>10</u> years.						
<u>POLICE</u>		<u>11-99</u>	<u>2.</u>				
	<u>99-03</u>						
<u>CEMETERY</u>		<u>11-00</u>	<u>.8</u>				
	<u>01-05</u>						
<u>AG-RES</u>	<u>11519680</u>						
<u>OTHER</u>	<u>2516000</u>						
<u>P.P.</u>	<u>889472</u>						
	<u>15711832</u>						

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.

Mrs Jan Reeb seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

- Mr. Ron Farnsworth YES
- Mrs Jan Reeb YES
- Mr. Randy Brooks YES
- Mr. Danny Gordon YES
- Mrs Ava Kennedy YES
- Mr. Ken Reinhart YES
- Mr. _____

Adopted the 14th day of OCTOBER, 2002

Attest:

Cathy Follmer

Clerk of Council

Margaret A. Nornick

President of Council

MAYOR

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, _____ YEAR

ANTWERP

CERTIFICATE TO COPY

ORIGINAL ON FILE

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of the Council of the Village of Antwerp, within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original _____

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 23rd day of October, 2002

Carole Fillmore
Clerk of Council

1. A copy of this Resolution must be certified to the County Auditor before the first day of October in each year, or at such later date as may be approved by the Board of Tax Appeals.

No. 2002-07

COUNCIL OF THE VILLAGE OF

Antwerp

Paulding County, Ohio

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.
(Village Council)

Adopted OCT 14 2002

Carole Fillmore
Clerk of Council

Filed _____ 20 _____

County Auditor

By _____ Deputy

FILED

OCT 23 2002

THE SOLEIMANUS
ADDRESS
PAULDING COUNTY

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-12

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$127,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2000-23, passed on October 19, 2000, there were issued \$110,000 Emergency Medical Service Building Construction Notes, Series 2000 (the Series 2000 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, pursuant to Ordinance No. 2001-06, passed on February 15, 2001, there were issued \$28,000 Emergency Medical Service Building Construction Notes, Series 2001 (the Series 2001 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, the Series 2000 Notes and the Series 2001 Notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$137,000 Emergency Medical Service Building Construction Notes, Series 2001 (the Outstanding Notes), issued in anticipation of bonds pursuant to Ordinance No. 2001-21, passed on October 8, 2001, which Outstanding Notes mature on October 24, 2002; and

WHEREAS, this Council finds and determines that the Village should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the Village; and

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 20 years, and the maximum maturity of \$99,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is October 26, 2020, and of \$28,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is March 9, 2001;

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

Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$127,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

Section 2. The Bonds shall be dated approximately October 1, 2003, shall bear interest at the now estimated rate of 5% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2004.

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Passed, YEAR

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$127,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds and to retire, together with other funds available to the Village, the Outstanding Notes. The Notes shall be dated the date of issuance and shall mature on October 24, 2003. The Notes shall bear interest at the rate of 3.50% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer of the Village, Antwerp, Ohio (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity (the Prepayment Date) as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the Prepayment Date. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date and the name and address of the Paying Agent, by certified or registered mail to the Original Purchaser and to the Paying Agent not less than seven days prior to the Prepayment Date. If money for prepayment is on deposit with the Paying Agent on the Prepayment Date following the giving of that notice, interest on the principal amount prepaid shall cease to accrue on the Prepayment Date. The Clerk-Treasurer may request the Original Purchaser (as defined in Section 6) to use its best efforts to arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment, surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer, in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Clerk-Treasurer. The entire principal amount may be represented by a single note and may be issued as fully registered securities (for which the Clerk-Treasurer will serve as note registrar) and in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Clerk-Treasurer that issuance of fully registered securities in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. The Notes are hereby sold at par plus accrued interest to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser), in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Clerk-Treasurer is authorized, if

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it is determined to be in the best interest of the Village, to combine the issue of Notes with one or more other note issues of the Village into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Village hereby represents that the Outstanding Notes are treated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code. The Village hereby covenants that it will redeem the Outstanding Notes from proceeds of, and within 90 days after issuance of, the Notes, and represents that all other conditions are met for treating the Notes as "qualified tax-exempt obligations" and as not to be taken into account under subparagraph (D) of Section

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265(b)(3) of the Code, without necessity for further designation, by reason of subparagraph (D)(ii) of Section 265(b)(3) of the Code. Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt charges on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

Section 11. The Clerk-Treasurer is directed to deliver a certified copy of this Ordinance to the County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt

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Form No. 30043

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charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 13. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance must be immediately effective so that the Notes can be delivered at the earliest possible date to make their proceeds available to enable the Village to retire the Outstanding Notes and thereby preserve its good credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed: 10-14-02, 2002

Randy L. Brooks
President of Council

Cecile Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-13

AN ORDINANCE AMENDING THE ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the applicant, Paul Yoder, filed an Application for Zoning Amendment with the Village of Antwerp; and,

WHEREAS, the Village of Antwerp Planning Commission held a public meeting on this Application on the 8th day of August, 2002; and,

WHEREAS, after deliberating, the Planning Commission resolved to recommend that the Real Estate located at Lot No. 34, Wilhelm's Addition to the Village of Antwerp, Paulding County, Ohio, commonly known as 504 West Washington Street, Antwerp, Ohio be reclassified R-2 / Multiple Family District; now, therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council concurs with the Planning Commission's recommendation and approves this Application;

ENACTED THIS 28th day of OCTOBER, 2002.

Margaret A. Womack
MAYOR, VILLAGE OF ANTWERP

Attest:
Caleb Fillmore
Clerk-Treasurer

1st reading: 10-9-02
2nd reading: 10-14-02
3rd reading: 10-28-02

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-14

ORDINANCE OF THE VILLAGE OF ANTWERP, OHIO AMENDING
ORDINANCE 91-12 AND ESTABLISHING WATER TAP FEES AND SEWER
APPLICATION FEES AND DECLARING IT TO BE AN EMERGENCY

WHEREAS, it having come to the attention of the Council of the Village of Antwerp, Ohio that certain fees heretofore established by Ordinance 91-12 are no longer reasonable and equitable and should be changed.

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

SECTION 1. That the tapping fee for a 3/4 inch waterline is hereby amended and established to be \$650.00 per tap except taps that consist of a road cut or must be pushed under a street, alley, or highway the fee is hereby established to be \$850.00.

BE IT FURTHER ORDAINED as follows:

SECTION 2. There is hereby established an application fee of \$50.00 per application to hook into the village sewer line. In addition to this application fee the user or consumer is responsible for all expenses relating there to.

a. related expenses includes but not limited to: tapping saddle, piping from village sewer line, required clean outs, backfill, and road repair.

SECTION 3. The rules and regulations for taping into the sewer line shall be kept on file at the Utility Office and shall be available during normal working hours.

SECTION 4. A person, organization, or corporation desiring to become a user or consumer of the Village of Antwerp sewer system must have the prior approval from the Village Administrator and Wastewater Supervisor.

SECTION 5. All formal actions of Council relating to the adoption of this Ordinance, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

SECTION 6. Previous rules, ordinances, and resolutions made by the Village Council, not consistent with this Ordinance, are hereby set aside.

SECTION 7. This ordinance is deemed an emergency measure, necessary for the immediate preservation of the peace, health, safety of the residents of the Village of Antwerp, Ohio and for the further reason that this ordinance must be immediately effective as that the costs incurred by the Village to make these taps be covered and for any and all preventive maintenance required herein.

Passed this 14 day of October 2002

Carol Tillman
Clerk/Treasurer

Margaret A. Womack
Mayor

Ordinance No. _____ Passed _____, _____ YEAR

Ordinance No. 2002-15

AN ORDINANCE AUTHORIZING DEPLOYMENT OF FIRE PROTECTION AND EMERGENCY MEDICAL SERVICE PERSONNEL AND EQUIPMENT BEYOND THE TERRITORIAL BOUNDARIES OF Antwerp Village

WHEREAS, rapid deployment of fire service resources and EMS personnel is essential in the event of a major fire, natural disaster or terrorist attack; and,

WHEREAS, no single community has sufficient resources to cope with every conceivable emergency; and,

WHEREAS, regional mobilization of ~~fire~~ ^{fire} service resources is essential to the National Defense; and,

WHEREAS, Revised Code Section 9.60 has been amended to grant immunity from liability for damages allegedly caused by fire protection and emergency medical service activities conducted outside the territorial boundaries of the municipality whenever such extraterritorial service is authorized by Ordinance;

Now therefore, be it enacted by Antwerp Village Council that:

Section 1: On receipt of a request for fire protection or emergency medical services from appropriate governmental authorities, the officer then in command is authorized to deploy Fire and EMS Division personnel and equipment to any location in the State of Ohio regardless of whether a Mutual Aid Agreement or similar contract exists between the Antwerp Village and the political subdivision requesting such assistance.

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

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

Sandy L. Smith
President of Council/Trustee

Passed: Oct. 28, 2002

Attest: Carole Fillmore, 2002

Approved: Oct. 28, 2002

By: Margaret Womack Mayor/Trustee

RECORD OF ORDINANCES

0241

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____, _____ YEAR

ORDINANCE NO. 2002-16

AN ORDINANCE AMENDING THE ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the applicant, Sam Jailor, filed an Application for Zoning Amendment with the Village of Antwerp; and,

WHEREAS, the Village of Antwerp Planning Commission held a public meeting on this Application on the 8th day of August, 2002; and,

WHEREAS, after deliberating, the Planning Commission resolved to recommend that the Real Estate located at Lot 10 Block G Addition to the Village of Antwerp, Paulding County, Ohio, commonly known as 613 N. Main Street, Antwerp, Ohio be reclassified from R-2 / Multiple Family District to B-1 / Business; now, therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council concurs with the Plan Commission's recommendation and approves this Application;

ENACTED THIS 21st day of November, 2002.

Margaret A. Homack
MAYOR, VILLAGE OF ANTWERP

Attest:
Carole Fillmore
Clerk-Treasurer

1st reading: 10-28-02
2nd reading: 11-11-02
3rd reading: 11-21-02

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2002-17

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>Amount</u>
G5 - Cemetery (G5-2-A-230 - 19.45) (G5-2-A-270 - 1,227.58)	Increase Per Revenue	\$1,247.03

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret A. Womack

Clerk/Treasurer Carole Fillmore

Date 11-11-02

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-18

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$83,100.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund,

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Eighty Three Thousand One Hundred Dollars (\$83,100) from the General Fund to the Police Fund.

Section 2: This ordinance is declared to be an emergency measure. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Womack

Clerk/Treasurer Cassie Fillmore

Date 12-16-02

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2002-19

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE WATER FUND IN THE AMOUNT OF \$600.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer funds from the General Fund to the Water Fund. These funds are interest accumulated from Certificated of Deposits made from the Water Fund.

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Six Hundred Dollars (\$600) from the General Fund to the Water Fund.

Section 2: This ordinance is declared to be an emergency measure. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Womack

Clerk/Treasurer Carole Fillmore

Date 12-16-02

RECORD OF ORDINANCES

0245

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2002-20

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE SEWER FUND IN THE AMOUNT OF \$3,462.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer funds from the General Fund to the Sewer Fund. These funds are interest accumulated from Certificated of Deposits made from the Sewer Fund.

WHEREAS, Council must approve the transfer pursuant to Ohio Revised Code Section 5705.14, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: The Village Clerk/Treasurer is hereby authorized to transfer the sum of Three Thousand Four Hundred Sixty Two Dollars (\$3,462) from the General Fund to the Sewer Fund.

Section 2: This ordinance is declared to be an emergency measure. This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Nomack

Clerk/Treasurer Carole Fillmore

Date 12-16-02

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2002-21

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>Amount</u>
G5 - Cemetery	Increase Per Revenue	\$285.04

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Womack

Clerk/Treasurer Caul Felbre

Date 12-16-02

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO. 2002-22

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2003

WHEREAS, it is desirable that the salaries of Village offices and employees for year 2003 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2003, salaries of Village officials and employees be as follows: (except where revised - pay will start at the date stated by Council)

Mayor	4,600.00
2004 Mayor	6,000.00
2004 & Interim Council Members	1,800.00
Council Members	1,200.00
Clerk-Treasurer	17,611.00
Village Administrator	28,412.00
Chief of Police - 6 mo of Probation	14,057.00
Chief of Police - after Probation	14,478.00
Assistant Chief of Police	25,750.00
Police - Full Time - On Probation	20,000 to 22,500
Police - Full Time	22,500 to 25,462
Police - Part Time	8.00 to 10.00 per hour
Fire Chief	1,093.00
Fire Dept. Secretary	274.00
Fire Chief Assistant	274.00
	7.37 per meeting
	9.66 first hour
	7.37 each add. Hour
Fire Captains	82.00
Fire Lieutenants	56.00
Volunteer Firemen	7.37 per meeting
	7.37 first hour
	7.37 each add. Hour
EMS Coordinator	874.00
EMS Maintenance Man	492.00
EMS Drivers	6.56 per hour
EMT - A (BLS - Basic Life Support)	7.65 per hour
EMT - B (Intermediate Life Support)	10.30 per hour
All EMS Personnel	7.65 per meeting
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.00 to 10.00 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.33 per hour
Tech II Water/Sewer/Assigned Duties	11.33 to 14.00 per hour

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

Section 2. This Ordinance repeals Ordinance # 2001-27 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret Nomack

CLERK Candi Fillmore

DATE 12-16-02

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2002-23

An ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 2003.

Section 1. BE IT RESOLVED by the Council of 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, 2003, 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** 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 **\$195,707**.

SECTION 3. That there be appropriated from the **STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND** in the sum of **\$51,000**.

SECTION 4. That there be appropriated from the **STATE HIGHWAY AND IMPROVEMENT FUND** in the sum of **\$9,500**.

SECTION 5. That there be appropriated from the **FEMA FUND** in the sum of **\$91.07**

SECTION 6. That there be appropriated from the **FED-MAYOR'S COURT FUND** in the sum of **\$7,500**.

SECTION 7. That there be appropriated from the **CDBG-ISSUE II FUND** in the sum of **\$0.00**

SECTION 8. That there be appropriated from the **WATER CAPITAL FUND** in the sum of **\$30,989**.

SECTION 9. That there be appropriated from the **CEMETERY FUND** the sum of **\$12,393**.

SECTION 10. That there be appropriated from the **STREET LIGHTING FUND** in the sum of **\$30,750**.

SECTION 11. That there be appropriated from the **FIRE FUND** in the sum of **\$36,200**.

SECTION 12. That there be appropriated from the **EMS FUND** in the sum of **\$66,800**.

SECTION 13. That there be appropriated from the **POLICE FUND** in the sum of **\$152,949**.

SECTION 14. That there be appropriated from the **PERMISSIVE TAX FUND** in the sum of **\$18,369**.

SECTION 15. That there be appropriated from the **WATER FUND** in the sum of **\$183,488**.

SECTION 16. That there be appropriated from the **SEWER FUND** in the sum of **\$195,411**.

SECTION 17. That there be appropriated from the **FOJ FUND** in the sum of **\$2,000**.

SECTION 18. **TOTAL OF ALL APPROPRIATIONS \$993,147.07**

SECTION 19. And the Village Clerk is hereby authorized to draw 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 other specific appropriations herein made.

SECTION 20. This resolution shall take effect at the earliest period allow by law.

Passed 12-16-02

Sandy L. Brooks
President of Council

Attest: Carole Fillmore
Clerk of Council

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2003-01

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 COMMENCING JANUARY 01, 2003.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-13-03

MAYOR: Margaret Komark

ATTEST:

CLERK-TREASURER: Coralie Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2003-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 WHICH WILL BE PAID IN THE AMOUNT OF \$612.75 QUARTERLY- COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2003.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-13-03

MAYOR: Margaret Nomack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank Co.

Ordinance No. _____

Passed _____

YEAR

ORDINANCE NO. 2003-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2003.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION:

SECTION 3. THIS ORDINANCE SHALL TAKE EFFECT AT THE EARLIEST TIME PROVIDED BY LAW.

ADOPTED: 1-13-03

MAYOR: Margaret Hornack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2003-04

**AN ORDINANCE TO RESTRICT PARKING ON THE NORTH AND SOUTH SIDE OF
STONE STREET BETWEEN SOUTH MAIN STREET AND SOUTH ERIE STREET;
AND DECLARING THE SAME AN EMERGENCY**

WHEREAS, the rail cars located on the railroad right-of-way running parallel with Stone Street between South Main Street and South Erie Street will be loaded by semi-tractor trailers requiring the semi-tractor trailers to temporarily need access to the rail cars by turning onto Stone Street from Main Street or by crossing Main Street and heading east onto Stone Street; and

WHEREAS, the semi-tractor trailers accessing Stone Street will not be able to access Stone Street if vehicles are parked on the North side or South side of Stone Street between South Main Street and South Erie Street.

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

Section 1. Parking on Stone Street between South Main Street and South Erie Street is hereby prohibited on a temporary basis.

Section 2. Parking signs are hereby directed to be installed on both sides of Stone Street between South Main Street and South Erie Street notifying the public that parking is so prohibited.

Section 3. These parking restrictions shall not apply to delivery vehicles loading and unloading items along Stone Street in between South Main Street and South Erie Street.

Section 4. Any vehicle parked on Stone Street without the purpose of loading or unloading items to be delivered to a merchant, resident, or rail car located on Stone Street in between South Main Street and South Erie Street will be towed at the vehicle owner's expense.

Section 5. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 6. This Ordinance shall be for a period of six (6) months from the date of passage of this Ordinance.

Section 7. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that without this parking restriction, the semi-tractor trailers would not be able to temporarily access Stone Street and that vehicles parked on Stone Street while the semi-tractor trailers attempted to access Stone Street may be damaged so that this ordinance is for the well being of the residents and this resolution shall be in full force and effect immediately after its

RECORD OF ORDINANCES

Dayton Legal Blank Co.

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Ordinance No. _____ Passed _____, _____
YEAR

passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 2/10/03

Margaret Womack
Margaret Womack, Mayor

Paul Fillmore
Clerk-Treasurer

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2003-05

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH SPEC-TEMP, INC. FOR THE SUPPLY AND PURCHASE OF WATER AND ALSO PROVIDING SEWER SERVICE.

WHEREAS, the Village has previously supplied water to Spec-Temp, Inc. and treated sewage discharge from their facility; and

WHEREAS, it is desirable for the Village to have an agreement with them for the sale and purchase of water and treatment of sewage discharge.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section 1. The Village Administrator of the Village of Antwerp, Ohio is hereby authorized to enter into an agreement for furnishing water and receiving sewage for treatment by the Village's facility with Spec-Temp, Inc. pursuant to the following terms:

A. Spec-Temp, Inc. shall pay the Village a monthly charge for the transportation and treatment of water delivered from the Village to the Company. The monthly charge for water so delivered to the Company shall be \$2.50 for each 1,000 gallons of water, plus a flat rate of \$14.05 per quarter which shall be paid at the rate of \$4.68 per month.

B. Spec-Temp, Inc. shall additionally pay the Village a monthly charge for the collection and treatment of sewage from the Company to the Village. The monthly charge for sewage collection from the Company shall be \$1.50 for each 1,000 gallons of sewage per month after the first 2,000 gallons of sewage collected, plus a flat rate of \$35.26 per quarter which shall be paid at the rate of \$11.76 per month.

Section 2. That Spec-Temp, Inc. shall install, operate and maintain in accordance with the Village's regulations, all required meters.

Section 3. The agreement shall be for a period of three (3) years from the date of execution of the same.

Section 4. The Village, the Council authorizes the Village Administrator of the Village of Antwerp to execute the agreement with Spec-Temp, Inc. for the above consideration.

Dated: 4-14-03, 2003

1st Reading: 2/10/03
2nd Reading: 3/10/03
3rd Reading: 4/14/03

Adopted: 4-14-03

Margaret Womack
Mayor, Margaret Womack

Carole Fillmore
Clerk/Treasurer Carole Fillmore

D. E. Sydnor 4/22/03
Spec Temp, CEO SPEC-TEMP

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2003-06

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
H1 - Police	Amend Original Appropriation (\$152,949.00)	\$146,338.00
H3 - Street Lighting	Amend Original Appropriation (\$30,750.00)	\$23,315.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor Margaret Wornack

Clerk/Treasurer Charles Feldner

Date 2/10/03

Ordinance No.

Passed YEAR

RESOLUTION NO. R 2003-02

**A RESOLUTION TO ACCEPT THE ANTWERP LIBRARY BRANCH CONTRACT;
AND DECLARING THE SAME AN EMERGENCY**

WHEREAS, the Paulding County Carnegie Library (PCCL), the Friends of the Antwerp Branch Library, and the Village of Antwerp have proposed a contract for the continuation of library service in the Village of Antwerp; and

WHEREAS, the Village of Antwerp desires to enter into the contract with the PCCL and the Friends of the Antwerp Branch Library for the continuation of the library service in the Village of Antwerp.

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

Section 1. That the Antwerp Branch Library Contract provides that the Village of Antwerp will provide suitable quarters for the branch and be responsible for the upkeep and maintenance of the building housing the branch library, including any structural repair.

Section 2. That the Antwerp Branch Library Contract provides that the Village of Antwerp will be responsible for all utility costs with the exception of telephone lines and service. That the Village of Antwerp will be responsible for snow removal in the parking lot.

Section 3. That the Antwerp Branch Library Contract provides that the Village of Antwerp will provide insurance on the building housing the Antwerp Library Branch, and it will provide liability insurance for the outside area of the building.

Section 4. It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of the continuing operations of a public library for the well being of the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 2/10/03

Carole Fillmore

Clerk-Treasurer

Margaret Womack
Margaret Womack, Mayor

Ordinance No.

Passed YEAR

RESOLUTION NO. R 2003-01

A RESOLUTION TO ACCEPT THE CONVEYANCE BY ANTWERP FRIENDS OF THE LIBRARY ASSOCIATION, INC. AND DECLARING THE SAME AN EMERGENCY

WHEREAS, Antwerp Friends of the Library Association, Inc. desires to convey real estate to the Village of Antwerp, namely, the public library located in the Village of Antwerp; and

WHEREAS, the Village of Antwerp desires to accept the conveyance of the real estate from the Antwerp Friends of the Library Association, Inc. upon the terms and conditions set forth in Warranty Deed, Certificate of Title, and Affidavit.

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

Section 1. That the Antwerp Friends of the Library Association, Inc. has executed a Warranty Deed conveying the real estate described therein, better known as the Antwerp Library, to the Village of Antwerp, and said conveyance is hereby accepted by the Village of Antwerp.

Section 2. Said Warranty Deed is accompanied by a Certificate of Title signed by James P. Spriggs, attorney for the Antwerp Friends of the Library Association, Inc., and the Village of Antwerp hereby relies on the statements and representations contained therein in accepting the conveyance of the real estate set forth in the Warranty Deed.

Section 3. Said Warranty Deed is accompanied by an Affidavit of Gordon Barnes, as the Vice-President of the Antwerp Friends of the Library Association, Inc., and the Village of Antwerp hereby relies on the statements and representations contained therein in accepting the conveyance of the real estate set forth in the Warranty Deed.

Section 4. It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of the continuing operations of a public library for the well being of the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 2/10/03

Margaret Womack
Margaret Womack, Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2003-07

AN ORDINANCE TO ALLOW THE CUTTING OF THE CURB AND THE RELOCATION OF THE STREET LAMP LOCATED AT 206 SOUTH MAIN STREET, BLOCK "A" ADDITION, SECTION 27, LOT 9, CARRYALL TOWNSHIP

WHEREAS, the owner of the property, Karl T. Wilhelm, by his power of attorney, Michael A. Wilhelm, requested the Village of Antwerp to allow the cutting of the curb and relocation of the street lamp located in front of the property located at 206 South Main Street, or more particularly described as Block "A" Addition, Section 27, Lots 9 and 10, Carryall Township; and

WHEREAS, the property owner is requesting permission to cut the curb 18 feet in length and move the street lamp 13.5 feet to the north, which curb and street lamp are located in front of Lot 9 of the Block "A" Addition of Section 27 in Carryall Township. This request is being made to allow for a drive through business on the property located at 206 South Main Street, Antwerp, Ohio.

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

Section 1. Karl T. Wilhelm, as the property owner at 206 South Main Street, Antwerp, Ohio, is given permission to cut the curb 18 feet in length, said curb being located in front of Lot 9 of Block "A" Addition, Section 27, Carryall Township.

Section 2. Karl T. Wilhelm, as the property owner at 206 South Main Street, Antwerp, Ohio, is given permission to relocate the street lamp 13.5 feet to the north, said street lamp now being located in front of Lot 9 of Block "A" Addition, Section 27, Carryall Township.

Section 3. All work performed in cutting the curb and relocating the street lamp shall be completed in a workmanlike manner and in compliance with all building codes and other applicable laws. To the extent required by law, all work shall be performed by individuals duly licensed and authorized by law to perform said work. The property where the curb is cut and the street lamp is removed shall be placed in as good repair and condition as existed prior to the curb cutting and street lamp removal, the existence of the curb cut excepted.

Section 4. If any damage is caused to the property of the Village of Antwerp, Ohio, in cutting the curb or relocating the street lamp, the property owner, Karl T. Wilhelm, or those acting on his behalf, shall repair and/or replace the damaged property with materials consistent in quality and workmanship to match the existing adjacent property, at no additional cost to the Village.

Section 5. The property owner, Karl T. Wilhelm, or those acting on his behalf, shall fully indemnify and hold harmless the Village of Antwerp, Ohio, its officers, agents, and employees from any and all such obligations or liabilities which may arise as a direct or indirect consequence of the cutting of the curb or relocation of the street lamp.

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

Section 6. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 7. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

ENACTED THIS 4th day of February, 2003.

MAYOR/VILLAGE OF ANTWERP

Attest:

Clerk-Treasurer

DID NOT PASS
MAJORITY VOTE - NO

1st reading: 4-14-03

2nd reading: 5-12-03

3rd reading: 6-9-03

Ordinance No.

Passed YEAR

ORDINANCE NO. 2003-08

**ORDINANCE FOR THE EMPLOYMENT OF
MELANIE L. FARR AS SOLICITOR
FOR THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO**

WHEREAS, the Village is authorized by law to employ legal counsel to be known as the Village Solicitor, and

WHEREAS, the Council deems it necessary to employ legal counsel to act as Solicitor for the Village in civil, contract, and criminal matters.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio as follows:

Section 1. Legal counsel shall be provided to act in civil, contract, and criminal matters for the Village, and the person employed as such counsel shall be known as the Solicitor of the Village of Antwerp; and

Section 2. The salary of the Solicitor in civil, contract, and criminal manners shall be One Hundred Dollars (\$100.00) per hour, plus out-of-pocket expenses for long distance telephone charges, postage, milage at the rate of No Dollars and Thirty Six and One-Half Cents (\$0.365) per mile, and photocopying at the rate of No Dollars and Fifteen Cents (\$0.15) per page, and such Solicitor shall be employed by the Council for a period not exceeding two (2) years.

Section 3. Melanie L. Farr, an attorney at law, is licensed to practice law in the State of Ohio, and is hereby appointed as Solicitor for the Village of Antwerp, Paulding County, Ohio.

Section 4. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

Section 5. This Ordinance shall be retroactive and take effect as of the expiration of the prior Ordinance employing such counsel as the Solicitor of the Village of Antwerp, also known as Ordinance No. 2001-08.

Margaret Homack
MAYOR, VILLAGE OF ANTWERP

Dated: 5-12-03

Attest:

Carol Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

R 8003-03

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of of

Antwerp, Paulding County, Ohio, met in regular session on the 12th day of May, 19 2003, at the office of

Town Hall with the following members present:

M 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 providing and maintaining motor vehicles, communications and other equipment used directly in the operation of a police department and payment of salaries of police personnel.

O.R.C. 5705.19 (J) at a rate not exceeding two (2) mills for each one dollar of valuation, which amounts to ten cents

for each one hundred dollars of valuation, for 5 years 2004-2008

a replacement of tax of 2 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp

at the General election to be held at the usual voting places within said Village of Antwerp, Ohio

on the 4th day of November 19 2003, and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof; and be it further

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2003-09

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2003 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Village of Anvers, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Village of Anvers, OHIO:

- Section 1.** American Legal Publishing's Ohio Basic Code, 2003 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2003 Edition.
- Section 2.** One copy of American Legal Publishing's Ohio Basic Code, 2003 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3.** All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2003 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
- (A) The enactment of the Ohio Basic Code, 2003 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

(B) The repeal provided above shall not affect:

- (1) The grant or creation of a franchise, license, right, easement or privilege;
- (2) The purchase, sale, lease or transfer of property;
- (3) The appropriation or expenditure of money or promise or guarantee of payment;
- (4) The assumption of any contract or obligation;
- (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (6) The levy or imposition of taxes, assessments or charges;
- (7) The establishment, naming, vacating or grade level of any street or public way;
- (8) The dedication of property or plat approval;
- (9) The annexation or detachment of territory;
- (10) Any legislation enacted subsequent to the adoption of this ordinance.
- (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date

Passed: 6-9-03

Attest:

Margaret Hornack
Mayor

Cecile Fillmore
Clerk of the Legislative Authority

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2003-10

AN ORDINANCE FOR THE VILLAGE OF Antwerp, OHIO, AMENDING SECTIONS 73.01, 73.011 AND 96.12 OF THE 2003 EDITION OF THE OHIO BASIC CODE, EFFECTIVE JUNE 30, 2003, TO REFLECT THE STATE OF OHIO'S REDUCTION IN THE LEGAL ALCOHOL LIMIT FOR OPERATING A MOTOR VEHICLE, AND DECLARING AN EMERGENCY.

WHEREAS, the Village has adopted American Legal Publishing's Ohio Basic Code, 2003 Edition.

WHEREAS, effective June 30, 2003, the Ohio Legislature amended Ohio Revised Code §§ 1547.11, 4511.19 and 4511.191 by reducing the legal alcohol limit for operating a motor vehicle (see House Bill 87 of the 125th Session of the General Assembly).

WHEREAS, §§ 73.01, 73.011, and 96.12 of the 2003 Edition of the Ohio Basic Code do not reflect these amendments.

WHEREAS, it is necessary to provide for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE VILLAGE OF Antwerp, OHIO:

Section 1. Effective June 30, 2003, §§ 73.01 (*Driving While Intoxicated or Drugged*), 73.011 (*Implied Consent*) and 96.12 (*Operating Under Influence of Alcohol or Drugs Prohibited*) of the 2003 Edition of the Ohio Basic Code are amended to read as set forth in Exhibit A, attached hereto.

Section 2. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this Village, and shall take effect at the earliest date provided by law.

Date Passed: 6-9-03

Attest: Margaret Homack
Mayor

Paul Fillmore
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

RESOLUTION NO. R 2003-04

A RESOLUTION IN COMPLIANCE WITH OHIO REVISED CODE #709.03(D) RELATING TO ANNEXATION OF TERRITORY BY PETITION OF THE OWNERS, KEITH WILKOWSKI, AGENT, AND DECLARING AN EMERGENCY.

WHEREAS, this resolution is requested by the Administration; and

WHEREAS, on the 14th day of March, 2003 a Petition for Annexation of certain territory in Carryall Township, Paulding County, Ohio was filled in the office of the Paulding County Commissioners by the Village of Antwerp, et al. through Keith Wilkowski as agent; and

WHEREAS, under the provisions of Ohio Revised Code #709.03(D) the legislative authority of a municipal corporation shall, by ordinance or resolution, adopt a statement indicating what services, if any, the municipal corporation will provide, and an approximate date by which it will provide them, to the territory proposed for annexation;

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

Section 1. In accordance with Revised Code #709.031(D), Council declares that it will provide police protection, street lighting and road maintenance, and make available municipal water and sewer services to the property to be annexed on or before the approximate date of 6-9-03.

Section 2. A true copy of this resolution shall be certified by the Clerk of Council and forwarded to the Board of County Commissioners of Paulding County, Ohio and to the petitioners through their agent.

Section 3. All formal actions of Council relating to the adoption of this Resolution, and all deliberations of Council relating to the adoption of this resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 4. This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that this matter is set for a hearing before the Board of County Commissioners on June 16, 2003.

Passed this 9th day of June, 2003.

Randy L. Smith
President of Council

Attest:
Assets: Carole Fillmore
Clerk of Council

Approved: 6/9/03

Council Persons voting aye: Brooks, Gordon, Kennedy, Ross, Reinher

Council Persons voting no: None

RECORD OF ORDINANCES

0267

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

RESOLUTION NO. R 2003-05

A RESOLUTION REPLACING RESOLUTION R2003-03 (a replacement of tax of 2 mills for the operation of the Antwerp Police Department). THIS WILL BE REPLACED WITH RESOLUTION R2003-06 (a replacement of 2 mill and an increase of 1 mill to constitute a tax of 3 mills for the operation of the Antwerp Police Department)

WHEREAS, the Village of Antwerp Council finds it necessary to replace Resolution R2003-03.

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

Section 1. Resolution R2003-03 will be replaced with Resolution R2003-05 stating a replacement of 2 mill and an increase of 1 mill to constitute a tax of 3 mills for the operation of the Antwerp Police Department.

Section 2. This Resolution shall be in full force and effect from and after the earliest period allowed by law.

Margaret A. Hemack

Mayor

Cecile Fillmore

Clerk/Treasurer

Dated

7-14-03

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

R 2003-06

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 6705.19, .191, .192, .194, .21, .26

The Village of

Antwerp Paulding County, Ohio, met in regular session on the 11th day of August, 2003 at the office of

Town Hall with the following members present:

- MR Randy Brooks
MR Ron Farnsworth
MR Danny Gordon
Mrs Jan Reeb
MR Ken Reinhart

M R Ron Farnsworth 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 providing and maintaining motor vehicles, communications and other equipment used directly in the operation of a police department and payment of salaries of police personnel.

O.R.C. 5705.19 (J)

at a rate not exceeding three (3) mills for each one dollar of valuation, which amounts to thirty cents

(Here insert rate expressed in dollars and cents)

for each one hundred dollars of valuation, for 5 years 2004-2008

a replacement of 2 mills and an increase of 1 mills to constitute a tax of 3 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp

at the General election to be held at the usual voting places within said Village of Antwerp, Ohio

on the 4th day of November 2003; and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote

RECORD OF ORDINANCES

0269

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR

RESOLUTION NO. R-2003-07

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES, NATURE WORKS PROGRAM AND DECLARING IT TO BE AN EMGERENCY.

WHEREAS, the state of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the federal Land and Water Conservation Fund Program and/or the State of Ohio Nature Works Program, and

WHEREAS, the Village of Antwerp desires financial assistance under Nature Works Program.

NOW, THEREFORE, be it resolved by the Village of Antwerp

1. That the Village of Antwerp approves filing an application for financial assistance.
2. That the Village Administrator is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.
3. That the Village of Antwerp does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the Nature Works Program.
4. This ordinance is deemed an emergency measure, necessary for the immediate preservation of the peace, health, safety of the residents of the Village of Antwerp, Ohio.

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is true and correct copy of resolution adopted by the Antwerp Village Council held on 14th day of July 2003, and that I am duly authorized to execute this certificate.

Cecile F. Omond
(original signature)

Clair-Jean
(title)

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

RESOLUTION NO. R 2003-08

A RESOLUTION REQUESTING THE COUNTY AUDITOR TO CERTIFY TO THE VILLAGE OF ANTWERP THE TOTAL CURRENT TAX VALUATION AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY 3 MILLS (which is calculated by a replacement of 2 mills and an increase of 1 mill to constitute a tax of 3 mills for the operation of the Antwerp Police Department)

WHEREAS, the Village of Antwerp Council finds it necessary to request the County Auditor to certify the current tax valuation and the dollar amount of revenue that would be generated by 3 mills.

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

Section 1. The Village of Antwerp is requesting from the County Auditor to certify the current tax valuation and dollar amount of revenue that would be generated by three mills. This will be a replacement of 2 mills and an increase of 1 mill to constitute a tax of 3 mills for the operation of the Antwerp Police Department.

Section 2. This resolution is in accordance with the Secretary of State's Advisory 2003-04.

Section 3. This Resolution shall be in full force and effect from and after the earliest period allowed by law.

Margaret Homack
Mayor

Paul Fillmore
Clerk/Treasurer

Dated 7-14-03

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Form Supervised by State Auditor (Rev. 9-70)

R2003-09

Dayton Legal Blank, Inc., Form No. 11012

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

(VILLAGE COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the Village of Antwerp, Paulding County, Ohio, met in Regular session on the 11th day of August 2003 at the office of Town Hall with the following members present:

- Mr Randy Brooks
Mr Ron Farnsworth
Mr Danny Gordon
Mrs Jan Reeb
Mr Kenny Reinhart

Mrs Jan Reeb 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, 2004; 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 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:

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

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 Commission 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	34 1 59	28 9 31	1.8	2.7
General Bond Retirement Fund				
CEMETERY	11 8 69			.8
Park Fund				
Recreation Fund				
Fire	13 67 0			2.
Fire/EMS Fund	10 40 5			1.
Police Fund	86 60 2			2.5
EMS	5 20 2			.5
Ag-Res 11652190				
Other 2539250				
PP 1881341				
16072781				
TOTAL				

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 11-20-99	1.	
for not to exceed 5 years. 00-04		
Current expense levy authorized by voters on 11-20-01	1.7	
for not to exceed 5 years. 02-06		
Total General Fund outside 10 m. Limitation.		
Park Fund: Levy authorized by voters on 20		
for not to exceed _____ years.		
Recreation Fund: Levy authorized by voters on 20		
for not to exceed _____ years.		
Cemetery Fund: Levy authorized by voters on 11-20-00	.8	
for not to exceed 5 years. 01-05		

RECORD OF ORDINANCES

0273

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

20 _____ for not to exceed <u>Cont.</u> years.					
Fire & EMS Fund: Levy authorized by voters on	11-02	1.			
20 _____ for not to exceed <u>5</u> years. <u>03-07</u>					
Police	5-84	5.5			
Cont					
Police	11-99				
99-03		2.			
EMS	11-86				
Cont.		.5			

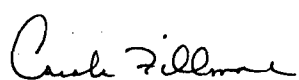
and be it further
RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

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

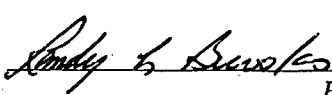
- Mr. Jan Reeb _____ , YEA
- Mr. Kenny Reinhardt _____ , YEA
- Mr. Randy Brooks _____ , YEA
- Mr. Ken Farnsworth _____ , YEA
- Mr. Danny Gordon _____ , YEA
- Mr. _____ , _____
- Mr. _____ , _____

Adopted the 11th day of AUGUST, 2003.

Attest:



 Clerk of Council



 President of Council

RECORD OF ORDINANCES

Ordinance No. _____

Passed _____

YEAR

CERTIFICATE TO COPY

ORIGINAL ON FILE

The State of Ohio, Paulding County, ss.

I, Charles F. Illmore, Clerk of the Council of the Village of

Amberg, within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original

Minutes of the Regular Meeting

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 27th day of August, 2003

Charles F. Illmore

Clerk of Council

1. A copy of this Resolution must be certified to the County Auditor before the first day of October in each year, or at such later date as may be approved by the Board of Tax Appeals.

No. R2003-09

COUNCIL OF THE VILLAGE OF

Amberg
Paulding County, Ohio

RESOLUTION
ACCEPTING THE AMOUNTS AND RATES AS
DETERMINED BY THE BUDGET COMMIS-
SION AND AUTHORIZING THE NECES-
SARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY AUDITOR.
(Village Council)

Adopted August 11, 2003
Charles F. Illmore
Clerk of Council

Filed _____ 20____
By _____
County Auditor Deputy

FILED

AUG 27 2003

WILL SOLENSBAUGH
AUDITOR
PAULDING COUNTY

Ordinance No.

Passed,

YEAR

**Ohio Environmental Protection Agency (OEPA) and Ohio Water Development Authority (OWDA)
Village Capital Improvement Fund
Resolution No. R 2003-10**

A resolution declaring it necessary to construct a new water tower in the Village of Antwerp and authorizing the application for preliminary/design engineering funds from the Ohio Environmental Protection Agency and the Ohio Water Development Authority's Village Capital Improvement Fund (VCIF).

BE IT RESOLVED BY the Village Council of the Village of Antwerp, Paulding County, Ohio:

SECTION I That it is necessary to make improvements to the water supply and distribution system for the health, safety and welfare of the residents of the Village of Antwerp (Detailed description attached).

SECTION II That it is necessary to apply for approval of a loan from the Village Capital Improvement Fund.

SECTION III That the Mayor of the Village of Antwerp, Ohio be and is hereby authorized to request from the Village Capital Improvement Fund the sum of \$25,000 (twenty-five thousand dollars).

SECTION IV That the method of repayment of monies loaned from the Village Capital Improvements Fund be as follows:

- 1) Full amount upon financing for the construction of the project.
- 2) If the project is not financed within two years from the date of award (repayment shall be made in such equal annual installments, not exceeding ten) and on such date as set forth in the Agreement between OEPA, OWDA and the Village for the loans.
- 3) That the Village's designated repayment source shall be through project construction funds and/or other revenues including the water and/or general funds.
 - a. If the project is financed after payments have started, the balance of the loan shall be repaid immediately.

Passed this 8th day of SEPT., 2003.

Margaret Womack
Margaret Womack
Mayor, Village of Antwerp

Carole Fillmore
Carole Fillmore
Clerk, Village of Antwerp

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

RESOLUTION NO. R 2003-11

A RESOLUTION AUTHORIZING MAYOR, MARGARET WOMACK TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the Village of Antwerp is planning to make capital improvements for the Water Distribution Improvements project, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

NOW THEREFORE, BE IT RESOLVED by The Village of Antwerp:

Section 1: The Mayor, Margaret Womack is hereby authorized to apply to the OPWC for funds as described above.

Section 2: The Mayor, Margaret Womack is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements for the well being of the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Passed: 9-8-03

Carole Fillmore
Clerk/Treasurer

Margaret Womack
Mayor

Ordinance No. _____

Passed _____

YEAR _____

ORDINANCE NO. 2003-11

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BOND FOR THE PURPOSE OF WATER REPAIRS AND CAPITAL IMPROVEMENTS AND DECLARING THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$57,000.00 shall be issued in anticipation of issuance of bond for the purpose set forth herein to make necessary water repairs and capital improvements with a financing cost thereof incurred in connection with the issuance of said note.

Section 2. Said Note shall bear an interest rate not exceeding three percent (3%) for one year, payable at maturity, to wit: one year after date of said note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note to remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply proceeds, all in a manner and to the extent necessary to assure such exclusion of that interest under the Internal Revenue Code. The Clerk-Treasurer and any other appropriate officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note shall be the full general obligation of the Village and the full faith, credit and revenue of said Village are hereby pledged for the prompt payment of the same.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereon at maturity; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Fiscal Officer, or other officer, is authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

RECORD OF ORDINANCES

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Form No. 30043

Ordinance No.

Passed

YEAR

Section 7. The Mayor and Clerk-Treasurer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Section 10. This Ordinance shall be retroactive and take effect as of the expiration of the Note referenced in the prior ordinance for the issuance of a note in anticipation of the issuance of bond for the purpose of water repairs and capital improvements, also known as Ordinance No. 2002-10.

Date: 9-8-03

Margaret Womack
Margaret Womack, Mayor

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2003-12

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$116,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2000-23, passed on October 19, 2000, there were issued \$110,000 Emergency Medical Service Building Construction Notes, Series 2000 (the Series 2000 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, pursuant to Ordinance No. 2001-06, passed on February 15, 2001, there were issued \$28,000 Emergency Medical Service Building Construction Notes, Series 2001 (the Series 2001 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, the Series 2000 Notes and the Series 2001 Notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$137,000 Emergency Medical Service Building Construction Notes, Series 2001, issued in anticipation of bonds pursuant to Ordinance No. 2001-21, passed on October 8, 2001, which notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$127,000 Emergency Medical Service Building Construction Notes, Series 2002 (the Outstanding Notes), issued in anticipation of bonds pursuant to Ordinance No. 2002-12, passed on October 14, 2002, which Outstanding Notes mature on October 24, 2003; and

WHEREAS, this Council finds and determines that the Village should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the Village; and

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 20 years, and the maximum maturity of \$88,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is October 26, 2020, and of \$28,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is March 9, 2001;

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

Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$116,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

Section 2. The Bonds shall be dated approximately October 1, 2004, shall bear interest at the now estimated rate of 5% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2005.

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$116,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds and to retire, together with other funds available to the Village, the Outstanding Notes. The Notes shall be dated the date of issuance and shall mature on October 22, 2004. The Notes shall bear interest at the rate of 2.50% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer of the Village, Antwerp, Ohio (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity (the Prepayment Date) as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the Prepayment Date. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date and the name and address of the Paying Agent, by certified or registered mail to the Original Purchaser and to the Paying Agent not less than seven days prior to the Prepayment Date. If money for prepayment is on deposit with the Paying Agent on the Prepayment Date following the giving of that notice, interest on the principal amount prepaid shall cease to accrue on the Prepayment Date. The Clerk-Treasurer may request the Original Purchaser (as defined in Section 6) to use its best efforts to arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment, surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer, in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Clerk-Treasurer. The entire principal amount may be represented by a single note and may be issued as fully registered securities (for which the Clerk-Treasurer will serve as note registrar) and in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Clerk-Treasurer that issuance of fully registered securities in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. The Notes are hereby sold at par plus accrued interest to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser), in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the

RECORD OF ORDINANCES

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purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Clerk-Treasurer is authorized, if it is determined to be in the best interest of the Village, to combine the issue of Notes with one or more other note issues of the Village into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

The Village hereby represents that the Outstanding Notes are treated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code. The Village hereby covenants that it will redeem the Outstanding Notes from proceeds of, and within 90 days after issuance of, the Notes, and represents that all other conditions are met for treating the Notes as "qualified tax-exempt obligations" and as not to be taken into account under subparagraph (D) of Section 265(b)(3) of the Code, without necessity for further designation, by reason of subparagraph (D)(ii) of Section 265(b)(3) of the Code. Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt charges on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

Section 11. The Clerk-Treasurer is directed to deliver a certified copy of this Ordinance to the Paulding County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to

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Form No. 30043

Ordinance No.

Passed,

YEAR

make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

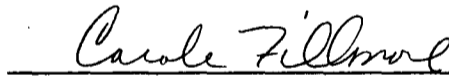
Section 13. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance must be immediately effective so that the Notes can be delivered at the earliest possible date to make their proceeds available to enable the Village to retire the Outstanding Notes and thereby preserve its good credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed: October 14, 2003



President of Council



Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

RESOLUTION NO. R 2003-12

A RESOLUTION REQUESTING THE COUNTY AUDITOR TO CERTIFY TO THE VILLAGE OF ANTWERP THE TOTAL CURRENT TAX VALUATION AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A REPLACEMENT OF 2 MILLS FOR THE OPERATION OF THE ANTWERP POLICE DEPARTMENT

WHEREAS, the Village of Antwerp Council finds it necessary to request the County Auditor to certify the current tax valuation and the dollar amount of revenue that would be generated by a replacement of 2 mills.

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

Section 1. The Village of Antwerp is requesting from the County Auditor to certify the current tax valuation and dollar amount of revenue that would be generated by two mills. This will be a replacement of 2 mills for the operation of the Antwerp Police Department.

Section 2. This resolution is in accordance with the Secretary of State's Advisory 2003-04.

Section 3. This Resolution shall be in full force and effect from and after the earliest period allowed by law.

Section 4. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinance and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 12-15-03

Attest:

Curtis Fillmore
Clerk/Treasurer

Margaret Womack
Mayor

Ordinance No. _____ Passed _____ YEAR _____

ORDINANCE NO. 2003-13

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK-TREASURER TO TRANSFER FUNDS TO THE SEWER FUND IN THE AMOUNT OF \$2,417.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Sewer Fund, and that the funds to be transferred are interest accumulated from Certificates of Deposit made from the Sewer Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14(E), which transfer does not require a vote of the Village Council to authorize transfers from the general fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Funds from the General Fund to the Sewer Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk-Treasurer is hereby authorized to transfer the sum of Two Thousand Four Hundred Seventeen Dollars (\$2,417.00) from the General Fund to the Sewer Fund.

Section 2. This ordinance is necessary to provide for operating funds for the sewer department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the sewer department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 12-15-03

Margaret Hornack

 Mayor of the Village of Antwerp

Attest:

Carole Hillman

 Clerk-Treasurer

RECORD OF ORDINANCES

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Ordinance No.

Passed

YEAR

ORDINANCE NO. 2003-14

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK-TREASURER TO TRANSFER FUNDS TO THE WATER FUND IN THE AMOUNT OF \$500.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Water Fund, and that the funds to be transferred are interest accumulated from Certificates of Deposit made from the Water Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14(E), which transfer does not require a vote of the Village Council to authorize transfers from the general fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Funds from the General Fund to the Water Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14:

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

Section 1. The Village Clerk-Treasurer is hereby authorized to transfer the sum of Five Hundred Dollars (\$500.00) from the General Fund to the Water Fund.

Section 2. This ordinance is necessary to provide for operating funds for the water department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the water department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 12-15-03

Margaret Womack
Mayor of the Village of Antwerp

Attest:

Candi Wilmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO. 2003-15

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
B8 - Permissive Tax	Increase due to Revenue	\$1,000.00
C1 - Water Debt Service	Increase due to Beginning Balance	\$13.43
C2 - Sewer Debt Service	Increase due to Beginning Balance	\$271.30
E2 - Sewer Fund	Increase due to Revenue	\$11,200.00
G7 - FOJ Fund	Increase due to Revenue	\$500.00

Section 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 4: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 12-15-03

Mayor Margaret Nomack

Attest:

Clerk/Treasurer Carole Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2003-16

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK-TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$85,500.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14(E), which transfer does not require a vote of the Village Council to authorize transfers from the general fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Funds from the General Fund to the Police Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk-Treasurer is hereby authorized to transfer the sum of Eighty Five Thousand Five Hundred Dollars (\$85,500.00) from the General Fund to the Police Fund.

Section 2. This ordinance is necessary to provide for the operating funds for the police department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 12-15-03

Margaret Homack
Mayor of the Village of Antwerp

Attest:
Cecil F. Moore
Clerk-Treasurer

RECORD OF ORDINANCES

0289

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2003-17

An ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 2004.

Section 1. BE IT RESOLVED by the Council of 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, 2004, 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** 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 **\$220,715**.

SECTION 3. That there be appropriated from the **STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND** in the sum of **\$42,300**.

SECTION 4. That there be appropriated from the **STATE HIGHWAY AND IMPROVEMENT FUND** in the sum of **\$9,000**.

SECTION 5. That there be appropriated from the **FEMA FUND** in the sum of **\$91.07**.

SECTION 6. That there be appropriated from the **FED-MAYOR'S COURT FUND** in the sum of **\$7,500**.

SECTION 7. That there be appropriated from the **CDBG-ISSUE II FUND** in the sum of **\$275,000**.

SECTION 8. That there be appropriated from the **WATER CAPITAL FUND** in the sum of **\$37,600**.

SECTION 9. That there be appropriated from the **CEMETERY FUND** the sum of **\$11,805**.

SECTION 10. That there be appropriated from the **STREET LIGHTING FUND** in the sum of **\$25,000**.

SECTION 11. That there be appropriated from the **FIRE FUND** in the sum of **\$44,100**.

SECTION 12. That there be appropriated from the **EMS FUND** in the sum of **\$75,000**.

SECTION 13. That there be appropriated from the **POLICE FUND** in the sum of **\$180,847**.

SECTION 14. That there be appropriated from the **PERMISSIVE TAX FUND** in the sum of **\$14,177**.

SECTION 15. That there be appropriated from the **WATER FUND** in the sum of **\$264,450**.

SECTION 16. That there be appropriated from the **SEWER FUND** in the sum of **\$231,210**.

SECTION 17. That there be appropriated from the **FOJ FUND** in the sum of **\$402.00**

SECTION 18. **TOTAL OF ALL APPROPRIATIONS \$1,439,197.07**

SECTION 19. And the Village Clerk is hereby authorized to draw 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 other specific appropriations herein made.

SECTION 20. This resolution shall take effect at the earliest period allow by law.

Passed 12-15-03

Randy L. Swartz
President of Council

Attest: Carole Fillmore
Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed
YEAR

CERTIFICATE

Section 5705.39, O.R.C. - "No appropriation measure shall become effective until the county auditor files with the appropriating authority . . . 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, Carole Fillmore, Clerk of 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 Ordinance is taken and copied from the original 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 15th day of DECEMBER 2003

Carole Fillmore

Clerk of the Village of Antwerp, Paulding County, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.Passed

YEAR

ORDINANCE NO. 2003-18**AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2004**

WHEREAS, it is desirable that the salaries of Village officials and employees for year 2004 be set forth in an ordinance, and

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

SECTION 1, That beginning with the first pay period of year 2004, salaries of Village officials and employees be as follows: (except where revised - pay will start at the date stated by Council)

Mayor	6,000.00
Council Members	1,800.00
Clerk-Treasurer	18,139.00
Village Administrator	29,264.00
Chief of Police	29,826.00
Assistant Chief of Police	25,750.00
Police - Full Time - On Probation	20,000 to 23,175
Police - Full Time	23,175 to 26,226
Police - Part Time	8.00 to 12.00 per hour
Police - Reserves	8.00 to 10.00 per hour
Fire Chief	1,126.00
Fire Dept. Secretary	282.00
Fire Chief Assistant	282.00
	7.59 per meeting
	9.95 first hour
	7.59 each add. Hour
Fire Captains	84.00
Fire Lieutenants	58.00
Volunteer Firemen	7.59 per meeting
	7.59 first hour
	7.59 each add. Hour
EMS Coordinator	900.00
EMS Maintenance Man	507.00
EMS Drivers	6.76 per hour
EMT - A (BLS - Basic Life Support)	7.88 per hour
EMT - B (Intermediate Life Support)	10.61 per hour
All EMS Personnel	7.88 per meeting
General Labor/Utilities Billing Clerk	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.00 to 10.00 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.67 per hour
Tech II Water/Sewer/Assigned Duties	11.33 to 14.50 per hour

Section 2. This Ordinance repeals Ordinance # 2002-22 and any other ordinance inconsistent herewithin.

Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next. (See breakdown on next page)

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

MAYOR Margaret Hornack

CLERK Charles Fillmore

DATE 12-15-03

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

R-2003-13

RECEIVED DEC 16 2003

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village _____ of _____

Antwerp, Paulding County, Ohio, met in regular _____

session on the 15th day of December, 2003, at the office of _____

Town Hall with the following members present:

Randy Brooks

Ron Farnsworth

Dan Gordon

Ava Kennedy

Jan Reeb Ken Reinhart

Ms. Jan Reeb 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 providing and maintaining motor vehicles, communications and other equipment used directly in the operation of a police department and payment of salaries of police personnel.

O.R.C. 5705.19 (J)

at a rate not exceeding two (2) mills for each one dollar of valuation, which amounts to ten cents

for each one hundred dollars of valuation, for 5 years 2004-2008

a replacement of tax of 2 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp

at the primary election to be held at the usual voting places within said Village of Antwerp, Ohio

on the 2nd day of March, 2003; and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

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, by December 18, 2003

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. Farnsworth seconded the Motion and the roll being called
upon its adoption the vote resulted as follows:

M r. Randy Brooks	Yea
M r. Dan Gordon	Yea
M rs. Ava Kennedy	Yea
M rs. Jan Reeb	Yea
M r. Ken Reinhart	Yea

Adopted the 12th day of May, 2003

Carole Fillmore
(Clerk or Auditor)

Village of Antwerp
(Name of Subdivision)

Paulding County, Ohio

- This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
- Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
- Name of Subdivision.
- Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
- For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
 "an additional tax of ___ mills"
 "a renewal of an existing tax of ___ mills"
 "a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills"
 "a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mill."
 "a replacement of tax of ___ mills"
 "a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills"
 "a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills"
 Schools also see 5705.212, 5705.213 O.R.C.
- See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
- This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of Village of Antwerp

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 16th day of December 19, 2003

Carole Fillmore
Clerk

No. _____

Antwerp Village
Paulding
County, Ohio

RESOLUTION
DECLARING IT NECESSARY TO LEVY A
TAX IN EXCESS OF THE TEN
MILL LIMITATION

Filed December 16, 2003

By *Just L. Lammers*
Deputy

RECORD OF ORDINANCES

0295

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2004-01

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 COMMENCING JANUARY 01, 2004.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-12-04

MAYOR: Margaret Womack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2004-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2004.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-12-04

MAYOR: Margaret Womack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

ORDINANCE NO. 2004-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 WHICH WILL BE PAID IN THE AMOUNT OF \$612.75 QUARTERLY- COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2004.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-12-04

MAYOR: Margaret Womack

ATTEST:

CLERK-TREASURER: Curtis Williams

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2004-04

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2004 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

Section 1. American Legal Publishing's Ohio Basic Code, 2004 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2004 Edition.

Section 2. One copy of American Legal Publishing's Ohio Basic Code, 2004 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".

Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2004 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:

- (A) The enactment of the Ohio Basic Code, 2004 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

RECORD OF ORDINANCES

0299

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed,

YEAR

(B) The repeal provided above shall not affect:

- (1) The grant or creation of a franchise, license, right, easement or privilege;
- (2) The purchase, sale, lease or transfer of property;
- (3) The appropriation or expenditure of money or promise or guarantee of payment;
- (4) The assumption of any contract or obligation;
- (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (6) The levy or imposition of taxes, assessments or charges;
- (7) The establishment, naming, vacating or grade level of any street or public way;
- (8) The dedication of property or plat approval;
- (9) The annexation or detachment of territory;
- (10) Any legislation enacted subsequent to the adoption of this ordinance.
- (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date

Passed: 1-12-04

Attest:

Margaret Homack
Mayor

Curtis F. Johnson
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-06

AN ORDINANCE TO REPEAL ORDINANCE NO. 84-17 AND NO. 94-15 ESTABLISHING ARCHER DRIVE AS A ONE-WAY STREET AND PROHIBITING PARKING ON BOTH SIDES OF ARCHER DRIVE, AND DECLARING A REPEAL OF THE SAME AN EMERGENCY

WHEREAS, the Village Council approved the passage of Ordinance No. 84-17 establishing Archer Drive (then named Franklin Street until the passage of Ordinance No. 89-10) a one-way street. Due to the relocation of the Antwerp Local Schools, the need for designating Archer Drive as a one-way street no longer exists; and

WHEREAS, the Village Council approved the passage of Ordinance No. 94-15 prohibiting parking on portions of Archer Drive. Due to the relocation of the Antwerp Local Schools, the need for prohibiting parking on portions of Archer Driver no longer exists.

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

Section 1. Ordinance No. 84-17 is repealed, and Archer Drive will return to a two-way street for vehicular travel.

Section 2. Ordinance No. 94-15 is repealed, and the parking restrictions set forth in Ordinance No. 94-15 for Archer Drive will no longer be in effect as of the effective date of the passage of this ordinance.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is no longer in need of the previous restrictions as to Archer Drive and vehicle travel thereon and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 1-12-04

Margaret Womack
Margaret Womack, Mayor

Cecilia F. Brown
Clerk-Treasurer

RECORD OF ORDINANCES

0301

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR

ORDINANCE NO. 2004-05

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS FOR 2003 AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is necessary for the immediate preservation of the public peace, health or safety.

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

Fund	Description	Amount
A1 - General	Increase Per Revenue	\$25,190.00
E2 - Sewer	Increase Per Revenue	\$2,390.00

Section 2: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Mayor _____

Clerk/Treasurer _____

Date _____

*Tabled
1-12-2004
M.W.
Revised*

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

RESOLUTION NO. R-2004-01

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATIVE TO THE ESTABLISHMENT OF A CERTAIN WATER SUPPLY REVOLVING LOAN ACCOUNT AND TO EXECUTE ALL DOCUMENTS TO ALLOW THE VILLAGE OF ANTWERP TO ENTER INTO A WATER SUPPLY REVOLVING LOAN ACCOUNT AGREEMENT WITH OEPA AND OWDA AND DECLARING AN EMERGENCY.

Whereas, the Village of Antwerp wishes to participate in a loan transaction with OEPA and OWDA.

Now therefore be it resolved; that the Mayor is hereby authorized and directed to execute all documents relative for the establishment of a certain water supply revolving loan account agreement and to enter into said agreement with Ohio Environmental Protection Agency and Ohio Water Development Authority.

1. The Village of Antwerp will assess property owners if said loan is defaulted
2. The method of repayment for the aforesaid WSRLA Agreement between Ohio EPA and OWDA shall be user fees.
3. The forgoing resolution was adopted and all actions and all deliberations of the Village of Antwerp were conducted in open meetings to the public in compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.
4. Upon a majority affirmative vote the Council of the Village of Antwerp, this Resolution shall become effective upon signature by the Clerk-Treasurer.
5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and necessary for the well being of the residents.

It is so resolved:

Date: 2-9-04

Margaret Womack
Margaret Womack, Mayor

Carole Fillmore
Carole Fillmore, Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-07

AN ORDINANCE FOR THE MUNICIPALITY OF Antwerp, OHIO, ADOPTING NEW SECTIONS 71.18 THROUGH 71.22 OF THE OHIO BASIC CODE, EFFECTIVE IMMEDIATELY, TO REFLECT CURRENT STATE PROHIBITIONS REGARDING DRIVING UNDER SUSPENSION OR IN VIOLATION OF LICENSE RESTRICTIONS, OPERATING A MOTOR VEHICLE WITHOUT A VALID LICENSE, DRIVING UNDER OVI SUSPENSION, DRIVING UNDER FINANCIAL RESPONSIBILITY LAW SUSPENSION OR CANCELLATION, FAILURE TO REINSTATE A LICENSE, AND AFFIRMATIVE DEFENSES RELATED THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, effective January 1, 2004, the Ohio Legislature added new Chapter 4510 to the Ohio Revised Code, including §§ 4510.04, 4510.11, 4510.12, 4510.14, 4510.16 and 4510.21 concerning regarding driving under suspension or in violation of license restrictions, operating a motor vehicle without a valid license, driving under OVI suspension, driving under financial responsibility law suspension or cancellation, and failure to reinstate a license.

WHEREAS, the Municipal Code, being the 2004 Edition of the Ohio Basic Code, does not reflect these new state law provisions.

WHEREAS, it is necessary to provide for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

Section 1. The following sections, as set forth in full in Exhibit A, are added to the Municipal Code:

- § 71.18 Driving under suspension or in violation of license restriction
- § 71.19 Operating motor vehicle without valid license
- § 71.20 Driving under OVI suspension
- § 71.21 Driving under financial responsibility law suspension or cancellation
- § 71.22 Failure to reinstate license

Section 2. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this Municipality, and shall take effect at the earliest date provided by law.

Date Passed: Mar. 8, 2004

Attest:

Margaret Nomack
Mayor

Candi Zolner
Clerk of the Legislative Authority

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-08
(revised)

**AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF
ANTWERP, OHIO FOR THE CALENDAR YEAR 2004**

WHEREAS, it is desirable that the salaries of Village officials and employees for year 2004 be set forth in an ordinance, and

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

SECTION 1. That beginning with the first pay period of year 2004, salaries of Village officials and employees be as follows: (except where revised - pay will start at the date stated by Council)

Mayor	6,000.00
Council Members	1,800.00
Clerk-Treasurer	18,139.00
Village Administrator	29,264.00
Chief of Police	29,826.00
Assistant Chief of Police	25,750.00
Police - Full Time - On Probation	20,000 to 23,175
Police - Full Time	23,175 to 26,226
Police - Part Time	8.00 to 12.00 per hour
Police - Reserves	8.00 to 10.00 per hour
Fire Chief	1,126.00
Fire Dept. Secretary	282.00
Fire Chief Assistant	282.00
	7.59 per meeting
	9.95 first hour
	7.59 each add. Hour
Fire Captains	84.00
Fire Lieutenants	58.00
Volunteer Firemen	7.59 per meeting
	7.59 first hour
	7.59 each add. Hour
EMS Coordinator	900.00
EMS Maintenance Man	507.00
EMS Drivers	6.76 per hour
EMT - A (BLS - Basic Life Support)	7.88 per hour
EMT - B (Intermediate Life Support)	10.61 per hour
All EMS Personnel	7.88 per meeting
General Labor/Utilities Billing Clerk.	6.00 to 10.00 per hour
Mayor's Court Clerk/EMS Billing Clerk	6.00 to 10.00 per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 11.67 per hour
Tech II Water/Sewer/Assigned Duties	11.33 to 14.50 per hour

SECTION 2. The annual salaries set forth in this ordinance include any holiday pay an employee would otherwise be entitled to under the personnel manual.

SECTION 3. This Ordinance repeals Ordinance #2003-18 and any other ordinance inconsistent herewithin.

RECORD OF ORDINANCES

Ordinance No.

Passed,

YEAR

Salary Ordinance #2004-08
Page 2

SECTION 4. Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

<u>ONE YEAR</u>	<u>1 Week Vacation Pay</u>
<u>TWO YEARS</u>	<u>2 Weeks Vacation Pay</u>
<u>TEN YEARS</u>	<u>3 Weeks Vacation Pay</u>
<u>TWENTY YEARS</u>	<u>4 Weeks Vacation Pay</u>

SECTION 5. All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

SECTION 6. This Resolutions hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village.

SECTION 7. This Resolution/Ordinance shall be in full force and effect from and after the earliest period allowed by law.

MAYOR Margaret Womack

CLERK Carole Fillmore

DATE 04/12/04

Ordinance No. _____ Passed _____, YEAR _____

Ohio Resolution No. 2004-02

**Environmental Protection Agency (OEPA) and Ohio Water Development Authority
(OWDA)
Village Capital Improvement Fund and Declaring An Emergency**

A resolution declaring it necessary to construct a new water tower in the Village of Antwerp and authorizing the application for design/engineering funds from the Ohio Environmental Protection Agency and the Ohio Water Development Authority's Village Capital Improvement Fund (VCIF).

BE IT RESOLVED BY the Village Council of the Village of Antwerp, Paulding County, Ohio:

SECTION I That it is necessary to make improvements to the water supply and distribution system for the health, safety and welfare of the residents of the Village of Antwerp (Detailed description attached).

SECTION II That it is necessary to apply for approval of a loan from the Village Capital Improvement Fund.

SECTION III That the Mayor of the Village of Antwerp, Ohio be and is hereby authorized to request from the Village Capital Improvement Fund the sum of \$50,000 (fifty thousand dollars) for design/engineering.

SECTION IV That the method of repayment of monies loaned from the Village Capital Improvements Fund be as follows:

- 1) Full amount upon financing for the construction of the project.
- 2) If the project is not financed within two years from the date of award (repayment shall be made in such equal annual installments, not exceeding ten) and on such date as set forth in the Agreement between OEPA, OWDA and the Village for the loans.
- 3) That the Village's designated repayment source shall be through project construction funds and/or other revenues including the water and/or general funds.
 - a. If the project is financed after payments have started, the balance of the loan shall be repaid immediately.

SECTION V That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements necessary for the well being of the residents and this Resolution shall be in full force and effective immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Passed this 10th day of May, 2004

Margaret Womack
Margaret Womack
Mayor, Village of Antwerp

Carole Fillmore
Carole Fillmore
Clerk, Village of Antwerp

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No

Passed

YEAR

ORDINANCE NO. 2004-09

AN ORDINANCE ENACTING ZONING FOR NEWLY ANNEXED AREA TO THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp previously enacted zoning and it is desirous and the wish of the Council that the newly annexed area be zoned so as to comply with the other areas located in the Village of Antwerp and previously zoned.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Antwerp as follows:

- Section 1. The area annexed into the Village of Antwerp containing 38.433 acres more or less and owned by The Board of Education Antwerp Local School District, as described in "Exhibit A" attached hereto and made a part hereof, shall be and hereby is zoned R-1, Residential District.
- Section 2. All formal actions of Council relating to the adoption of this Ordinance, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.
- Section 3. This Ordinance shall be enforced and in effect from and after the earliest period allowed by law.

Passed: 6-14-04

Margaret A. Womack
Mayor, Margaret A. Womack

Carole Fillmore
Clerk/Treasurer, Carole Fillmore

1st reading: 5/10/04
2nd reading: 5/20/04
3rd reading: 6-14-04

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No

Passed

YEAR

School property



**VAN HORN, HOOVER
& ASSOCIATES, INC.**
SURVEYING & ENGINEERING

P.O. BOX 612
FINDLAY, OHIO 45839

Ph.: (419) 423-5630
Fax: (419) 423-5772

LEGAL DESCRIPTION

For: Annexation to the Village of Antwerp

Pt. E1/2, NE1/4,
Section 34,
T 3 N, R 1 E,
38.433 Acres

Situated in Carryall Township, County of Paulding, State of Ohio and being a part of the East 1/2 of the Northeast 1/4 of Section 34, Township 3 North, Range 1 East, a tract of land bounded and described as follows:

Beginning at a railroad spike found marking the northeast corner of the NE1/4 of said Section 34;

Thence along the east line of said NE1/4, S 01°08'49"W, a distance of 1253.13 feet to a PK Nail found set;

Thence N 89°23'11" W, a distance of 1215.60 feet to the west line of the E1/2 of said NE1/4, and passing a 1/2" Rebar set 115.88 feet east thereof;

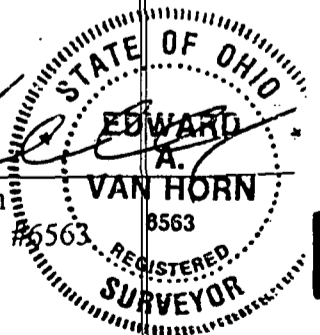
Thence along the west line of the E1/2 of said NE1/4, N 01°08'49"E, a distance of 1261.73 feet to a 1/2" Rebar set marking the northwest corner of the E1/2 of said NE1/4;

Thence along the north line of said NE1/4, S 89°00'59"E, a distance of 1331.42 feet to the point of beginning, and containing 38.433 acres of land, more or less, subject however to all legal highways and prior easements of record.

Note: Bearings are based on the east line of the E1/2, of the NE1/4 of said Section 34 as being S 01°08'49"W.

I certify that on 2/5/01 this survey was prepared and completed by myself or under my direct supervision.

[Signature]
Edward A. Van Horn
Registered Surveyor #6563



Ordinance No.

Passed YEAR

ORDINANCE NO: 2004-10

AN ORDINANCE AMENDING THE ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the applicant, Clay Coleman, filed an Application for Zoning Amendment with the Village of Antwerp; and,

WHEREAS, the Village of Antwerp Village Council held a public meeting on this Application on the 10th day of May, 2004; and,

WHEREAS, after deliberating, the Antwerp Village Council resolved to recommend that the Real Estate located at Parcel K & Parcel J, outlots to the Village of Antwerp, Paulding County, Ohio, commonly known as 103 & 105 S. Harrmann Road, Antwerp, Ohio be reclassified from A-1/Agricultural to B-1/Business District; now, therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council concurs with the Planning Commission's recommendation and approves this Application;

ENACTED THIS 14th day of June, 2004.

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

Attest:

Cecile Follmer
Clerk-Treasurer

1st reading: 5/10/04
2nd reading: 5/20/04
3rd reading: 6/14/04

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO: 2004-11

AN ORDINANCE AMENDING THE ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the applicant, Thomas McLaughlin III representing the Antwerp Local School, filed an Application for Zoning Amendment with the Village of Antwerp; and,

WHEREAS, the Village of Antwerp Village Council held a public meeting on this Application on the 10th day of May, 2004; and,

WHEREAS, after deliberating, the Antwerp Village Council resolved to recommend that the Real Estate located at Lot 6 Daggett's 3rd Addition and Lots 15, 14, 13, & 12 Schoolhill Addition to the Village of Antwerp, Paulding County, Ohio, commonly known as 302 Archer Drive, Antwerp, Ohio be reclassified from R-1/Residential to B-1/ Business District and R-2/Multi-family District; now, therefore,

BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council concurs with the Planning Commission's recommendation and approves this Application;

ENACTED THIS 14th day of June, 2004

Margaret Homack
MAYOR, VILLAGE OF ANTWERP

Attest:
Cecil Fillmore
Clerk-Treasurer

1st reading: 5/10/04
2nd reading: 5/20/04
3rd reading: 4/14/04

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

**OHIO ENTERPRISE ZONE PROGRAM
VILLAGE ORDINANCE NO. 2004-12**

WHEREAS, the Ohio Enterprise Zone Act ("the Act"), under Ohio Revised Code Section 5709.61 through 5709.69 has authorized counties, with the consent and agreement of affected municipalities and townships therein, to amend areas of Enterprise Zones and to execute agreements with certain enterprises for the purpose of establishing, expanding, renovating or occupying facilities and hiring new employees and preserving jobs within said zones in exchange for specified local tax incentives granted by the county; and

WHEREAS, the Village Council of Antwerp Village ("The Council") upon due consideration desires to implement said Act and to designate an Enterprise Zone within the boundaries of Antwerp Village ("The Municipality") to promote economic welfare of said Municipality; and

WHEREAS, it is necessary for the Council to formally request from the County Commissioners of Paulding County, Ohio ("The Board") the inclusion of the municipality in an Enterprise Zone Amendment and to include such an ordinance in a petition to the Director of Development of the State of Ohio to certify the area described as such a zone; and

WHEREAS, the Council finds and determines that designation of the Zone pursuant to the Ohio Revised Code Section 5709.632 will promote economic welfare of the residents of the Municipality by creating new jobs and retaining and preserving existing jobs and opportunities within such areas and is in the best interest of said Municipality; and

WHEREAS, the Council understands that the Board of County Commissioners is required by law to administer all Enterprise Zones and agreements within the County and will therefore appoint a designee to be responsible for 1) the establishment and operation of the Tax Incentive Review Council as specified in Ohio Revised Code Section 5709.85, 2) to ensure that the Enterprise Zone Agreements contain the information required in Ohio Revised Code Section 5709.632, including but not limited to a description of the project, the amount to be invested, the number of jobs created and/or retained, the annual new payroll associated with these jobs, and the specific percentage and term of the tax exemptions being granted toward real and/or person property, 3) to forward copies of all Enterprise Zone Incentive Agreements to both the Ohio Department of Development and the Ohio Department of Taxation within fifteen days after the agreement is entered into, as specified in the Ohio Revised Code, 4) to notify affected school boards of proposed projects a minimum of fourteen days prior to formal local legislative consideration and to include comments by the school boards as part of the review process are required under Ohio Revised Code Section 5709.83, 5) to maintain a centralized record of all aspects of the Zone, including copies of the agreements, a list of the members of the Tax Incentive Review Council, and a summary of the Tax Incentive Review Council's annual review of each agreement, and 6) to submit comprehensive annual zone activities on or before March 31 of each year pursuant to Sections 5709.68.

WHEREAS, the Council is requesting amendment of an Enterprise Zone which includes all or part of the municipal corporation and meets the population boundary and distress requirements to be certified as an Enterprise Zone under Section 5709.632.

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

WHEREAS, the Council hereby agrees to the establishment of a Tax Incentive Review Council or Councils pursuant to Ohio Revised Code Section 5709.85 and will appoint two representatives to said Council within sixty days after the state development director certifies the Zone.

NOW, THEREFORE BE IT RESOLVED, that the Village Council hereby authorizes the County to include the portion of the Municipality described in Exhibit A in the Enterprise Zone; and

BE IT FURTHER RESOLVED that the Clerk of Board of County Commissioners, of Paulding County, Ohio is hereby authorized to include this resolution in the petition to the Director of the Department of the State of Ohio.

Village of Antwerp
Consent for Amendment

Witness:

Luann Holman

Margaret Womack

Mayor

Brian Atkins

Carole Zillman

Clerk

06-14-04

Date

I HEREBY CERTIFY THAT
THE FOREGOING IS A TRUE
AND CORRECT COPY OF
Ordinance No. 2004-12 AS
TAKEN FROM THE
RECORDS ON FILE IN THE
OFFICE OF THE CLERK OF
COUNCIL.

Carole Zillman, Clerk-Treas

NAME, TITLE

RECORD OF ORDINANCES

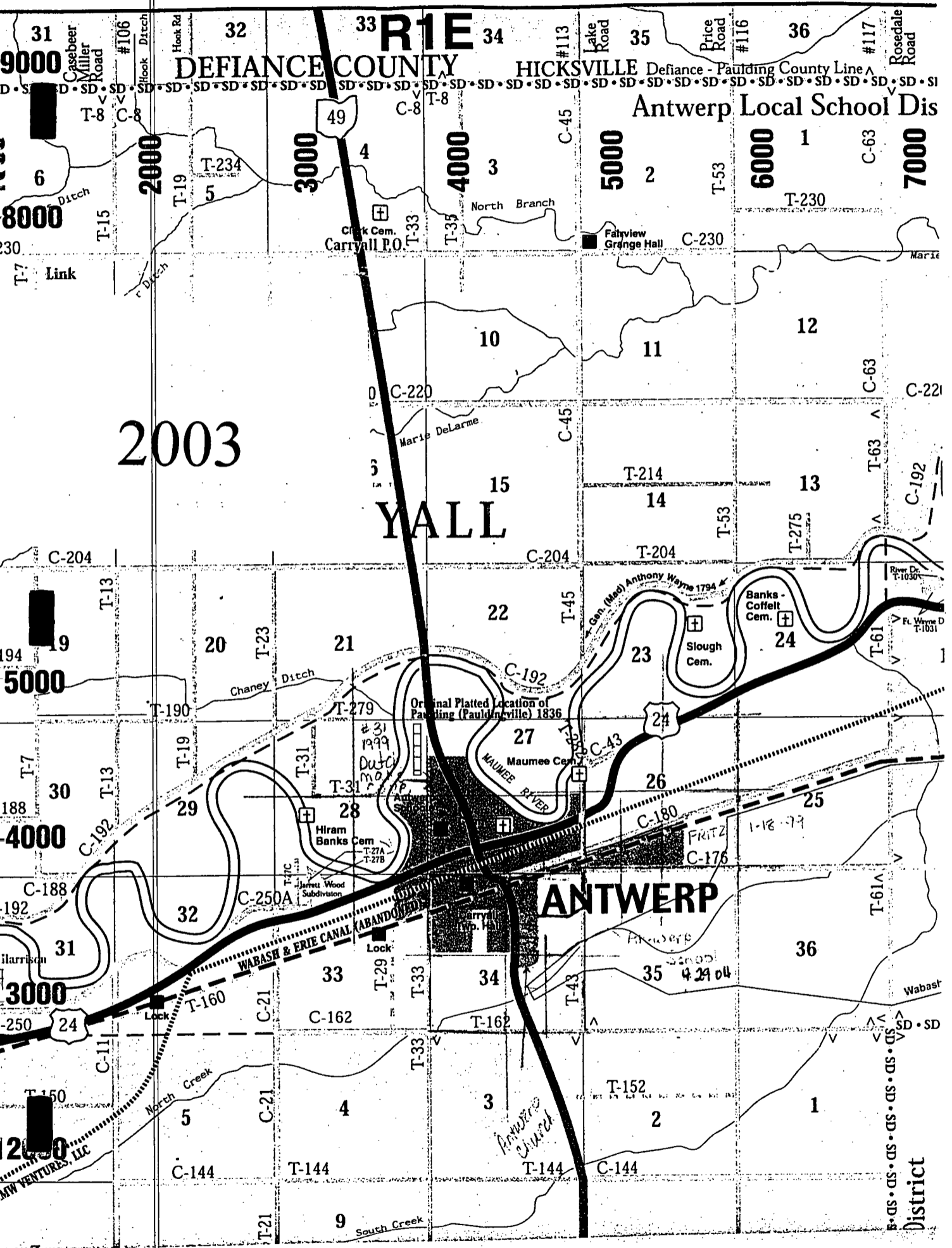
Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR _____



2003

RIE

YALL

ANTWERP

District

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

R-2004-03

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of Antwerp, Paulding County, Ohio, met in regular session on the 9th day of August, 2004, at the office of Town Hall with the following members present:

- Mrs. Ava Kennedy
Mr. Randy Brooks
Mrs. Jan Reeb
Mr. Ron Farnsworth
Mr. Dan Gordon Mrs. Darlene Fillmore

Mrs. Ava Kennedy 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 expenses O.R.C. 5705.19 (A)

at a rate not exceeding one ten cents mills for each one dollar of valuation, which amounts to ten cents for each one hundred dollars of valuation, for 5 years, 2005, 2006, 2007, 2008 & 2009

and which is a replacment of an existing levy of one mill

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp, Ohio at the General election to be held at the usual voting places within said Village of Antwerp, Ohio on the 2nd day of November 2004, and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof; and be it further

Handwritten notes: 2005-2009, 1 mill, current

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR

RESOLUTION NO. R-2004-04

A RESOLUTION INSTRUCTING THE HOUSING OFFICER FOR THE VILLAGE OF ANTWERP NOT TO ACCEPT ANY FURTHER APPLICATIONS FOR REAL PROPERTY ABATEMENTS UNDER THE VILLAGE'S "COMMUNITY REINVESTMENT AREA #1", AND DECLARING AN EMERGENCY

WHEREAS, on August 14, 1989, the Village of Antwerp established a "Community Reinvestment Area #1" as defined by the Ohio Revised Code Section 3735.65 to 3735.70; and

WHEREAS, at this time the Village of Antwerp no longer finds it necessary to use the "Community Reinvestment Area #1" to encourage development and investment in the Village of Antwerp; and

WHEREAS, the Village of Antwerp proposes to close the "Community Reinvestment are #1" as defined by Ohio Revised Code Section 3735.65 to 3735.70.

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

- Section 1. The "Community Reinvestment Area #1" adopted on August 14, 1989 (Resolution 89-4) and July 10, 1989 (Resolution 89-3) are hereby closed and the housing officer for the Village of Antwerp is hereby instructed to suspend the acceptance of any further applications for real property tax abatements under this "Community Reinvestment Area #1".
- Section 2. The clerk of council will forward a copy of the Resolution to the Paulding County Auditor for information and reference.
- Section 3. It is found and determined that all formal actions of this council concerning the relating to the adoption of this Resolution were so adopted in an open meeting of this council and that all deliberations of this council and any of it's committees that resulted in such formal action were in an open meeting in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village no longer finds it necessary to use the "Community Reinvestment Area #1" to encourage development and investment in the Village of Antwerp. This Resolution shall be in full force and effect from and after the earliest period allowed by law.

Mayor Margaret Homack

Clerk Carole Fillmore

Date 8-9-04

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-13

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BOND FOR THE PURPOSE OF WATER REPAIRS AND CAPITAL IMPROVEMENTS AND DECLARING THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$55,000.00 shall be issued in anticipation of issuance of bond for the purpose set forth herein to make necessary water repairs and capital improvements with a financing cost thereof incurred in connection with the issuance of said note.

Section 2. Said Note shall bear an interest rate not exceeding three percent (3.00%) for one year, payable at maturity, to wit: one year after date of said note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note to remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply proceeds all in a manner and to the extent necessary to assure such exclusion of that interest under the Internal Revenue Code. The Clerk-Treasurer and any other appropriate officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note shall be the full general obligation of the Village and the full faith, credit and revenue of said Village are hereby pledged for the prompt payment of the same.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Fiscal Officer, or other officer, is authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Section 7. The Mayor and Clerk-Treasurer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinance and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 8-9-04

Margaret Womack
Margaret Womack, Mayor

Carol Fillmer
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

RESOLUTION NO. R-2004.05-A

*Dec'd
Due to lack
of motion*

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO THE LICENSE AGREEMENT BY AND BETWEEN MAUMEE & WESTERN RAILROAD CORPORATION AND THE VILLAGE OF ANTWERP FOR THE VILLAGE TO INSTALL AND MAINTAIN A WATERLINE ON THE RAILROAD'S RIGHT-OF-WAY; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, Maumee & Western Railroad Corporation ("Railroad") and the Village of Antwerp ("Village") have proposed a License Agreement by and between the Railroad and the Village for the Village to maintain, repair, renew, use, and ultimately remove certain improvements on Railroad's right-of-way, including, one (1) eight (8) inch diameter PVC water main pipeline together with sixteen (16) inch diameter steel casing pipe ("Water Main Pipeline") located at SS 3728+49, as shown on Exhibit "A" and further described on Exhibit "B", which is attached to the proposed License Agreement; and

WHEREAS, the Village desires to enter into the License Agreement to allow the Village to build or construct, maintain, repair, renew, use, and ultimately remove the Water Main Pipeline under the tracks in the Railroad's right-of-way, and to authorize the Village Administrator to enter into this License Agreement with Railroad.

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

Section 1. That the Railroad, by the License Agreement, will allow the Village to enter its right-of-way for the purpose of the Village installing a Water Main Pipeline, and for the Village to maintain, repair, renew, use, and ultimately remove the Water Main Pipeline.

Section 2. That the Village Administrator has the authority to enter into the License Agreement with the Railroad to allow the Village to install, maintain, repair, renew, use, and ultimately remove the Water Main Pipeline in the Railroad's right-of-way.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of installing the Water Main Pipeline in the Railroad's right-of-way as a result of the Village expanding its public water works for the provision of sufficient water supply and water pressure and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: _____

Margaret Womack, Mayor

Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR

RESOLUTION NO. 2004 -05

A RESOLUTION IN COMPLIANCE WITH OHIO REVISED CODE §709.031 (B) RELATING TO ANNEXATION OF TERRITORY BY PETITION OF THE OWNERS, EARL J. RICE, AGENT, AND DECLARING AN EMERGENCY.

WHEREAS, this resolution is required by the Administration; and

WHEREAS, ON THE 8TH DAY OF June, 2004 a Petition for Annexation of certain territory in Carryall Township, Paulding County, Ohio was filed in the office of the Paulding County Commissioners by the B&Y Limited, LLC, through Earl J. Rice as agent; and

WHEREAS, under the provision of Ohio Revised Code §709.03 (D) the legislative authority of a municipal corporation shall, by ordinance or resolution, adopt a statement indicating what services, if any, the municipal corporation will provide, upon annexation, to the territory proposed for annexation; and an approximate date by which it will provide them.

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

Section 1. In accordance with Revised Code §709.03 (D), Council declares that it will provide police protection, street lighting and road maintenance, and make available municipal water and sewer services. These services will be made available as soon as annexation is completed.

Section 2. A true copy of this resolution shall be certified by the Clerk of Council and forwarded to the board of County Commissioners of Paulding County, Ohio and to the petitioners through their agent.

Section 3. All formal actions of Council relating to the adoption of this Resolution, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public as required by law.

Section 4. This resolution is deemed an emergency measure, necessary for the preservation of the public health, safety and welfare, and for the further reason that this matter is set for a hearing before the Board of County Commissioners on October 20, 2004.

Passed this 13th day of Sept., 2004.

Margaret Womack

Mayor, Margaret Womack

Carole Fillmore

Clerk/Treasurer, Carole Fillmore

Ordinance No.

Passed

YEAR

**NOTICE OF HEARING ON
PETITION FOR ANNEXATION**

Notice is hereby given, that on the 8th day of June, 2004 there was filed with the Board of County Commissioners of Paulding County, Ohio, a petition signed by a majority of the owners of real estate residing in the territory described below, praying that the territory be annexed to the Village of Antwerp in the manner provided by law. The territory sought to be annexed is described as follows:

Parcel Number 1

A parcel of land being part of the Northeast of Section 34, Town 3 North, Range 1 East, Carryall Township, Paulding County, Ohio and being more particularly described as follows:

Commencing at a 5/8" iron pin found over a monument stone at the Northeast corner of the Northeast Quarter of Section 34;

THENCE South 00 degrees 09 minutes 48 seconds West, on the East line of the Northeast Quarter of Section 34, for a distance of 1253.13 feet to a point being the TRUE POINT OF BEGINNING for the parcel herein described; THENCE continuing South 00 degrees 09 minutes 48 seconds West, for a distance 1004.00 feet to a point;

THENCE South 61 degrees 27 minutes 57 seconds West, for a distance of 838.95 feet to a point of the South Line of the Northeast Quarter of Section 34;

THENCE South 89 degrees 37 minutes 48 seconds West, on the South line of the Northeast Quarter of Section 34, for a distance of 595.54 feet to a point;

THENCE North 00 degrees 09 minutes 48 seconds East, for a distance of 1400.00 feet to a point;

THENCE North 89 degrees 37 minutes 48 seconds East, on a line being parallel with the South line of the Northeast Quarter of Section 34, for a distance of 1311.47 feet to a 5/8" iron pin found; THENCE continuing North 89 degrees 37 minutes 48 seconds East, for a distance of 20 feet to the TRUE POINT OF BEGINNING for the parcel herein described containing 39.446 acres of land more or less.

Parcel No. 11-34-017-01

RECORD OF ORDINANCES

0321

Dayton Legal Blank Co.

Form No. 30043

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Passed

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The undersigned was named in the petition as the agent of the petitioners in accordance with law; and the petition contains a full description and an accurate map of the territory sought to be annexed, and states there is a total number of one owner of real estate in the territory. Said petition can be viewed at the Paulding County Commissioners Office located at 115 N. Williams St. Room B-1, Paulding, Ohio 45879.

Any owner who has signed the petition may remove their signature by filing with the clerk of the board of county commissioners a written notice of withdrawal of the owner's signature within twenty-one (21) days after the undersigned mailed this notice.

The Board of County Commissioners has fixed the 20th day of October, 2004 at 10:00 a.m. for a hearing to be held at offices of the Paulding County Commissioners located at 115 N. Williams St., Room B-1 in Paulding, Ohio.



Earl J. Rice

Ordinance No. _____

Passed _____

YEAR _____

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IN THE MATTER OF ANNEXATION PETITION #1-04, VILLAGE OF ANTWERP

RESOLUTION - CONTINUANCE OF HEARING

Office of the Board of County Commissioners
Paulding County, Ohio
August 30, 2004

This day the Board of County Commissioners met in regular session with the following members present:

Tony Burkley: Present Martin Harmon: Present Ron Lane: Present

Mr. Martin Harmon moved to adopt the following Resolution:

WHEREAS, on the 8th day of June, 2004 a Petition for Annexation of 39.446 Acres to the Village of Antwerp situated in Carryall Township, County of Paulding, State of Ohio was duly filed with the Clerk of the Board of Paulding County Commissioners; and

WHEREAS, the hearing of the aforementioned Petition for Annexation was set for the 30th day of August, 2004 by this Board; and

WHEREAS, Earl J. Rice, Agent for the Petitioner, submitted a letter to the Board of Paulding County Commissioners requesting a continuance of said hearing to the 20th day of October, 2004; now, therefore

BE IT RESOLVED, that the Board of County Commissioners, do hereby, approve the request for a continuance of said hearing for Petition for Annexation of 39.446 Acres to the Village of Antwerp, Carryall Township, County of Paulding, State of Ohio; and further

RESOLVED, that said hearing shall occur on the 20th day of October, 2004, at 10:00 o'clock a.m. in the Board of the Paulding County Commissioners office.

The motion was seconded by Mr. Ron Lane. Upon the call of the roll, the following vote resulted:

Tony Burkley: yes
Martin Harmon: yes
Ron Lane: Yes

PAULDING COUNTY COMMISSIONERS

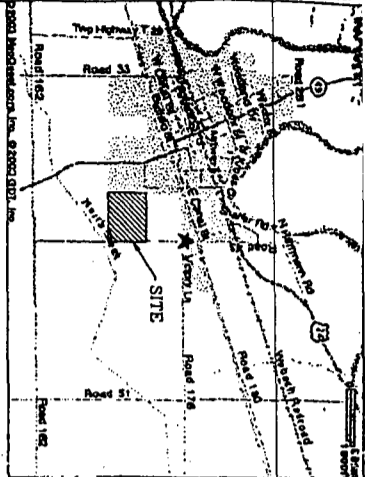
ATTEST: [Signature] Clerk
Adopted: August 30, 2004

RECORD OF ORDINANCES

Ordinance No. _____

Passed _____

YEAR _____



VICINITY MAP
NO SCALE

LEGAL DESCRIPTION

A parcel of land being part of the Northeast of Section 34, Town 3 North, Range 1 East, Cuyahoga Township, Paulding County, Ohio and being more particularly described as follows:

Commencing at a 5/8" iron pin found over a monument stone at the Northeast corner of the Northeast quarter of Section 34;

THENCE South 00 degrees 09 minutes 42 seconds West, on the East line of the Northeast quarter of Section 34, a distance of 1331.47 feet to a monument stone; THENCE South 00 degrees 09 minutes 42 seconds West, containing South 00 degrees 09 minutes 42 seconds West, for a distance 1004.00 feet to a point;

THENCE South 61 degrees 57 minutes 57 seconds West, for a distance of 828.95 feet to a point on the South line of the Northeast quarter of Section 34;

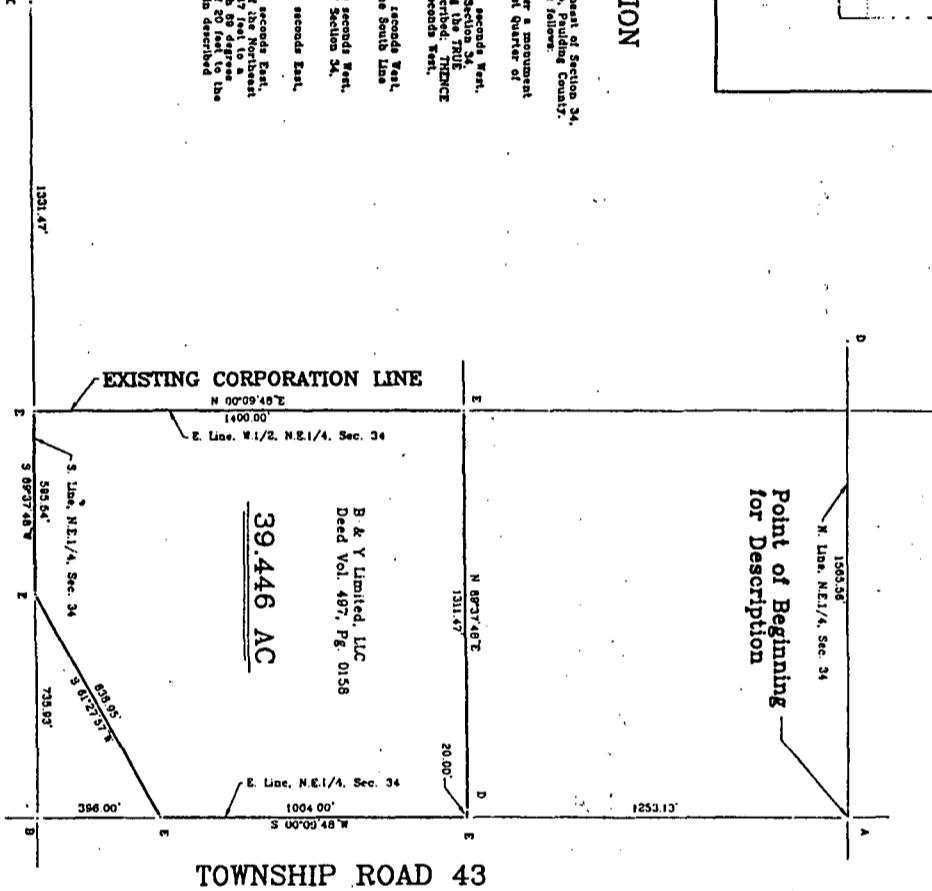
THENCE South 89 degrees 37 minutes 48 seconds West, on the South line of the Northeast quarter of Section 34, for a distance of 555.54 feet to a point;

THENCE North 00 degrees 09 minutes 48 seconds East, for a distance of 1000.00 feet to a point;

THENCE North 89 degrees 37 minutes 48 seconds East, on a bearing of 89 degrees 37 minutes 48 seconds East, a distance of 1331.47 feet to a monument stone; THENCE North 89 degrees 37 minutes 48 seconds East, containing North 89 degrees 37 minutes 48 seconds East, for a distance of 1331.47 feet to a point; THENCE POINT OF BEGINNING for the parcel herein described containing 39.446 acres of land more or less.

LEGEND

- A = 5/8" iron pin found over monument stone
- B = 1/4" N.E. cor., N.E.1/4, Sec. 34
- C = 1/4" S.E. cor., S.E.1/4, Sec. 34
- D = 5/8" iron pin found over monument stone
- E = 1/4" S.W. cor., S.W.1/4, Sec. 34
- F = Point established



PROPOSED ANNEXATION PLAT TO THE VILLAGE OF ANTWERP,
BEING PART OF THE NORTHEAST QUARTER OF SECTION 34,
T. 3-N., R. 1-E., CARRIALL TOWNSHIP, PAULDING COUNTY, OHIO

APPROVALS

We, the Board of the Paulding County Commissioners, do hereby approve this Plat and release said described property for annexation to the Village of Antwerp, Ohio.

Name _____ Signature _____
Name _____ Signature _____
Name _____ Signature _____

ACCEPTANCE

We, the Council of the Village of Antwerp, Ohio, do hereby approve this Plat and accept the described property for annexation to the Village of Antwerp, Ohio.

Name _____ Signature _____
Date: _____

CERTIFICATION

I, the Paulding County Auditor, do hereby acknowledge receipt of this Plat.

Name _____ Signature _____
Date: _____

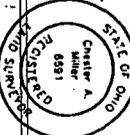
I, the Paulding County Recorder, do hereby certify that this Plat has been recorded in Volume _____ Page _____ of the Plat Recorders of the County.

Name _____ Signature _____
Date: _____

Name _____ Signature _____
Date: _____

I, hereby certify this to be a true copy of PLAT prepared by me or under my direction and to be correct to the best of my knowledge. The information shown herein was established from existing deed records of plats of survey. The errors herein were corrected by the Paulding County Auditor and the Plat Recorders of the County.

Chief A. Miller
Recorder
Paulding County, Ohio
Date Given: January 26, 2004



ERNSBERGER, MILLER & ASSOC.

LAND SURVEYORS (419-782-8230) (TAX: 419-782-0230)
1811 BALTIMORE ROAD, SUITE E, DEFAUCANCE, OHIO 43121



RECORD OF ORDINANCES

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LIST OF ALL TRACTS, LOTS OR PARCELS LOCATED ADJACENT TO THAT TERRITORY.

Parcel No. 11-34-015-00 Thomas E. & Patricia J. Marlin, 209 W. Woodcox Antwerp, Ohio 45813.

Parcel No. 11-34-017-00 Board of Education of Antwerp Local school District, P.O. Box AA, Antwerp, Ohio 45813.

Parcel No. 11-34-01702 Village of Antwerp P.O. Box 1046, Antwerp, Ohio 45813.
11-35-005-00
12-17-020-03
12-17-020-04

Parcel No. 11-35-007-00 Joseph B. & Jodi M. Barker, P.O. Box 304, Antwerp, Ohio 45813.

Parcel No. 11-35-006-00 Joseph B. Barker & Barbara E. Barker, 13257 Rd. 43, Antwerp, Ohio 45813.

Parcel No. 11-35-004-06 Mark A. & Kathy L. Johnson, P.O. Box 156, Antwerp, Ohio 45813.

Parcel No. 12-17-020-02 B & Y Limited, LLC, 4633 Rd 94 Payne, Ohio 45880.

Parcel No. 11-34-011-01 Advisory Board of the Northwestern Ohio District Church of the Nazarene, P.O. Box 574, Antwerp, Ohio 45813

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR _____

Form Supervised by State Auditor (Rev. 9-70)

R-2004-06

Dayton Legal Blank, Inc., Form No. 11012

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

(VILLAGE COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the Village of Antwerp, Paulding County, Ohio, met in Regular session on the 13th day of September, 2004, at the office of Town Hall with the following members present:

- _____ Ava Kenney
- _____ Tom Rees
- _____ Ron Faensworth
- _____ Dan Gordon
- _____ Darlene Fillmore

Mr. Faensworth 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, 2005; 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 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:

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

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 Commission 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	33 798	28 819	1.8	2.7
General Bond Retirement Fund				
CEMETERY	11 837			.8
Park Fund				
Recreation Fund				
FIRE	13 327			2.
FIRE/EMS Fund	14 010			1.
POLICE Fund	86 144			7.5
EMS	5 137			.5
AG-RES 11840970				
OTHER 2553990				
PP 1655721				
	16010681			
TOTAL				

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	11-20.27	1.		
for not to exceed 5 years. 00-04				
Current expense levy authorized by voters on	11-20.01	1.7		
for not to exceed 5 years. 02-06				
Total General Fund outside 10 m. Limitation.				
Park Fund: Levy authorized by voters on	20			
for not to exceed years.				
Recreation Fund: Levy authorized by voters on	20			
for not to exceed years.				
CEMETERY Fund: Levy authorized by voters on	11-20.00	.8		
for not to exceed 5 years. 01-05				

RECORD OF ORDINANCES

Dayton Legal Blank Co.

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FIRE	Fund: Levy authorized by voters on	11-85	2.						
20	for not to exceed CONT years.								
FIRE/EMS	Fund: Levy authorized by voters on		1						
11 2005	for not to exceed 5 years. 03-07								
POLICE		5-84	5.5						
CONT									
POLICE	5 YRS	11-79	2.						
EMS		11-86	.5						
CONT									

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.

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

- Mr. Farnsworth YES
- Mrs. Kennedy YES
- Mrs. RELB YES
- Mr. BORDR YES
- Mrs. FILLMORE YES
- Mr. _____
- Mr. _____

Adopted the 13th day of SEPTEMBER, 2004

Attest:
Casale Fillmore Clerk of Council
Margaret Homack President of Council
 MAYOR

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2004-14

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK-TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$30,125.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14(E), which transfer does not require a vote of the Village Council to authorize transfers from the general fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Funds from the General Fund to the Police Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk-Treasurer is hereby authorized to transfer the sum of Thirty Thousand One Hundred Twenty-Five Dollars (\$30,125.00) from the General Fund to the Police Fund.

Section 2. This ordinance is necessary to provide for the operating funds for the police department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 9-13-04

Margaret Tomack
Mayor of the Village of Antwerp

Attest:
Candi Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

0329

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. R. 2004-07

A RESOLUTION ESTABLISHING A COMMUNITY REINVESTMENT AREA, CRA 04-A AREA, IN THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Maumee Valley Planning Organization has surveyed the housing and structures of historical significance located within the CRA 04-A Area of the Village; and,

WHEREAS, Council of the Village of Antwerp, Ohio ("Village Council"), has found that the area included in the description set forth below is one in which housing facilities or structures of historical significance are located and new housing construction and repair of existing facilities or structures are discouraged within the CRA 04-A Area of the Village; and,

WHEREAS, the Village Council desires to provide for the orderly development of the Village, promote private investments in housing and other structures and otherwise support the continuing growth, prosperity and welfare of the Village of Antwerp, its residents and businesses; and

WHEREAS, the Village Council incorporates the findings made by the Maumee Valley Planning Organization in the Housing Survey for CRA 04-A, Community Reinvestment Area, for the Village of Antwerp.

NOW THEREFORE, THE COUNCIL OF THE VILLAGE OF ANTWERP, OHIO HEREBY RESOLVES:

Section 1: The area delineated on the map titled "Village of Antwerp, Community Reinvestment Area, CRA 04-A, Exhibit B" is hereby declared to meet the requirements for designation as a Community Reinvestment Area under Ohio Revised Code Section 3735.65(B). The proposed CRA 04-A Area is located in the center of the Village as identified in the maps which are attached to the Housing Survey as Exhibit A and Exhibit B. The area is described as the geographic area described as follows: a contiguous area comprised of the central business district (CBD) of the village, the Old School Site and the residential areas to the west and east of the Old School Site and the CBD (see Exhibit B for location map). The northern border of CRA 04-A Area is Park Avenue and the southern border is Washington Street. The eastern border is Main Street to the northeast, Oswalt Street to the eastcentral and Erie Street in the southeast. The western border is Madison Street. The area is primarily commercial use and residential use. This is an area of the village which has failed to grow -- in terms of residential and commercial development -- despite its location within the village and the availability of village services.

Section 2: It has been found through a survey of the platting and property ownership, public improvements, housing and other structures within said Area that there are currently:

- a. a substantial number of deteriorated or deteriorating structures,
- b. general deterioration of site and other improvements, and,
- c. the existence of other conditions which endanger life or property by fire and other causes.

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Section 3: The above conditions are hereby found to substantially impair and arrest sound growth, retard the provision of housing accommodations, constitute economic and social liabilities and menace the public health, safety, morals, or welfare of the Village of Antwerp, Ohio.

Section 4: Village Council hereby authorizes and directs the Mayor and the Clerk to take such actions as are required under Section 3735.66 of the Ohio revised Code to petition the Director of the Ohio Department of Development to confirm the findings described in this Resolution.

Section 5: Upon receipt of the determination of the Director of the Ohio Department of Development that the findings contained in this Resolution are valid, and that the classification of structures or remodeling eligible for exemption under this Resolution is consistent with zoning restrictions applicable to the area as indicated on the map, new structures and remodeling satisfying the requirements of section 3735.67 of the Ohio Revised Code are eligible for exemption from taxation at the rates and terms as follow:

- (a) For every dwelling containing not more than two family units located within the same community reinvestment area and upon which the cost of remodeling is at least two thousand five hundred dollars, a tax exemption of 100% for a period of 10 years;
- (b) For every dwelling containing more than two units upon which the cost of remodeling is at least five thousand dollars, a tax exemption of 100% for a period of 10 years;
- (c) For construction of a dwelling, a tax exemption of 100% for a period of 10 years.
- (d) For every commercial or industrial property upon which the cost of remodeling is at least five thousand dollars or for the construction of a commercial or industrial structure, the tax exemption shall be the rate agreed upon by the village and the owner of the property and shall be for a period of 10 years.

The tax exemption shall first apply in the year the construction or remodeling would first be taxable but for this resolution. In the case of remodeling that qualifies for exemption, a percentage, not to exceed one hundred per cent, of the amount by which the remodeling increased the assessed value of the structure shall be exempted from real property taxation. In the case of construction of a structure that qualifies for exemption, a percentage, not to exceed one hundred per cent, of the assessed value of the structure shall be exempted from real property taxation. In either case, the percentage shall be the percentage set forth in the agreement if the structure or remodeling is to be used for commercial or industrial purposes, or the percentage set forth above if the structure or remodeling is to be used for residential purposes.

Each Abatement Agreement shall contain provisions for a Compensation Agreement resulting in the recommended donation to the following organizations; Antwerp School (19%), Village of Antwerp (19%), Vantage Vocational School (2%).

Section 6: The Community Improvement Corporation of Paulding County is hereby designated as the Housing Officer for the Village of Antwerp for the purpose of managing and

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administering the Community Reinvestment Area in accordance with the requirements of the Ohio Revised Code Sections 3735.66 through 3735.68 inclusive.

Should said Community Improvement Corporation cease to exist or otherwise not be available to accept said designation, the Mayor shall serve as the Housing Officer until the Village Council shall designate a replacement.

Section 7: The Village of Antwerp Community Reinvestment Area Housing Council ("Housing Council") is hereby created. Membership and representation on the Housing Council shall be as set forth in Section 3735.69(A) of the Ohio Revised Code. The Housing Council shall make an annual inspection of the properties within the Community Reinvestment Area for which an exemption has been granted under this Resolution. The Housing Council shall also hear appeals of any person aggrieved under sections 3735.65 to 3735.69 of the Ohio Revised Code and shall have the authority to overrule any decision of the housing officer.

Section 8: It is found and determined that all formal actions of the Village Council concerning and relating to the passage of this Resolution were adopted in open meetings of the Village Council, and that all deliberations of the Village 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9: This Resolution shall be in full force and effect from and after the earliest date permitted by law.

Randy H. Lewis
President of Council

Passed: 10/12/04, 2004

Attest: 10/12/04, 2004

Approved: 10/12/04, 2004

By: *Margaret Wemack* Mayor

1st Reading 9/13/04

2nd Reading 9/29/04

3rd Reading 10/12/04

Ordinance No.

Passed, YEAR

RESOLUTION NO. R2004-08

A RESOLUTION AUTHORIZING THE MAYOR, MARGARET WOMACK TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the Village of Antwerp is planning to make capital improvements to the Storm Water System Project, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs.

NOW THEREFORE, BE IT RESOLVED by the Village of Antwerp:

SECTION 1: That the Mayor, Margaret Womack is hereby authorized to apply to the OPWC for funds as described above.

SECTION 2: The Mayor, Margaret Womack is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the Village and for the further reason that the Village is in immediate need of storm water repairs and capital improvements for the well being of the residents and this Resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

ADOPTED: Sept. 13, 2004

Margaret Womack
Mayor

ATTEST: Cecile Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-15

AN ORDINANCE VACATING A STREET LOCATED TO THE WEST OF MADISON STREET BETWEEN WEST RIVER STREET AND WEST WOODCOX STREET, SAID STREET IS AN EXTENSION OF FRANKLIN STREET

WHEREAS, this Ordinance is enacted pursuant to Ohio Revised Code Section 723.05, and

WHEREAS, it is the opinion of the legislative authority that there is good cause to vacate the street hereinafter described and that such vacation shall not be detrimental to the general interest.

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

Section 1. That portion of the 30.04 foot wide street lying South of lands owned by James & Rose Reinhart and Stephen & Joyce Parrish and lying North of lands owned by Joseph & Jennifer Clark, Ben Gross, Dean Gaisford, Juan & Lupe Sanchez, Larry & Penny Ryan, James & Kimberly Smallwood, the estate of Leroy Gaisford, and Rolan & Karen Rister is hereby vacated on the condition, however, that the Village retains easements for the maintenance, operation, renewal, reconstruction and removal of all public utilities owned by the Village and other suppliers of public utilities, and for the purpose of access to the utility facilities. Furthermore, the Village reserves the right to pre-approve any construction or grade change in the street identified herein due to the location of the storm sewer system in this street. A plat of the street to be vacated is attached hereto and made a part hereof.

Section 2. The Village Clerk is hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Auditor and the Paulding County Engineer. The Village Clerk is also hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Recorder and to pay any recording fee associated with the recording of said Ordinance and Plat.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall take effect and be in force after the earliest period allowed by law.

Date: 12-20-04

Margaret Womack
Mayor of the Village of Antwerp

1st 9-13-04
2nd 9-29-04
3rd 12-20-04

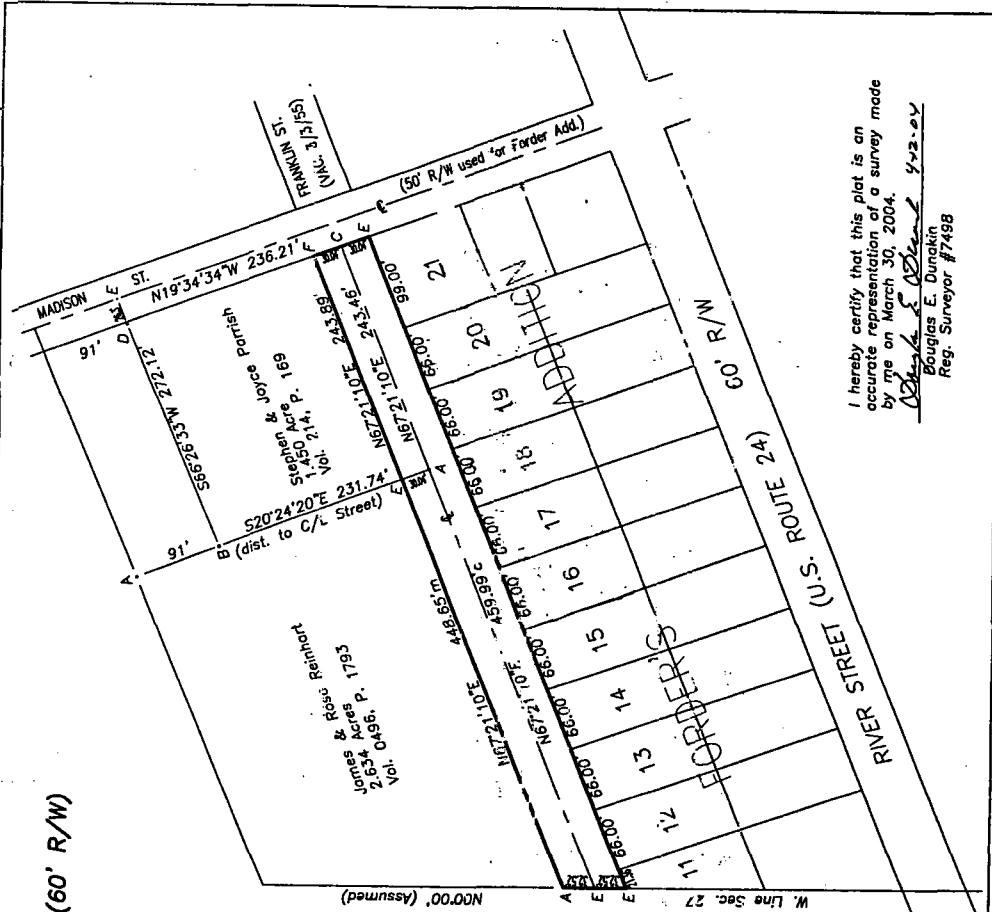
Attest: Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

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I hereby certify that this plat is an accurate representation of a survey made by me on March 30, 2004.

Douglas E. Dunakin
 Douglas E. Dunakin
 Reg. Surveyor #77498

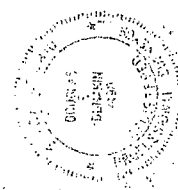
PLAT OF PROPOSED VARIATION OF FRANKLIN STREET (60' R/W) IN THE TOWNSHIP OF ANTIWHY, OHIO, BEING PART OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 27 NORTH, RANGE 14 WEST, PAULDING COUNTY, OHIO

SURVEYED FOR: STEPHEN PARRISH

Surveyor's Note: Survey for Section 27, Township 27 North, Range 14 West, Paulding County, Ohio. The plat shows the location of the proposed variation of Franklin Street (60' R/W) and the location of the proposed variation of River Street (60' R/W). The survey was conducted on March 30, 2004. The survey was conducted by Douglas E. Dunakin, Registered Surveyor #77498. The survey was conducted in accordance with the Ohio Surveying Board rules and regulations. The survey was conducted in accordance with the Ohio Surveying Board rules and regulations. The survey was conducted in accordance with the Ohio Surveying Board rules and regulations.

LEGEND

A	Iron Pin Found
B	Iron Pipe Found
C	Iron Pipe & Cap set this survey
D	Iron Pipe with square head found
E	Pipe established this survey



RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

7722-
ORDINANCE NO. 2004-16

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$105,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2000-23, passed on October 19, 2000, there were issued \$110,000 Emergency Medical Service Building Construction Notes, Series 2000 (the Series 2000 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, pursuant to Ordinance No. 2001-06, passed on February 15, 2001, there were issued \$28,000 Emergency Medical Service Building Construction Notes, Series 2001 (the Series 2001 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, the Series 2000 Notes and the Series 2001 Notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$137,000 Emergency Medical Service Building Construction Notes, Series 2001, issued in anticipation of bonds pursuant to Ordinance No. 2001-21, passed on October 8, 2001, which notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$127,000 Emergency Medical Service Building Construction Notes, Series 2002, issued in anticipation of bonds pursuant to Ordinance No. 2002-12, passed on October 14, 2002, which notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$116,000 Emergency Medical Service Building Construction Notes, Series 2003 (the Outstanding Notes), issued in anticipation of bonds pursuant to Ordinance No. 2003-12, passed on October 14, 2003, which Outstanding Notes mature on October 22, 2004; and

WHEREAS, this Council finds and determines that the Village should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the Village; and

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 20 years, and the maximum maturity of \$88,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is October 26, 2020, and of \$28,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is March 9, 2001;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp,

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$105,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

Section 2. The Bonds shall be dated approximately October 1, 2005, shall bear interest at the now estimated rate of 5% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2006.

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$105,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds and to retire, together with other funds available to the Village, the Outstanding Notes. The Notes shall be dated the date of issuance and shall mature on October 22, 2005. The Notes shall bear interest at the rate of 2.90% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer of the Village, Antwerp, Ohio (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity (the Prepayment Date) as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the Prepayment Date. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date and the name and address of the Paying Agent, by certified or registered mail to the Original Purchaser and to the Paying Agent not less than seven days prior to the Prepayment Date. If money for prepayment is on deposit with the Paying Agent on the Prepayment Date following the giving of that notice, interest on the principal amount prepaid shall cease to accrue on the Prepayment Date. The Clerk-Treasurer may request the Original Purchaser (as defined in Section 6) to use its best efforts to arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment, surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer, in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Clerk-Treasurer. The entire principal amount may be represented by a single note and may be issued as fully registered securities (for which the Clerk-Treasurer will serve as note registrar) and in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Clerk-Treasurer that issuance of fully registered securities in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

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Passed

YEAR

Section 6. The Notes are hereby sold at par plus accrued interest to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser), in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Clerk-Treasurer is authorized, if it is determined to be in the best interest of the Village, to combine the issue of Notes with one or more other note issues of the Village into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal

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Passed YEAR

government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Village hereby represents that the Outstanding Notes are treated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code. The Village hereby covenants that it will redeem the Outstanding Notes from proceeds of, and within 90 days after issuance of, the Notes, and represents that all other conditions are met for treating the Notes as "qualified tax-exempt obligations" and as not to be taken into account under subparagraph (D) of Section 265(b)(3) of the Code, without necessity for further designation, by reason of subparagraph (D)(ii) of Section 265(b)(3) of the Code. Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt charges on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

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Section 11. The Clerk-Treasurer is directed to deliver a certified copy of this Ordinance to the Paulding County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 13. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance must be immediately effective so that the Notes can be delivered at the earliest possible date to make their proceeds available to enable the Village to retire the Outstanding Notes and thereby preserve its good credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed: October 12, 2004

Randy L. Lewis
President of Council

Carol Fillmore
Clerk-Treasurer

Ordinance No. _____ Passed _____ YEAR _____

ORDINANCE NO. 2004-17

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS FOR 2004 AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

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

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>Amount</u>
B11 - EMS - Capital	Increase Per Revenue	\$9,814.83
B11 - EMS - Training	Increase Per Revenue	\$6,000.00

Section 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents.

Section 3: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 12-20-04

Margaret Womack
Mayor of the Village of Antwerp

Attest:

Cecile Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

0341

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-18

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE WATER FUND IN THE AMOUNT OF \$345.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Water Fund, and that the funds to be transferred are interest accumulated from Certificates of Deposit made from the Water Fund and,

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14 (E), which transfer does not require a vote of the Village Council to authorize transfers from the General Fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Fund from the General Fund to the Water Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk/Treasurer is hereby authorized to transfer the sum of Three Hundred Forty Five (\$345.00) from the General Fund to the Water Fund.

Section 2. This ordinance is necessary to proved for operating funds for the water department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the water department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 12-20-04

Margaret Hornack
Mayor of the Village of Antwerp

Attest:
Carole Fillmore
Clerk-Treasurer

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2004-19

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE SEWER FUND IN THE AMOUNT OF \$1,635.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Sewer Fund, and that the funds to be transferred are interest accumulated from Certificates of Deposit made from the Sewer Fund and,

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14 (E), which transfer does not require a vote of the Village Council to authorize transfers from the General Fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Fund from the General Fund to the Sewer Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk/Treasurer is hereby authorized to transfer the sum of One Thousand Six Hundred Thirty Five (\$1,635) from the General Fund to the Sewer Fund.

Section 2. This ordinance is necessary to provide for operating funds for the sewer department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the sewer department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 12-20-04

Margaret Womack
Mayor of the Village of Antwerp

Attest:

Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2004-20

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$5,000.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14 (E), which transfer does not require a vote of the Village Council to authorize transfers from the General Fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Fund from the General Fund to the Police Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk/Treasurer is hereby authorized to transfer the sum of Five Thousand (\$5,000) from the General Fund to the Police Fund.

Section 2. This ordinance is necessary to provide for operating funds for the police department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 12-20-04

Margaret Nomack
Mayor of the Village of Antwerp

Attest:

Carole Follmer
Clerk-Treasurer

Ordinance No. _____ Passed _____, _____ YEAR _____

ORDINANCE NO. 2004-21

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2005

WHEREAS, it is desirable that the salaries of Village officials and employees for year 2005 be set forth in an ordinance, and

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

SECTION 1. That beginning with the first pay period of year 2005, salaries of Village officials and employees be as follows: (except where revised - pay will start at the date stated by Council)

Mayor	6,000.00
Council Members	1,800.00
Clerk-Treasurer	18,139.00
Village Administrator	29,264.00
Chief of Police	29,826.00
Assistant Chief of Police	25,750.00
Police - Full Time - On Probation	20,000 to 23,175
Police - Full Time	23,175 to 26,226
Police - Part Time	8.00 to 12.00
Police - Reserves	8.00 to 10.00
Fire Chief	1,126.00
Fire Dept. Secretary	282.00
Fire Chief Assistant	282.00
	7.59
	9.95
	7.59
Fire Captains	84.00
Fire Lieutenants	58.00
Volunteer Firemen	7.59
	7.59
	7.59
EMS Coordinator	900.00
EMS Maintenance Man	507.00
EMS Drivers	6.76
EMT - A (BLS - Basic Life Support)	7.88
EMT - B (Intermediate Life Support)	10.61
All EMS Personnel	7.88
General Labor/Utilities Billing Clerk	6.00 to 10.00
Mayor's Court Clerk/EMS Billing Clerk	6.00 to 10.00
Tech I Water/Sewer/Assigned Duties	9.00 to 11.67
Tech II Water/Sewer/Assigned Duties	11.33 to 14.50

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

2005 Salary Ordinance
Page 2

SECTION 2. The annual salaries set forth in this ordinance include any holiday pay an employee would otherwise be entitled to under the personnel manual.

Holidays recognized by the Village of Antwerp:

New Years Day, Thanksgiving Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day & Christmas Day.

SECTION 3. This Ordinance repeals any other ordinance inconsistent herewithin.

SECTION 4. Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

SECTION 5. All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

SECTION 6. This Resolutions hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village.

SECTION 7. This Resolution/Ordinance shall be in full force and effect from and after the earliest period allowed by law.

MAYOR Margaret Homack

CLERK Chole Fillmore

DATE 12-20-04

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

ORDINANCE NO. 2004-22

An ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 2005.

Section 1. BE IT RESOLVED by the Council of 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, 2005 the following sums be and they are hereby set aside and appropriated as follows, v.z:

SECTION 2. 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 \$199,743.

SECTION 3. That there be appropriated from the STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND in the sum of \$40,736.

SECTION 4. That there be appropriated from the STATE HIGHWAY AND IMPROVEMENT FUND in the sum of \$8,000.

SECTION 5. That there be appropriated from the ISSUE II/OPWC in the sum of \$275,091.07

SECTION 6. That there be appropriated from the FED-MAYOR'S COURT FUND in the sum of \$10,000.

SECTION 7. That there be appropriated from the CAPITAL PROJECT FUND in the sum of \$820,682.

SECTION 8. That there be appropriated from the WATER CAPITAL FUND in the sum of \$53,100.

SECTION 9. That there be appropriated from the CEMETERY FUND the sum of \$12,386.

SECTION 10. That there be appropriated from the STREET LIGHTING FUND in the sum of \$25,000.

SECTION 11. That there be appropriated from the FIRE FUND in the sum of \$49,200.

SECTION 12. That there be appropriated from the EMS FUND in the sum of \$84,500.

SECTION 13. That there be appropriated from the POLICE FUND in the sum of \$178,010.

SECTION 14. That there be appropriated from the PERMISSIVE TAX FUND in the sum of \$7,000.

SECTION 15. That there be appropriated from the WATER FUND in the sum of \$236,674.

SECTION 16. That there be appropriated from the SEWER FUND in the sum of \$232,455.

SECTION 17. That there be appropriated from the FOJ FUND in the sum of \$203.48

SECTION 18. TOTAL OF ALL APPROPRIATIONS \$2,232,780.55

SECTION 19. And the Village Clerk is hereby authorized to draw 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 other specific appropriations herein made.

SECTION 20. This resolution shall take effect at the earliest period allow by law

Passed 12-20-04

Randy G. Lewis
President of Council

Attest: Paul Fillmore
Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

FORM 2

RESOLUTION OF AUTHORIZATION

RESOLUTION NO. R 2004-09

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES, NATUREWORKS PROGRAM AND DECLARING IT TO BE AN EMERGENCY

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the federal Land and Water Conservation Fund Program and/or the State of Ohio NatureWorks Program, and

WHEREAS, the Village of Antwerp desires financial assistance under NatureWorks Program.

NOW, THEREFORE, be it resolved by the Village of Antwerp

- Section 1. That the Village of Antwerp approves filing an application for financial assistance.
- Section 2. That the Village Administrator is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to be eligible for possible funding assistance.
- Section 3. That the Village of Antwerp does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of NatureWorks Program.
- Section 4. It is found and determined that all formal actions of the council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful resolutions and any applicable provisions of Section 121.22 of the O.R.C.
- Section 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the park department necessary for the well being if the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Attest: 12-20-04

Carole Fillmore
Carole Fillmore, Clerk/Treasurer

Margaret Womack
Margaret Womack, Mayor

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of resolution adopted by the Village of Antwerp Council held on 12-20-04 day of 2004 and that I am duly authorized to execute this certificate.

Carole Fillmore
(original signature)

Clerk-Treas
(title)

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

FORM 2

RESOLUTION OF AUTHORIZATION

RESOLUTION NO. R 2004-10

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES, LAND AND WATER CONSERVATION FUND PROGRAM (LWCF) AND DECLARING IT TO BE AN EMERGENCY

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the federal Land and Water Conservation Fund Program and/or the State of Ohio NatureWorks Program, and

WHEREAS, the Village of Antwerp desires financial assistance under LWCF Program.

NOW, THEREFORE, be it resolved by the Village of Antwerp

- Section 1. That the Village of Antwerp approves filing an application for financial assistance.
- Section 2. That the Village Administrator is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to be eligible for possible funding assistance.
- Section 3. That the Village of Antwerp does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of LWCF Program.
- Section 4. It is found and determined that all formal actions of the council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful resolutions and any applicable provisions of Section 121.22 of the O.R.C.
- Section 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the park department necessary for the well being of the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Attest: 12-20-04
Carole Fillmore
Carole Fillmore, Clerk/Treasurer

Margaret Womack
Margaret Womack, Mayor

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of resolution adopted by the Village of Antwerp Council held on _____ day of 2004 and that I am duly authorized to execute this certificate.

Carole Fillmore
(original signature)

Clerk-Treas.
(title)

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-01

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 COMMENCING JANUARY 01, 2005.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-10-05

MAYOR: Margaret Homack

ATTEST:

CLERK-TREASURER: Candi Fillmore

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF FAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 WHICH WILL BE PAID IN THE AMOUNT OF \$612.75 QUARTERLY- COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2005.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-19-05

MAYOR: Margaret Horvath

ATTEST:

CLERK-TREASURER: Carole Hillman

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 WHICH WILL BE PAID IN THE AMOUNT OF \$612.75 QUARTERLY- COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2005.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-10-05

MAYOR: Margaret Momack

ATTEST:

CLERK-TREASURER: Carole Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED CCUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2005.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 1-10-05

MAYOR: Margaret Nomack

ATTEST:

CLERK-TREASURER: Carole Filmore

RECORD OF ORDINANCES

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Ordinance No.

Passed,

YEAR

ORDINANCE NO. 2005-04

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2005 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

- Section 1.** American Legal Publishing's Ohio Basic Code, 2005 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2005 Edition.
- Section 2.** One copy of American Legal Publishing's Ohio Basic Code, 2005 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3.** All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2005 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
- (A) The enactment of the Ohio Basic Code, 2005 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

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- (B) The repeal provided above shall not affect:
- (1) The grant or creation of a franchise, license, right, easement or privilege;
 - (2) The purchase, sale, lease or transfer of property;
 - (3) The appropriation or expenditure of money or promise or guarantee of payment;
 - (4) The assumption of any contract or obligation;
 - (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
 - (6) The levy or imposition of taxes, assessments or charges;
 - (7) The establishment, naming, vacating or grade level of any street or public way;
 - (8) The dedication of property or plat approval;
 - (9) The annexation or detachment of territory;
 - (10) Any legislation enacted subsequent to the adoption of this ordinance.
 - (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date
 Passed: 1-10-05

Attest:

Margaret Womack
 Mayor

Carole Fillmore
 Clerk of the Legislative Authority

RECORD OF ORDINANCES

Dayton Legal Blank Co.

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-05

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$21,842.00

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14 (E), which transfer does not require a vote of the Village Council to authorize transfers from the General Fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Fund from the General Fund to the Police Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk/Treasurer is hereby authorized to transfer the sum of Twenty One Thousand Eight Hundred Forty Two (\$21,842) from the General Fund to the Police Fund.

Section 2. This ordinance is necessary to proved for operating funds for the police department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 4-11-05

Margaret Nomach
Mayor of the Village of Antwerp

Attest:

Cassie Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-06

AN ORDINANCE TO NAME THAT PORTION OF PAULDING COUNTY ROAD 43 THAT LIES WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF ANTWERP, PAULDING COUNTY, OHIO, HARRMANN ROAD, AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village Council of the Village of Antwerp, Paulding County, Ohio, has determined it necessary to officially name the streets located in the corporate limits of the Village of Antwerp, and;

WHEREAS, as a result of the annexation of land approved by the Village Council in Ordinance No. 2004-05406, it appears that the portion of County Road 43 that lies within the corporate limits has not been named.

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

Section 1. That the portion of County Road 43 that lies within the corporate limits of the Village of Antwerp is hereby named Harrmann Road.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the County Road is now in the Village of Antwerp corporate limits and needs to be named and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 1-10-05

Margaret Womack
Margaret Womack, Mayor

Carli Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

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Passed

YEAR

billed once each year on the 1st day of November. Water bills shall be payable on the 15th day of November.

Section 4. All water users outside the corporation limits of the Village of Antwerp shall pay the same rate as users inside the corporation limits of the Village of Antwerp plus an additional seventy-five percent (75%) of the water rate.

Section 5. If any charge for water is not paid when due, which is the 15th of the month in which it is billed to the user/consumer, a late charge of ten percent (10%) of the amount of the bill shall be added to the bill and collected by the Village of Antwerp. When any water account is not paid by the 20th day of the month in which it is billed to the user/consumer, water service to the user/consumer shall be terminated by the Village of Antwerp, with the notice of termination signed by the Village Administrator. Further, said user's/consumer's water service shall not be restored until the user/consumer has paid all past due accounts, late charges, and a \$25.00 service fee to have the water service reconnected. Past due water bills of users/consumers no longer residing in the Village of Antwerp will be applied to the property taxes of the property owner.

Section 6. All water bills shall be paid to the Antwerp Exchange Bank Company or mailed to P.O. Box, Antwerp, Ohio 45813, attention Village Administrator.

Section 7. The owner of the property to which the water is supplied shall be responsible for prompt and timely payment of water supplied to the premises; however, water bills will be mailed to the user/consumer.

Section 8. There shall be no dead-end water mains without the prior written approval of the Village Administrator and under no circumstances will a dead-end water main be permitted, unless a fire hydrant is installed at the end of the dead-end and provision made for flushed water from the fire hydrant to flow directly into a catch basin.

Section 9. All water mains will be constructed of material which meets or exceeds current engineering standards of the State of Ohio.

Section 10. When a building is vacated and the owner or occupant thereof wishes to discontinue water service, the property owner must do either of the following: (1) Have the water meter removed and the water service disconnected and a fee of \$25.00 is hereby established to reinstall the meter and reconnect water service; or (2) Have the water disconnected at the water meter, and leave the water meter in place and pay quarterly the minimum charge of \$15.00 for each tap.

Section 11. Water meters found to be defective will be replaced and bills for water service for the period of time the meter was defective shall be computed on the basis of the previous one year's average consumption and at the water rates established by this ordinance.

Section 12. Each water meter shall be connected by a single line running directly to the water main. There shall be no series of lines connecting to the water main.

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

Section 13. Any vehicle that is parked or abandoned in such a manner as to block access to a water meter and create an obstacle to the ability to read the water meter, the Village Administrator shall have the vehicle towed or moved in order that access to the water meter is unimpeded and to allow the water meter to be read. Any towing charges incurred by the Village of Antwerp will be added to the water bill of the user/consumer.

Section 14. No person shall access the water meter pits, which are the property of the Village of Antwerp. If any person does access the water meter pits, then that person will be subject to a service charge of \$25.00 for the Village of Antwerp to inspect the water meter pit and determine whether any damage has been done to the water meter pit. If there is any damage to the water meter pit, the person shall reimburse the Village of Antwerp for any repairs or replacement costs incurred by the Village of Antwerp.

Section 15. Previous ordinances, including Ordinance No. 96-06 and No. 98-13, and rules of the Village of Antwerp that are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Section 16. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 17. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

ENACTED THIS 11 day of April, 2005.

Margaret Nomack
MAYOR, VILLAGE OF ANTWERP

Attest:

Carole Fillmore
Clerk-Treasurer

1st reading: 2-14-05

2nd reading: 3-14-05

3rd reading: 4-11-05

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Dayton Legal Blank Co.

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-07

**AN ORDINANCE OF THE VILLAGE OF ANTWERP ESTABLISHING REGULATIONS
FOR USE OF WATER, METHODS OF PAYMENT, COLLECTION METHODS, AND
WATER RATES REPLACING ORDINANCE NO. 96-06**

WHEREAS, the Village Council has determined that additional revenues for the water system are needed for capital improvements necessary to be made to the system and also for debt service for capital improvements necessary to be made to the water system of the Village of Antwerp and that the increases in the revenues for water used by the water consumers of the Village of Antwerp herein enacted should be used for said capital improvements to be made to the water system of the Village of Antwerp and debt service for capital improvements to be made to the water system of the Village of Antwerp; and

WHEREAS, the Village Council approved the passage of Ordinance No. 96-06 establishing regulations for the use of water, methods of payment, collection methods, and water rates. Due to the additional revenues needed for capital improvements necessary to the water system and debt service for the capital improvements to be made to the water system of the Village of Antwerp, this ordinance will replace Ordinance No. 96-06 and provide the regulations for the use of water, methods of payment, collection methods, and water rates.

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

Section 1. All water rates shall be computed on a quarterly basis except industrial consumers with which the Village of Antwerp has a contract, in which case such billing shall be made pursuant to the terms of the contract. Water charges shall be based upon the amount of water consumed as shown by water meter readings made once each quarter, or upon such terms as the Village of Antwerp has with industrial consumers pursuant to contract. During the winter months in the case of excessive snow, water meter readings may be estimated.

Section 2. Rates for water consumers and users hereby is increased as follows: For the quarter commencing May, 2005, a minimum of \$15.00 for each tap plus \$3.30 for each thousand gallons of all water used. The \$15.00 minimum rate shall be charged for each meter and not for the number of trailers or apartments, as the case may be. As to those users/consumers that qualify for the homestead tax exemption, the water rates will remain at a minimum of \$14.05 for each tap plus \$2.50 for each thousand gallons of all water used. The user/consumer that is claiming the homestead tax exemption, must provide proof to the Village Administrator that the user/consumer does in fact qualify for this tax exemption in order to receive the reduced water rates.

Section 3. Water may be purchased at the waterworks located in the Village of Antwerp. The purchase price of anyone purchasing water at the waterworks, commencing with the quarter beginning May, 2005, shall be \$3.30 for each thousand gallons. An individual or organization purchasing water at the waterworks shall sign their name and the number of gallons pumped on a clipboard provided for that purpose, located at the waterworks. Each of said user/consumer shall be

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billed once each year on the 1st day of November. Water bills shall be November.

Section 4. All water users outside the corporation limits of the Village same rate as users inside the corporation limits of the Village of Antwerp five percent (75%) of the water rate.

Section 5. If any charge for water is not paid when due, which is the 1: is billed to the user/consumer, a late charge of ten percent (10%) of the added to the bill and collected by the Village of Antwerp. When an the 20th day of the month in which it is billed to the user/consumer, consumer shall be terminated by the Village of Antwerp, with the notice the Village Administrator. Further, said user's/consumer's water service the user/consumer has paid all past due accounts, late charges, and a \$25 water service reconnected. Past due water bills of users/consumers no longer of Antwerp will be applied to the property taxes of the property owner.

Section 6. All water bills shall be paid to the Antwerp Exchange Bank C Box, Antwerp, Ohio 45813, attention Village Administrator.

Section 7. The owner of the property to which the water is supplied shall and timely payment of water supplied to the premises; however, water user/consumer.

Section 8. There shall be no dead-end water mains without the prior written Administrator and under no circumstances will a dead-end water main hydrant is installed at the end of the dead-end and provision made for fire hydrant to flow directly into a catch basin.

Section 9. All water mains will be constructed of material which meets engineering standards of the State of Ohio.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

YEAR

billed once each year on the 1st day of November. Water bills shall be payable on the 15th day of November.

Section 4. All water users outside the corporation limits of the Village of Antwerp shall pay the same rate as users inside the corporation limits of the Village of Antwerp plus an additional seventy-five percent (75%) of the water rate.

Section 5. If any charge for water is not paid when due, which is the 15th of the month in which it is billed to the user/consumer, a late charge of ten percent (10%) of the amount of the bill shall be added to the bill and collected by the Village of Antwerp. When any water account is not paid by the 20th day of the month in which it is billed to the user/consumer, water service to the user/consumer shall be terminated by the Village of Antwerp, with the notice of termination signed by the Village Administrator. Further, said user's/consumer's water service shall not be restored until the user/consumer has paid all past due accounts, late charges, and a \$25.00 service fee to have the water service reconnected. Past due water bills of users/consumers no longer residing in the Village of Antwerp will be applied to the property taxes of the property owner.

Section 6. All water bills shall be paid to the Antwerp Exchange Bank Company or mailed to P.O. Box, Antwerp, Ohio 45813, attention Village Administrator.

Section 7. The owner of the property to which the water is supplied shall be responsible for prompt and timely payment of water supplied to the premises; however, water bills will be mailed to the user/consumer.

Section 8. There shall be no dead-end water mains without the prior written approval of the Village Administrator and under no circumstances will a dead-end water main be permitted, unless a fire hydrant is installed at the end of the dead-end and provision made for flushed water from the fire hydrant to flow directly into a catch basin.

Section 9. All water mains will be constructed of material which meets or exceeds current engineering standards of the State of Ohio.

Section 10. When a building is vacated and the owner or occupant thereof wishes to discontinue water service, the property owner must do either of the following: (1) Have the water meter removed and the water service disconnected and a fee of \$25.00 is hereby established to reinstall the meter and reconnect water service; or (2) Have the water disconnected at the water meter, and leave the water meter in place and pay quarterly the minimum charge of \$15.00 for each tap.

Section 11. Water meters found to be defective will be replaced and bills for water service for the period of time the meter was defective shall be computed on the basis of the previous one year's average consumption and at the water rates established by this ordinance.

Section 12. Each water meter shall be connected by a single line running directly to the water main. There shall be no series of lines connecting to the water main.

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RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Section 13. Any vehicle that is parked or abandoned in such a manner as to block access to a water meter and create an obstacle to the ability to read the water meter, the Village Administrator shall have the vehicle towed or moved in order that access to the water meter is unimpeded and to allow the water meter to be read. Any towing charges incurred by the Village of Antwerp will be added to the water bill of the user/consumer.

Section 14. No person shall access the water meter pits, which are the property of the Village of Antwerp. If any person does access the water meter pits, then that person will be subject to a service charge of \$25.00 for the Village of Antwerp to inspect the water meter pit and determine whether any damage has been done to the water meter pit. If there is any damage to the water meter pit, the person shall reimburse the Village of Antwerp for any repairs or replacement costs incurred by the Village of Antwerp.

Section 15. Previous ordinances, including Ordinance No. 96-06 and No. 98-13, and rules of the Village of Antwerp that are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Section 16. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 17. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

ENACTED THIS 11th day of April, 2005.

Margaret Nomack
MAYOR, VILLAGE OF ANTWERP

Attest:

Cecale Fillmore
Clerk-Treasurer

1st reading: 2-14-05

2nd reading: 3-14-05

3rd reading: 4-11-05

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-08

AN ORDINANCE VACATING A STREET LOCATED TO THE WEST OF MADISON STREET BETWEEN WEST RIVER STREET AND WEST WOODCOX STREET, SAID STREET IS AN EXTENSION OF FRANKLIN STREET, AND REPLACING ORDINANCE NO. 2004-15 AND DECLARING THE SAME AN EMERGENCY

WHEREAS, this Ordinance is enacted pursuant to Ohio Revised Code Section 723.05, and

WHEREAS, it is the opinion of the legislative authority that there is good cause to vacate the street hereinafter described and that such vacation shall not be detrimental to the general interest, and

WHEREAS, Ordinance No. 2004-15 needs to be replaced with this Ordinance to provide additional clarification as to the identify of the street being vacated as determined by the County Engineer of Paulding County, Ohio.

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

Section 1. ~~That~~ portion of the 60.08 foot wide street lying South of lands owned by James & Rose Reinhart and Stephen & Joyce Parrish and lying North of lands owned by Joseph & Jennifer Clark, Ben Gross, Dean Gaisford, Juan & Lupe Sanchez, Larry & Penny Ryan, James & Kimberly Smallwood, the estate of Leroy Gaisford, and Rolan & Karen Rister, being lots 11 through 21 of Forders Addition, is hereby vacated on the condition, however, that the Village retains easements for the maintenance, operation, renewal, reconstruction and removal of all public utilities owned by the Village and other suppliers of public utilities, and for the purpose of access to the utility facilities. Furthermore, the Village reserves the right to pre-approve any construction or grade change in the street identified herein due to the location of the storm sewer system in this street. A plat of the street to be vacated is attached hereto and made a part hereof.

Section 2. The Village Clerk is hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Auditor and the Paulding County Engineer. The Village Clerk is also hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Recorder and to pay any recording fee associated with the recording of said Ordinance and Plat.

Section 3. This Ordinance replaces Ordinance No. 2004-15, and only provides additional clarification as to the identity of the street being vacated as determined by the County Engineer of Paulding County, Ohio. Previous Ordinance, Ordinance No. 2004-15, is hereby set aside, revoked, held for naught, and replaced by this Ordinance.

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

Section 4. It is found and determined that all formal actions of Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the statutory procedural requirements have been completed to vacate that portion of Franklin Street described herein and this Ordinance merely clarifies Ordinance No. 2004-15 providing additional information as to the identity of the street being vacated, thereby replacing Ordinance 2004-15, and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: _____

Margaret Homack

 Mayor of the Village of Antwerp

Attest:

Cecile Fillmore

 Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

RESOLUTION NO. R-2605-01

A RESOLUTION OF THE VILLAGE OF ANTWERP TO PURCHASE REAL ESTATE AND ENTER INTO AN AGREEMENT TO PURCHASE THE REAL ESTATE, SAID REAL ESTATE BEING PURCHASED TO PROVIDE A WATER SUPPLY FOR THE VILLAGE AND ITS INHABITANTS, AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp has found it necessary to purchase property for the providing of a water supply for the Village and its inhabitants; and

WHEREAS, the Village of Antwerp has considered other properties for the Village to purchase to provide a water supply for the Village and its inhabitants, and has determined that construction should occur on the property located at Lot #40, Parkview 2nd Addition, Village of Antwerp; and

WHEREAS, the Council for the Village of Antwerp, in exercising its general powers under OHIO REVISED CODE § 715.01, *et seq.*, and the specific power allowed by OHIO REVISED CODE § 717.01(A), has found it necessary to purchase the real estate located at Lot #40, Parkview 2nd Addition, Village of Antwerp, Ohio.

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

Section 1. This council considers it necessary to purchase real estate for the providing of a water supply for the Village and its inhabitants, and has determined to purchase the fee simple interest in and to the premises located at Lot #40, Parkview 2nd Addition, Village of Antwerp, Ohio.

Section 2. The Mayor is authorized to enter into an agreement to purchase the real estate. The village solicitor is authorized to obtain a Certificate of Title for the real estate. Once it is determined that seller has marketable title to the real estate, the Village will proceed with a closing on the sale of the real estate and the clerk-treasurer is authorized to issue payment of \$10,400.00 to the owners of said real estate in compliance with the agreement to purchase.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in open meetings of this Council, and that all deliberations of the 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 all lawful ordinances, resolutions and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 4. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the purchase of real estate is necessary to provide a water supply for the Village and its inhabitants, and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 14th day of March, 2005.

Attest:

Carole Zilmore
Clerk-Treasurer

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, YEAR _____

ORDINANCE NO. 2005-09

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS FOR 2005 AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

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

Section 1: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>Amount</u>
B12 - EMS Vehicle Fund	New Appropriation	\$32,850.00

Section 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents.

Section 3: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 4-11-05

Margaret Nemack
Mayor of the Village of Antwerp

Attest:

Carol Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-10

AN ORDINANCE ESTABLISHING A STORM WATER UTILITY PROGRAM, METHODS OF PAYMENTS, REGULATIONS, AND COLLECTION METHODS FOR THE VILLAGE OF ANTWERP

WHEREAS, the Village of Antwerp has experienced significant storm events over a number of years, which has exceeded the capacity of the existing public storm drainage facilities causing significant amounts of flooding to occur in the Antwerp community; and,

WHEREAS, the Village of Antwerp has studied the issue of storm water management since 2004 by analysis, public participation, staff reports and council meetings; and,

WHEREAS, the Village of Antwerp has experienced continuous instances of limited or lack of finances to address the overall scope of storm water management indicated by past studies; and,

WHEREAS, in order to reduce flooding Council is establishing a Storm Water Utility Program to provide for the effective management and financing of a storm water system within the Village of Antwerp; and,

WHEREAS, Council has determined that the establishment of a Storm Water Utility Program is necessary for the continuing best interests of the citizens of the Village of Antwerp.

NOW, THEREFORE, Be It Ordained by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1: The Council of the Village of Antwerp hereby establishes a Storm Water Utility Program. The Storm Water Utility Program shall establish the means to organize, operate, and manage the utility; shall establish and provide for collection of storm water service charges or users fees; shall provide for rates applicable thereof and a method of calculation of such rates; and shall delineate all things necessary for the full implementation of a storm water utility including the adoption of rules and regulations as may be adopted by Village Council pursuant to Ordinance. The storm water utility shall be administrated by the Village Administrator or his/her designee.

Section 2: The Village shall operate its storm water utility as a public utility and in a manner so as to provide for and maintain open drainage ways, underground sewers and drains, and other storm water drainage facilities, equipment and appurtenances necessary, useful or convenient to providing a complete and adequate system of storm water drainage for the Village and its inhabitants.

Section 3: All storm water monthly charges shall be computed on a quarterly basis. Storm water monthly charges shall be based upon the zoning of the property according to the Zoning Map, as amended from time to time:

- I-1 (Industrial) \$20.00
- B-1 (Business) \$5.00
- R-1 (Residential) \$5.00
- R-2 (Multi-Family but is actually a single family dwelling) \$5.00
- R-2 (Multi-Family with under 5 apartments and condos) \$10.00
- R-2 (Multi-Family with over 5 apartments and condos) \$25.00
- R-1-A (Trailer courts with under 25 trailers) \$15.00
- R-1-A (Trailer courts with over 25 trailers) \$25.00
- A-1 (Agriculture but residential) \$5.00
- A-1 (Agriculture but Business) \$5.00
- A-1 (Agriculture but farming) \$10.00

Section 4: Rates for the storm water utility are due on a quarterly basis, starting on the 15th of June, 2005. If any charge for storm water is not paid when due, which is the 15th of the month in which it is billed to the user/consumer, a late charge of ten percent (10%) of the amount of the bill shall be added and collected by the Village of Antwerp. When any storm water account is not paid by the 20th day of the

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

month in which it is billed to the user/consumer, water service to the user/consumer shall be terminated by the Village of Antwerp. Further, said user's/consumer's water service shall not be restored until the user/consumer has paid all past due accounts and penalties and until the user/consumer has further paid to the Village a \$25.00 service charge to have the service reconnected. Past due storm water utility bills of users/consumers no longer residing in the community and/or the Village of Antwerp will be assessed against the real estate in the Paulding County Auditor's Office.

Section 5: The owner of the property to which the storm water is supplied shall be responsible for prompt and timely payment of storm water supplied to the premises; however, storm water bills will be mailed to the user/consumer.

Section 6: When a building is vacated the property owner is responsible for continual storm water service to the property.

Section 7: It is found and determined that all formal action of the Council concerning and related to the passage of this Ordinance were adopted in open meetings of the Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 8: This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

ENACTED THIS 13th day of June, 2005.

MAYOR, Village of Antwerp

Attest:

Charles F. Moore
Clerk/Treasurer

1st reading: 4-11-05

2nd reading: 5-9-05

3rd reading: 6-13-05

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-11

**ORDINANCE FOR THE EMPLOYMENT OF MELANIE L. FARR
AS SOLICITOR FOR THE VILLAGE OF ANTWERP,
PAULDING COUNTY, OHIO**

WHEREAS, the Village is authorized by law to employ legal counsel to be known as the Village Solicitor, and

WHEREAS, the Council deems it necessary to employ legal counsel to act as Solicitor for the Village in civil, contract, and criminal matters.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio as follows:

Section 1. Legal counsel shall be provided to act in civil, contract, and criminal matters for the Village, and the person employed as such counsel shall be known as the Solicitor of the Village of Antwerp; and

Section 2. The salary of the Solicitor in civil, contract, and criminal matters shall be One Hundred Dollars (\$100.00) per hour, plus out-of-pocket expenses for long distance telephone charges, fax charges, postage, and photocopying at the rate of No Dollars and Fifteen Cents (\$0.15) per page, and such Solicitor shall be employed by the Village of Antwerp for a period not exceeding two (2) years.

Section 3. Melanie L. Farr, an attorney at law, is licensed to practice law in the State of Ohio, and is hereby appointed as Solicitor for the Village of Antwerp, Paulding County, Ohio.

Section 4. This Ordinance shall be in full force and effect from and after the earliest period allowed by law.

Section 5. This Ordinance shall be retroactive and take effect as of the expiration of the prior Ordinance employing such counsel as the Solicitor of the Village of Antwerp, also known as Ordinance No. 2003-08.

Section 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety welfare and well being of the residents and this Ordinance shall be in full force and effective immediately after its passage; otherwise it shall take effect and be in force after the earliest period allowed by law.

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

Dated: 6-13-05

Attest:

Charles Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-12**AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY**

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
Street	Fund from Property Damage	1,775.00
Fire	Grant - Training	885.00
Fire	Grant - Equipment	32,351.00
EMS	Grant - Equipment	35,443.00

Section 4: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date

June 13, 2005

Mayor

Margaret Nomack

Attest:

Clerk/Treasurer

Carole Zolmer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ANSWERP

Form Supervised by State Auditor (Rev. 9-70)

R-2005-02

Dayton Legal Blank, Inc., Form No. 11012

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

(VILLAGE COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the Village of Answerp, Paulding County, Ohio, met in Regular session on the 11th day of July, 2005, at the office of Town Hall with the following members present:

- Ava Kennedy
Jan Rees
Bon Farnsworth
Darlene Fillmore

Mrs. Kennedy 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, 2006; 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 Answerp 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:

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

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 Commission 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	38891	34525	1.8	2.7
General Bond Retirement Fund				
CEMETERY	13686			.8
Park Fund				
Recreation Fund				
FIRE	15210			2.
FIRE / EMS Fund	18364			1.
POLICE Fund	161886			2.5
EMS	5866			.5
AG-RES 12876196				
OTHER 5987530				
PP 1429220				
20272940				
TOTAL				

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND OR LEVYS	Maximum Rate Authorized to Be Levied	County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II)
General Fund:	1.8	
Current expense levy authorized by voters on 11-20-77		
for not to exceed 5 years. 00-04	1.	
Current expense levy authorized by voters on 11-20-01		
for not to exceed 5 years. 02-06	1.7	
Total General Fund outside 10 m. Limitation.		
Park Fund: Levy authorized by voters on 20 _____		
for not to exceed _____ years.		
Recreation Fund: Levy authorized by voters on 20 _____		
for not to exceed _____ years.		
CEM Fund: Levy authorized by voters on 11-20-00		
for not to exceed 5 years. 01-05	.8	

Dayton Legal Blank Co.

Ordinance No. _____

Passed _____

YEAR _____

0

CERTIFICATE TO COPY

ORIGINAL ON FILE

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of the Council of the Village of

Annwerp, within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original _____

Minutes of the Regular Meeting

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 1st day of August, 2005.

Carole Fillmore

Clerk of Council

A copy of this Resolution must be certified to the County Auditor before the first day of October in each year or on such later date as may be approved by the Board of Tax Appeals.

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PAGE OF

- County, Ohio

AND NAMES AS
OFFICERS
OF THE OFFICE
CERTIFYING
BOOK

20

Clerk of Council

By Auditor

2005

RECORD OF ORDINANCES

Form No. 30043

Dayton Legal Blank Co.

Ordinance No. _____

Passed _____

YEAR _____

CERTIFICATE TO COPY

ORIGINAL ON FILE

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of the Council of the Village of Amway, within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original _____

Minutes of the Regular Meeting

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 1st day of August, 2005

Carole Fillmore
Clerk of Council

1. A copy of this Resolution must be certified to the County Auditor before the first day of October in each year, or at such later date as may be approved by the Board of Tax Appeals.

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VILLAGE OF

County, Ohio

AND RATES AS BUDGET COMMITTEE AND CERTIFYING AUDITOR.

1st 2005

Carole Fillmore
Clerk of Council

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County Auditor

Deputy

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

R-2005-03

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of Antwerp, Paulding County, Ohio, met in Regular session on the 11th day of July, 2005 at the office of Town Hall with the following members present:

- Ava Kennedy
Jan Reeb
Ron Farnsworth
Darlene Fillmore

Mrs. Reeb 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 maintaining and operating cemeteries

O.R.C. 5705.19 (T)

at a rate not exceeding 0.8 mills for each one dollar of valuation, which amounts to eight cents

(Here insert rate expressed in dollars and cents)

for each one hundred dollars of valuation, for 5 years 2006, 2007, 2008, 2009 & 2010

a replacement of tax of 0.8 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp at the General election to be held at the usual voting places within said Village of Antwerp, Ohio on the 8th day of November 2005 and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

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, before August 25, 2005

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.

Mrs. Kennedy seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

- Mrs. Reeb Yes
Mrs. Kennedy Yes
Mr. Farnsworth Yes
Mrs. Fillmore Yes
M _____

Adopted the 11th day of July, 2005

(Clerk or Auditor)

Village of Antwerp (Name of Subdivision)

Paulding County, Ohio

- 1. This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
2. Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
3. Name of Subdivision.
4. Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
5. For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
- an additional tax of ___ mills
- a renewal of an existing tax of ___ mills
- a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills
- a replacement of tax of ___ mills
- a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills
Schools also see 5705.212, 5705.213 O.R.C.
6. See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
7. This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss. I, Carole Fillmore, Clerk of Village of Antwerp

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 11th day of July, 2005 Carole Fillmore Clerk

Vertical stamp area containing: No. R-2005-03, Paulding County, Ohio, RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION, Filed _____, 19____, By _____ Deputy, FILED AUG - 1 2005 BILL BOLENBAUGH AUDITOR PAULDING COUNTY

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Ordinance No. _____ Passed _____ YEAR _____

R-2005-04

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The 2 Village of Antwerp of Paulding County, Ohio, met in regular session on the 11th day of July, ~~19~~2005 at the office of Town Hall with the following members present:

- _____ Ava Kennedy
- _____ Jan Reeb
- _____ Ron Farnsworth
- _____ Darlene Fillmore

Mrs. Kennedy 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 2 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 expenses

O.R.C. 5705.19 (A)

at a rate not exceeding one mills for each one dollar of valuation, which amounts to ten cents

(Here insert rate expressed in dollars and cents) 2005,

for each one hundred dollars of valuation, for 5 years, 2005, 2006, 2007, 2008,

2009 & 2010 LB

a replacement of tax of one mill

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp, Ohio

at the General election to be held at the usual voting places within said Village of Antwerp, Ohio

on the 8th day of November, ~~19~~2005 and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof and be it further

(Percentage)

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. ... Passed ... YEAR

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, before August 25, 2005

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.

Mrs. Reeb seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

- Mrs. Kennedy Yes
Mrs. Reeb Yes
Mr. Farnsworth Yes
Mrs. Fillmore Yes
M ...

Adopted the 11th day of July 2005

(Clerk or Auditor) Village of Antwerp (Name of Subdivision) Paulding County, Ohio

- 1. This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
2. Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
3. Name of Subdivision.
4. Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
5. For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
- an additional tax of ___ mills
- a renewal of an existing tax of ___ mills
- a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills
- a replacement of tax of ___ mills
- a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills
- a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills
Schools also see 5705.212, 5705.213 O.R.C.
6. See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
7. This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss. I, Carole Fillmore, Clerk of Village of Antwerp

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 11th day of July 2005

Carole Fillmore Clerk

Vertical stamp area containing: No. B-2005-04, Paulding County, Ohio, RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION, Filed 11, 19, Deputy, FILED AUG - 11 2005 BILL BOLENBAUGH AUDITOR PAULDING COUNTY

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-13

**AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO
AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY**

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT - ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
OPWC - B6-7-A-250-1	State Grant - Storm Sewer	275,000.00
FEMA - D2-E-155-1 D2-5-Y-270	Federal Grant	5,869.00
General -A1-3-B-211	Transfer from FEMA Grant	182.82
General -A1-3-B-212		158.06
Streets - B1-6-B-211		176.74
Streets - B1-6-B-212		29.95
Water - E1-5-B-250		494.60
Water - E1-5-D-211		858.35
Water - E1-5-D-212		196.11
Water - E1-5-D-230		1,497.46
Water - E1-5-D-240		226.01
Water - E1-5-G-240		1,121.27
Water -E1-5-J-240		210.02
Sewer - E2-5-C-211		595.45
Sewer - E2-5-C-212		122.16

Section 4: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 7-11-05

Mayor Margaret Homack

Attest:

Clerk/Treasurer Candi Fillmore

RECORD OF ORDINANCES

Out of order

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

R-2005-00e

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of _____ of _____
Antwerp, Paulding County, Ohio, met in regular
(Regular or Special)
session on the 8th day of August, 2005, at the office of
Town Hall with the following members present:

- _____ Ava Kennedy
- _____ Randy Brooks
- _____ Jan Reeb
- _____ Ron Farnsworth
- _____ Danny Gordon Darlene Fillmore

Mrs. Kennedy 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 Village of Antwerp

(Name of Subdivision)
for the purpose of current expenses
O.R.C. 5705.19 (A)

at a rate not exceeding one mills for each one dollar of valuation, which amounts to ten cents

(Here insert rate expressed in dollars and cents)

for each one hundred dollars of valuation, for 5 years 2006, 2007, 2008 2009, 2010

a replacement of tax of one mill

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp, OHio

at the General election to be held at the usual voting places within said Village of Antwerp, OH (General, Primary, Special)

on the 8th day of November, 2005, and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Ordinance No. _____ Passed _____ YEAR _____

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, before August 25, 2005

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.

Mrs. D. Fillmore seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

Roll call table with names: Mrs. Kennedy, Mr. Brooks, Mrs. Reeb, Mr. Farnsworth, Mr. Gordon, Mrs. D. Fillmore and Yes/No responses.

Adopted the 8th day of August, 2005

Signature of Carole Fillmore, Clerk or Auditor

Village of Antwerp (Name of Subdivision)

Paulding County, Ohio

- 1. This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
2. Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
3. Name of Subdivision.
4. Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
5. For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
6. See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
7. This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss. I, Carole Fillmore, Clerk of Village of Antwerp

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 9th day of August, 2005

Signature of Carole Fillmore, Clerk

No. R-2005-06

Antwerp Village Paulding County, Ohio

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Filed August 9 2005

By Janet L. Kemmer, Director Deputy

RECORD OF ORDINANCES

Out of order

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ YEAR _____

K-2005-05

Dayton Legal Blank, Inc., Form No. 11015

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code, Sec. 5705.19, .191, .192, .194, .21, .26

The Village of _____ of _____
Antwerp, Paulding County, Ohio, met in Regular
(Regular or Special)
session on the 8th day of August, 2005, at the office of
Town Hall with the following members present:

- Ava Kennedy
- Randy Brooks
- Jan Reeb
- Ron Farnsworth
- Danny Gordon Darlene Fillmore

Mr. Gordon 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 Village of Antwerp (Name of Subdivision) for the purpose of maintaining and operating cemeteries O.R.C. 5705.19 (T)

at a rate not exceeding 0.8 mills for each one dollar of valuation, which amounts to eight cents (Here insert rate expressed in dollars and cents) for each one hundred dollars of valuation, for 5 years 2006, 2007, 2008, 2009 & 2010

a replacement of tax of 0.8 mills

RESOLVED, That the question of levying additional taxes be submitted to the electors of said Village of Antwerp at the General election to be held at the usual voting places within said Village of Antwerp, Ohio on the 8th day of November 2005 and be it further

RESOLVED, That said levy be placed upon the tax list of the current year after the February settlement next succeeding the election, if majority of the electors voting thereon vote in favor thereof; and be it further (Percentage)

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Ordinance No.

Passed

YEAR

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, before August 25, 2005

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.

Mrs. D. Fillmore seconded the Motion and the roll being called
upon its adoption the vote resulted as follows:

Mr. Gordon	Yes
Mrs. D. Fillmore	Yes
Mrs. Kennedy	Yes
Mr. Brooks	Yes
Mrs. Reeb	Yes
Mr. Farnsworth	Yes

Adopted the 8th day of August, 2005

Carole Fillmore
(Clerk or Auditor)

Village of Antwerp
(Name of Subdivision)

Paulding County, Ohio

- This Resolution is to be passed and certified to the Board of Elections 75 days prior to the election upon which it will be voted, except see Emergency School Levy 5705.194.
- Board of County Commissioners, Council of the City or Village, Board of Education, or Board of Township Trustees.
- Name of Subdivision.
- Here insert any one of the purposes listed in Sec. 5705.19 R.C. Not applicable to school districts.
- For all the subdivisions including schools under 5705.19, the life indebtedness or the number of years the levy is to run.
Here insert one of the following:
 * an additional tax of ___ mills*
 * a renewal of an existing tax of ___ mills*
 * a renewal of a tax of ___ mills and an increase of ___ mills to constitute a tax of ___ mills*
 * a renewal of a part of a ___ mill existing levy, being a reduction of ___ mills to constitute a tax of ___ mills*
 * a replacement of tax of ___ mills*
 * a replacement of ___ mills and an increase of ___ mills to constitute a tax of ___ mills*
 * a replacement of part of an existing levy, being a reduction of ___ mills, to constitute a tax of ___ mills*
 Schools also see 5705.212, 5705.213 O.R.C.
- See Emergency School Levy under 5705.194. Also 5705.21, 5705.212, 5705.213 schools.
- This notice to be given by the Board of Elections shall be published in a newspaper of general circulation in the county once a week. See 5705.19, .191, .194 R.C. for time.

The State of Ohio, Paulding County, ss.

I, Carole Fillmore, Clerk of Village of Antwerp

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 9th day of August, 2005

Carole Fillmore

Clerk

No. R-2005-05

Antwerp Village
Paulding County, Ohio

RESOLUTION
DECLARING IT NECESSARY TO LEVY A
TAX IN EXCESS OF THE TEN
MILL LIMITATION

Filed August 9, 2005

By Janet L. Connors Director
Deputy

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-14

AN ORDINANCE COMBINING THE DUTIES OF THE CLERK AND
TREASURER INTO ONE APPOINTED OFFICE, TO BE KNOWN AS THE
VILLAGE FISCAL OFFICER

WHEREAS, this Ordinance is enacted pursuant to Ohio Revised Code Section 733.262;
and

WHEREAS, the Village of Antwerp currently has the combined elected office of village
clerk-treasurer.

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

Section 1. This Ordinance is enacted to combine the duties of the village clerk and village
treasurer, currently the duties of the elected office of village clerk-treasurer, into one appointed
office to be known as the village clerk.

Section 2. This change shall be effective on the first day of January following the next
regular municipal election at which the village clerk-treasurer is to be elected.

Section 3. The president of the Council of the Village of Antwerp is hereby authorized to
file a certified copy of this Ordinance with the board of elections. This Ordinance shall be filed
with the board of elections not less than one hundred five (105) days before the next succeeding
regular municipal election at which the village clerk-treasurer is to be elected.

Section 4. It is found and determined that all formal actions of Council concerning and
relating to the passage of this Ordinance were adopted in open meetings of this Council, and that
all deliberations of the 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 all lawful
ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 5. This Ordinance shall be in full force and effect immediately after its passage;
otherwise, it shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 14th day of August, 2005.

Margaret Nomack
MAYOR, VILLAGE OF ANTWERP

Attest: Cecil Zilmer
Clerk-Treasurer

1st reading: 7-11-05

2nd reading: 8-8-05

3rd reading: 8-16-05

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO. 2005-15

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Planning and Zoning Commission adopted a motion to amend the Official Zoning Map in compliance with Article 700 of the Zoning Ordinance of the Village of Antwerp, Ohio, specifically Section 713 dealing with annexed land; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this Application on the 8th day of August, 2005, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, after deliberating, the Council of the Village of Antwerp moved to adopt the motion and recommendation of the Planning and Zoning Commission that the Real Estate annexed into the Village of Antwerp containing 39.446 acres more or less, said Real Estate described more particularly in Exhibit "A" attached hereto and made a part hereof, and owned by B & Y Limited, LLC, (Donald Benschneider & David Yenser) shall be and hereby is zoned as follows: Unit #1 as B-1, business district; Unit #2 as R-2, multiple family district; Unit #3 as R-2, multiple family district; Unit #4 as R-1, single family district; Unit #5 as R-2, multiple family district; and Unit #6 as B-1, business district.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts the recommendation of the Planning and Zoning Commission and approves the motion adopted by the Planning and Zoning Commission.

ENACTED THIS 12th day of Sept, 2005.

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

Attest:

Clerk-Treasurer

1st reading: 8-8-05

2nd reading: 8-16-05

3rd reading: 9-12-05

RECORD OF ORDINANCES

Ordinance No.

Passed

YEAR

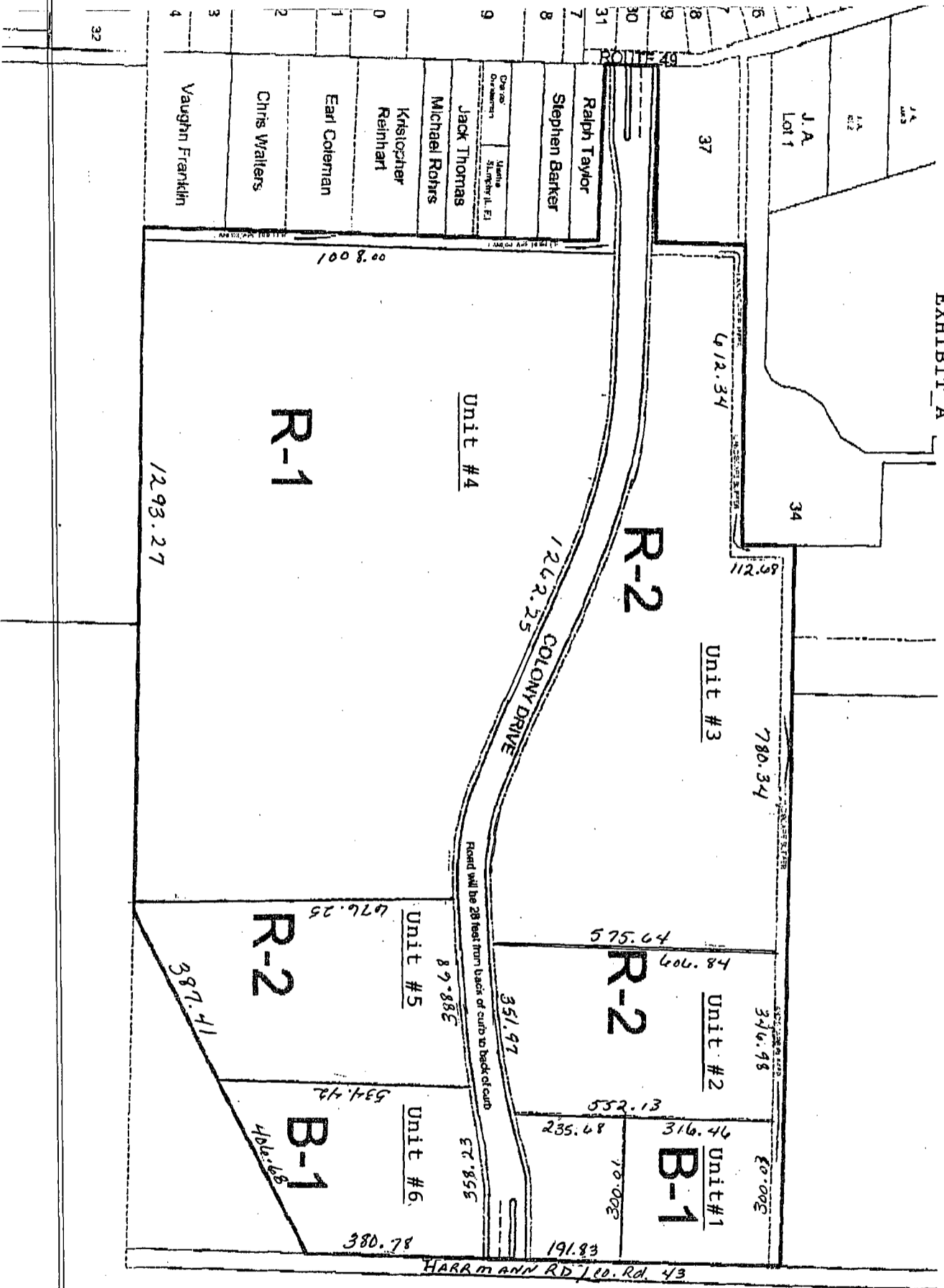


EXHIBIT A

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-16

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BOND FOR THE PURPOSE OF WATER REPAIRS AND CAPITAL IMPROVEMENTS AND DECLARING THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$52,650.00 shall be issued in anticipation of issuance of bond for the purpose set forth herein to make necessary water repairs and capital improvements with a financing cost thereof incurred in connection with the issuance of said Note.

Section 2. Said Note shall bear an interest rate not exceeding 3.80% for one year, payable at maturity, to wit: one year after date of said Note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note to remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply proceeds, all in a manner and to the extent necessary to assure such exclusion of that interest under the Internal Revenue Code. The Clerk-Treasurer and any other appropriate officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note shall be the full general obligation of the Village and the full faith, credit and revenue of said Village are hereby pledged for the prompt payment of the same.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereon at maturity; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Clerk-Treasurer, or other officer, is authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

RECORD OF ORDINANCES

0387

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

Section 7. The Mayor and Clerk-Treasurer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Section 10. This Ordinance shall be retroactive and take effect as of the expiration of the Note referenced in the prior ordinance for the issuance of a note in anticipation of the issuance of bond for the purpose of water repairs and capital improvements, also known as Ordinance No. 2004-13.

Date: _____

Margaret Womack
Margaret Womack, Mayor

Charles Fillmore
Clerk-Treasurer

Ordinance No. _____ Passed _____, YEAR _____

ORDINANCE NO. 2005-17

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$ 42,556.00 AND DECLARE THE SAME TO BE AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14 (E), which transfer does not require a vote of the Village Council to authorize transfers from the General Fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Fund from the General Fund to the Police Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk/Treasurer is hereby authorized to transfer the sum of 42,556.00 from the General Fund to the Police Fund.

Section 2. This ordinance is necessary to proved for operating funds for the police department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and of any of its committees that resultèd in such formal action, were in meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 9-12-05

Margaret Homack
Mayor of the Village of Antwerp

Attest:
Carole Fillmore
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. *R2005-07*

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF ANTWERP, OHIO TO ENTER INTO ANY AND ALL NECESSARY AGREEMENTS RELATED TO THE VILLAGE OF ANTWERP CRA #04A AND THE COMMUNITY REINVESTMENT AREA PROGRAM APPLICATION OF TDM3LTD, d/b/a ESSEN HOUSE ASSISTED LIVING AND RESTAURANT, LTD.; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, TDM3Ltd., d/b/a Essen House Assisted Living and Restaurant, Ltd. ("Essen House Assisted Living and Restaurant, Ltd."), owner of property located in the Community Reinvestment Community Area designated as the Village of Antwerp CRA #04A, has filed an application pursuant to the resolution passed by the Village of Antwerp Council establishing this Community Reinvestment Area;

WHEREAS, the Village of Antwerp desires to enter into an Administration Agreement with the Paulding County Economic Development, Inc. ("PCED") concerning the Community Reinvestment Area, Agreements made due to the establishment of the Village of Antwerp CRA #04A;

WHEREAS, the Village of Antwerp desires to enter into a Community Reinvestment Area Agreement with Essen House Assisted Living and Restaurant, Ltd. concerning its Community Reinvestment Area Program Application, said Agreement providing a term of tax exemption of ten (10) years;

WHEREAS, the Village of Antwerp desires to enter into a Community Reinvestment Area Compensation/Donation Agreement related to Essen House Assisted Living and Restaurant, Ltd.'s tax exemption provided in the Community Reinvestment Area Agreement; and

WHEREAS, the Board of Education for the Antwerp Local School received a copy of the Community Reinvestment Area Agreement and have sent the Village a certified copy of its resolution approving the Community Reinvestment Area Agreement.

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

Section 1. The Mayor of the Village of Antwerp is hereby authorized to enter into and execute on behalf of the Village of Antwerp Community Reinvestment Area Agreement with the Essen House Assisted Living and Restaurant, Ltd., and the Community Reinvestment Area Compensation/Donation Agreement related to Essen House Assisted Living and Restaurant, Ltd.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of the 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.

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village necessary for the well being of the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date: 9-26-05

Cauli Fillmore
Clerk-Treasurer

Margaret Womack
Margaret Womack, Mayor

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION R-2005-08

PROCLAIMING SUPPORT OF STATE ISSUE 1:

A RESOLUTION AMENDING THE OHIO CONSTITUTION TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATIONS OF THE STATE TO FINANCE LOCAL GOVERNMENT PUBLIC INFRASTRUCTURE CAPITAL IMPROVEMENTS, RESEARCH AND DEVELOPMENT, AND THE DEVELOPMENT OF CERTAIN SITES AND FACILITIES IN OHIO, AND TO EXPAND STATE AND LOCAL GOVERNMENT AUTHORITY REGARDING ECONOMIC DEVELOPMENT, AND DECLARE THE SAME TO BE AN EMERGENCY.

WHEREAS, Issue 1 will create and preserve jobs, enhance education opportunities, and improve the quality of life and general well-being of people and businesses in all areas of Ohio by improving local government public infrastructure, expanding Ohio's research capabilities to promote product innovation, development and commercialization, and prepare economic development sites and facilities in Ohio, and

WHEREAS, Issue 1 will authorize the State of Ohio to issue up to \$1.35 billion in bonds to pay for or help local governments pay for the cost of public infrastructure capital improvements of local governments, including roads and bridges, wastewater treatment systems, water supply systems, solid waste disposal facilities, storm water and sanitary collection, storage and treatment facilities; and

WHEREAS, Issue 1 will authorize the State of Ohio to issue up to \$500 million in bonds to provide financial assistance for research and development in support of Ohio industry, commerce, and business, including research and product innovation, development, and commercialization; and

WHEREAS, Issue 1 will authorize the State of Ohio to issue up to \$150 million in bonds to pay costs, or assist other in the payment of costs of projects for the purpose of developing sites and facilities in Ohio for and in support of industry, commerce, distribution, and research and development, including constructing and improving facilities, site preparation and cleanup, the acquisition of real estate, and providing public infrastructure improvements; and

WHEREAS, Issue 1 will foster job creation through infrastructure projects, job ready sites and creating new products and services based on science and technology research and development ensuring Ohio's ability to create and compete for jobs, now and in the future; now

THEREFORE BE IT RESOLVED that the said investment will improve the quality of life of all Ohioans and that we, the Council of the Village of Antwerp, support and endorse the passage of State Issue 1 and that a copy of this endorsement be addressed to the Ohio Jobs Committee.

Section 1. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village necessary for the well being of the residents and this Resolution shall be in full force and effective immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Adopted 9-12-05

Margaret Womack
Mayor

Attest:

Carole Fillmore
Clerk Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed,

YEAR

RESOLUTION NO. R2005-09

RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF ANTWERP, OHIO TO ENTER INTO AN ADMINISTRATION AGREEMENT WITH PAULDING COUNTY ECONOMIC DEVELOPMENT FOR ADMINISTRATING COMMUNITY REINVESTMENT AREA #04A IN THE VILLAGE OF ANTWERP, OHIO AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp has infrastructure to assist in the retention and creation of jobs and to encourage investment in the Village within its Community Reinvestment Area;

WHEREAS, the Village of Antwerp desires to enter into an Administration Agreement with the Paulding County Economic Development, Inc. (PCED) concerning the Community Reinvestment Area Agreements made due to the establishment of the Village of Antwerp CRA #04A;

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

Section 1: The Mayor of the Village of Antwerp is hereby authorized to enter into and execute on behalf of the Village of Antwerp the Administration Agreement with PCED.

Section 2: It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in an open meeting of the Council, and that all deliberations of the 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.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village necessary for the well being of the residents and this resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 9-26-05

Clerk-Treas
Clerk-Treasurer

Margaret Womack
Margaret Womack, Mayor

RECORD OF ORDINANCES

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Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-18

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$93,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY A PORTION OF THE COST OF CONSTRUCTING, FURNISHING AND EQUIPPING AN EMERGENCY MEDICAL SERVICE BUILDING AND IMPROVING ITS SITE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2000-23, passed on October 19, 2000, there were issued \$110,000 Emergency Medical Service Building Construction Notes, Series 2000 (the Series 2000 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, pursuant to Ordinance No. 2001-06, passed on February 15, 2001, there were issued \$28,000 Emergency Medical Service Building Construction Notes, Series 2001 (the Series 2001 Notes), in anticipation of bonds for the purpose stated in Section 1; and

WHEREAS, the Series 2000 Notes and the Series 2001 Notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$137,000 Emergency Medical Service Building Construction Notes, Series 2001, issued in anticipation of bonds pursuant to Ordinance No. 2001-21, passed on October 8, 2001, which notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$127,000 Emergency Medical Service Building Construction Notes, Series 2002, issued in anticipation of bonds pursuant to Ordinance No. 2002-12, passed on October 14, 2002, which notes were retired at maturity, together with other funds available to the Village, with the proceeds of \$116,000 Emergency Medical Service Building Construction Notes, Series 2003, issued in anticipation of bonds pursuant to Ordinance No. 2003-12, passed on October 14, 2003, which notes were retired at maturity, together with other funds available to the Village, with the proceeds of the \$105,000 Emergency Medical Service Building Construction Notes, Series 2004 (the Outstanding Notes), issued in anticipation of bonds pursuant to Ordinance No. 2004-16, passed October 12, 2004, which Outstanding Notes mature on October 22, 2005; and

WHEREAS, this Council finds and determines that the Village should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the Village; and

WHEREAS, the Clerk-Treasurer, as fiscal officer of this Village, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 19 years, and the maximum maturity of \$65,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is October 26, 2020, and of \$28,000 of the Notes described in Section 3, to be issued in anticipation of the related Bonds, is March 9, 2001;

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

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Ordinance No.

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Section 1. It is necessary to issue bonds of this Village in the aggregate principal amount of \$93,000 (the Bonds) to pay a portion of the cost of constructing, furnishing and equipping an emergency medical service building and improving its site.

Section 2. The Bonds shall be dated approximately October 1, 2006, shall bear interest at the now estimated rate of 5% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 19 annual principal installments on December 1 of each year that are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2007.

Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$93,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds and to retire, together with other funds available to the Village, the Outstanding Notes. The Notes shall be dated the date of issuance and shall mature on October 20, 2006. The Notes shall bear interest at the rate of 4.00% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity or at any date of earlier prepayment as provided for in Section 4 and until the principal amount is paid or payment is provided for.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America and shall be payable, without deduction for services of the Village's paying agent, at the office of the Clerk-Treasurer of the Village, Antwerp, Ohio (the Paying Agent). The Notes shall be prepayable without penalty or premium at the option of the Village at any time prior to maturity (the Prepayment Date) as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the Prepayment Date. The Village's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date and the name and address of the Paying Agent, by certified or registered mail to the Original Purchaser and to the Paying Agent not less than seven days prior to the Prepayment Date. If money for prepayment is on deposit with the Paying Agent on the Prepayment Date following the giving of that notice, interest on the principal amount prepaid shall cease to accrue on the Prepayment Date. The Clerk-Treasurer may request the Original Purchaser (as defined in Section 6) to use its best efforts to arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment, surrender and cancellation.

Section 5. The Notes shall be signed by the Mayor and the Clerk-Treasurer, in the name of the Village and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Clerk-Treasurer. The entire principal amount may be represented by a single note and may be issued as fully registered securities (for which the Clerk-Treasurer will serve as note registrar) and in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Clerk-Treasurer that issuance of fully registered securities in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Clerk-Treasurer and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

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Section 6. The Notes are hereby sold at par plus accrued interest to The Antwerp Exchange Bank Company, Antwerp, Ohio (the Original Purchaser), in accordance with law and the provisions of this Ordinance. The Clerk-Treasurer shall cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Clerk-Treasurer, the Solicitor and other Village officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Clerk-Treasurer is authorized, if it is determined to be in the best interest of the Village, to combine the issue of Notes with one or more other note issues of the Village into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the Village, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.

Section 10. The Village covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The Village further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal

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Ordinance No.

Passed, YEAR

government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Village hereby represents that the Outstanding Notes are treated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code. The Village hereby covenants that it will redeem the Outstanding Notes from proceeds of, and within 90 days after issuance of, the Notes, and represents that all other conditions are met for treating the Notes as "qualified tax-exempt obligations" and as not to be taken into account under subparagraph (D) of Section 265(b)(3) of the Code, without necessity for further designation, by reason of subparagraph (D)(ii) of Section 265(b)(3) of the Code. Further, the Village represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The Village further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Clerk-Treasurer, as the fiscal officer, or any other officer of the Village having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Village with respect to the Notes as the Village is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Village, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the Village, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the Village regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt charges on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

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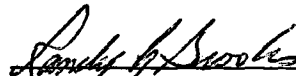
Section 11. The Clerk-Treasurer is directed to deliver a certified copy of this Ordinance to the Paulding County Auditor.

Section 12. This Council determines that all acts and conditions necessary to be done or performed by the Village or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the Village have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the Village are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

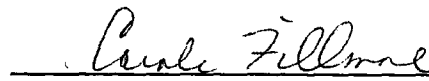
Section 13. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 14. This Ordinance is 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 this Ordinance must be immediately effective so that the Notes can be delivered at the earliest possible date to make their proceeds available to enable the Village to retire the Outstanding Notes and thereby preserve its good credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed: October 11, 2005



President of Council



Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-19

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATION AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
General (A1-3-B-250)	For Playground Equipment	78,350.00
Water (E1-5-G-240)	FEMA Grant - State Share	941.00
Water (E1-5-D-220)	Reimbursement	274.99
Fire (B9-1-A-250)	Grant - Equipment	844.00
EMS (B11-B-220)	Grant - Travel & Training	9,000.00
EMS (B11-1-B-250)	Grant - Equipment	1,323.00

Section 4: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 10-11-05

Mayor Margaret Homack

Attest:

Clerk/Treasurer Carol Fillmore

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Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-20

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
EMS (B11-1-B-250)	FEMA Grant - Equipment	28,000.00
Fire (B9-1-A-250)	FEMA Grant - Equipment	10,000.00

Section 3: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 11-28-05

Mayor Margaret Nomack

Attest:

Clerk/Treasurer Casey Fillmore

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-21

ORDINANCE OF THE VILLAGE OF ANTWERP ESTABLISHING A STORM WATER UTILITY PROGRAM, METHODS OF PAYMENTS, REGULATIONS, COLLECTION METHODS, STORM WATER RATES, REPLACING ORDINANCE NO. 2005-10, AND DECLARATING THE SAME TO BE AN EMERGENCY

WHEREAS, the Village of Antwerp has experienced significant storm events over a number of years, which has exceeded the capacity of the existing public storm drainage facilities causing significant amounts of flooding to occur in the Antwerp community; and,

WHEREAS, the Village of Antwerp has studied the issue of storm water management since 2004 by analysis, public participation, staff reports and council meetings; and,

WHEREAS, the Village of Antwerp has experienced continuous instances of limited or lack of finances to address the overall scope of storm water management indicated by past studies; and,

WHEREAS, in order to reduce flooding the Village Council is establishing a Storm Water Utility Program to provide for the effective management and financing of a storm water system within the Village of Antwerp; and,

WHEREAS, the Village Council has determined that the establishment of a Storm Water Utility Program is necessary for the best interests of the citizens of the Village of Antwerp; and

WHEREAS, the Village Council approved the passage of Ordinance No. 2005-10 establishing a storm water utility program, methods of payments, regulations, and collection methods for the Village of Antwerp. Due to the necessity to establish guidelines for use and rates for users outside the village corporation limits of the Village's storm water utility program, this ordinance will replace Ordinance No. 2005-10 and provide the regulations for the use of the storm water utility program, methods of payment, collection methods, and storm water rates.

NOW, THEREFORE, Be It Ordained by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1: The Village of Antwerp hereby establishes a Storm Water Utility Program. The Storm Water Utility Program shall establish the means to organize, operate, and manage the utility; shall establish and provide for collection of storm water service charges or user fees; shall provide for rates applicable thereof and a method of calculation of such rates; and shall delineate all things necessary for the full implementation of a storm water utility program including the adoption of rules and regulations as may be adopted by Village Council pursuant to Ordinance. The storm water utility program shall be administrated by the Village Administrator or his/her designee.

Section 2: The Village shall operate its storm water utility as a public utility and in a manner so as to provide for and maintain open drainage ways, underground sewers and drains, and other storm water drainage facilities, equipment and appurtenances necessary, useful or convenient to providing a complete and adequate system of storm water drainage for the Village and its inhabitants.

Section 3: All storm water monthly charges shall be computed on a quarterly basis. Storm water monthly charges shall be based upon the zoning of the property according to the Zoning Map, as amended from time to time, and the monthly rates are as follows:

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Drainage Table

I-1:	Industrial	\$20.00
B-1:	Business	\$5.00
R-1:	Residential	\$5.00
R-2:	Multi-Family that is a single family dwelling	\$5.00
R-2:	Multi-Family with less than 5 apartments and condos	\$10.00
R-2:	Multi-Family with more than 5 apartments and condos	\$25.00
R-1-A:	Trailer courts with less than 25 trailers	\$15.00
R-1-A:	Trailer courts with more than 25 trailers	\$25.00
A-1:	Agriculture with Residential area less than 10 acres	\$5.00
A-1:	Agriculture with Business area less than 10 acres	\$5.00
A-1:	Agriculture that does not fall within the above 2 categories with Acreage runoff charges based on a formula of $q=cia$ (flow=coefficient*intensity*area) which produces the following flow charges:	
	Less than 10 acres - .50 per acre	
	Less than 20 acres - .40 per acre	
	Less than 30 acres - .35 per acre	
	Less than 40 acres - .30 per acre	
	Less than 50 acres - .25 per acre	
	50 acres or more - .20 per acre	

All users of the storm water utility program outside the Village corporation limits shall pay the same rate as users inside the Village corporation limits plus an additional 50% of the storm water rate.

Section 4: Rates for the storm water utility are due on a quarterly basis, continuing from the 15th of June, 2005, for those residents of the Village of Antwerp, and continuing from the passage of this Ordinance for all users, including non-resident users.

Section 5: The owner of the property to which the storm water is supplied shall be responsible for prompt and timely payment of storm water supplied to the premises; however, storm water bills will be mailed to the user/consumer.

Section 6: When a building is vacated the property owner is responsible for continual storm water service to the property.

Section 7: Permits, Taps and Fees:

A. All taps into storm water lines installed after December 20, 2005 shall be subject to a tap fee.

B. There shall be two (2) classes of taps: (1) lines 10" and under and (2) lines greater than 10"; in either case, the owner or his agent shall make application on a special form furnished by the Village. The permit application shall be supplemented by any plans, specifications, or other information consider pertinent in the judgment of the zoning inspector.

C. Existing storm lines or portions thereof, may be connected to new storm lines provided they pass any and all testing and inspections and are constructed of materials which meet or exceed current engineering standards of the State of Ohio, and do not contain sanitary sewer waste of any kind.

D. Tap fees consist of \$100.00 per tap for line sized 10" or less.

E. Any taps into lines greater than 10" will include additional fees for parts, materials, additional equipment rental plus backhoe charges exceeding two (2) hours of labor.

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F. No connections outside the Village corporation limits will be allowed without a majority vote of the Village Council members approving the connection into the Village storm water utility system.

Section 8: If any charge for storm water is not paid when due, which is the 15th of the month in which it is billed to the user/consumer, a late charge of ten percent (10%) of the amount of the bill shall be added and collected by the Village of Antwerp. When any storm water account is not paid by the 20th day of the month in which it is billed to the user/consumer, water service to the user/consumer shall be terminated by the Village of Antwerp. Further, said user's/consumer's water service shall not be restored until the user/consumer has paid all past due accounts and penalties and until the user/consumer has further paid to the Village a \$25.00 service charge to have the service reconnected.

Section 9: Past due storm water utility bills of users/consumers no longer residing in the community and/or the Village of Antwerp will be assessed against the real estate in the Paulding County Auditor's Office.

Section 10: Previous ordinances including Ordinance No. 2005-10 and rules of the Village of Antwerp which are not consistent with this Ordinance are hereby set aside, revoked and held for naught.

Section 11: It is found and determined that all formal action of the Council concerning and related to the passage of this Ordinance were adopted in open meetings of the Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 12: This Ordinance is deemed an emergency measure, necessary for the immediate preservation of the peace, health, safety of the residents of the Village of Antwerp, Ohio and for the further reason that this Ordinance must be immediately effective as that the costs incurred by the Village to implement this program need be covered and for any and all preventive maintenance required herein.

ENACTED THIS 19th day of December, 2005.

Margaret Homack

MAYOR, Village of Antwerp

Attest:

Carole F. Olson

Clerk/Treasurer

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Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-22

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH THE LOWEST AND BEST BIDDER FOR THE WATERLINE REPLACEMENT CONTRACT (CONTRACT A) AND 300,000 GALLON ELEVATED WATER TOWER CONTRACT (CONTRACT B); AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp is need of improvements to its existing waterline and water tower system by replacing waterlines and replacing 100,000 and 75,000 gallon water towers with a 300,000 gallon water tower to increase the capacity to handle anticipated future growth; and

WHEREAS, the Village of Antwerp advertised for bids to be submitted for the work required to perform the necessary labor and services to replace the water lines and replace the water towers; and

WHEREAS, H & K Construction., Ltd. submitted the lowest and most responsive bid in the amount of \$366,822.00 to perform the necessary work for the Waterline Replacement Contract (Contract A); and

WHEREAS, Caldwell Tanks, Inc. submitted the lowest and most responsive bid in the amount of \$580,500.00 to perform the necessary work for the 300,000 Gallon Elevated Water Tower Contract (Contract B).

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

Section 1. That the Mayor of the Village of Antwerp is authorized to enter into a contract with H & K Construction, Ltd., who provided a bid in the amount of \$366,822.00 for the Waterline Replacement Contract (Contract A).

Section 2. That the Mayor of the Village of Antwerp is authorized to enter into a contract with Caldwell Tanks, Inc., who provided a bid in the amount of \$580,500.00 for the 300,000 Gallon Elevated Water Tower Contract (Contract B).

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in open meetings of the Council, and that all deliberations of the 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.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and necessary for the expansion of the Village's public water works for the provision of sufficient water supply and water pressure and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date Dec. 19, 2005

Attest:
Carole Fillmore
Carole Fillmore, Clerk/Treasurer

Margaret Womack
Margaret Womack, Mayor

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-23

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
EMS (B11-1-B-250)	State Grant - Equipment	35,443.00
Streets	Revenue	7,000.00
Cemetary	Revenue	129.09

Section 3: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date Dec. 19, 2005

Mayor Margaret Homack

Attest:

Clerk/Treasurer Cayle F. [Signature]

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-24

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO TRANSFER FUNDS TO THE POLICE FUND IN THE AMOUNT OF \$15,000.00 AND DECLARE THE SAME TO BE AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to transfer certain funds from the General Fund to the Police Fund, and

WHEREAS, the Village Council must approve certain transfers pursuant to Ohio Revised Code Section 5705.14, and

WHEREAS, this is a transfer of funds pursuant to Ohio Revised Code Section 5705.14 (E), which transfer does not require a vote of the Village Council to authorize transfers from the General Fund to any other fund of the Village, and

WHEREAS, the Village Council elects to approve the Transfer of Funds from the General Fund to the Police Fund even though said approval is not required pursuant to Ohio Revised Code Section 5705.14, with the understanding that the Village is not required to seek any other approvals as may be required for other transfers of funds under Ohio Revised Code Section 5705.14.

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

Section 1. The Village Clerk/Treasurer is hereby authorized to transfer the sum of Fifteen Thousand (\$15,000) from the General Fund to the Police Fund.

Section 2. This ordinance is necessary to proved for operating funds for the police department of the Village of Antwerp.

Section 3. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and of ny of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village and for the further reason that the Village is in immediate need of funds for the operation of the police department necessary for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date Dec. 19, 2005

Margaret Womack
Mayor of the Village of Antwerp

Attest:
Carle Folmer
Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2005-25

AN ORDINANCE ESTABLISHING SALARIES AND VACATIONS FOR THE VILLAGE OF ANTWERP, OHIO FOR THE CALENDAR YEAR 2006

WHEREAS, it is desirable that the salaries of Village officials and employees for year 2006 be set forth in an ordinance, and

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

SECTION 1. That beginning with the first pay period of year 2006, salaries of Village officials and employees be as follows: (except where revised - pay will start at the date stated by Council)

Mayor	6,000.00	salary
Council Members	1,800.00	salary
Clerk-Treasurer	19,000.00	salary
Village Administrator	30,600.00	salary
Chief of Police	32,000.00	salary
Assistant Chief of Police	25,750.00	salary
Police - Full Time - On Probation	20,000 to 27,500	salary
Police - Full Time	27,500 to 29,150	salary
Police - Part Time	8.00 to 12.55	per hour
Police - Reserves	8.00 to 10.45	per hour
Fire Chief	1,177.00	salary
Fire Dept. Secretary	295.00	salary
Fire Chief Assistant	295.00	salary
	8.00	per meeting
	10.40	first hour
	8.00	each add. hour
Fire Captains	88.00	salary
Fire Lieutenants	61.00	salary
Volunteer Firemen	8.00	per meeting
	8.00	first hour
	8.00	each add. hour
EMS Coordinator	941.00	salary
EMS Maintenance Man	530.00	salary
EMS Drivers	7.10	per hour
EMT - A (BLS - Basic Life Support)	8.25	per hour
EMT - B (Intermediate Life Support)	11.09	per hour
All EMS Personnel	8.25	per hour
General Labor/Utilities Billing Clerk	6.00 to 10.45	per hour
Mayor's Court Clerk/EMS Billing Clerk	6.00 to 10.45	per hour
Tech I Water/Sewer/Assigned Duties	9.00 to 12.20	per hour
Tech II Water/Sewer/Assigned Duties	11.33 to 15.15	per hour

RECORD OF ORDINANCES

0407

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

2006 Salary Ordinance
Page 2

SECTION 2. The annual salaries set forth in this ordinance include any holiday pay an employee would otherwise be entitled to under the personnel manual.

Holidays recognized by the Village of Antwerp:

New Years Day, Thanksgiving Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day & Christmas Day.

SECTION 3. This ordinance repeals any other ordinance inconsistent herewithin.

SECTION 4. Paid Vacation will be awarded based on years of service. Vacation pay may not be carried from one year to the next.

Paid Vacation shall be determined as follows:

ONE YEAR	1 Week Vacation Pay
TWO YEARS	2 Weeks Vacation Pay
TEN YEARS	3 Weeks Vacation Pay
TWENTY YEARS	4 Weeks Vacation Pay

SECTION 5. All full time employees shall be provided health insurance. Coverage shall include spouse and all dependents.

SECTION 6. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village.

SECTION 7. This ordinance shall be in full force and effect from and after the earliest period allowed by law.

MAYOR Margaret Nomack

CLERK Caule Follin

DATE Dec. 19, 2005

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2005-26

An ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of Antwerp, State of Ohio, during the fiscal year ending December 31, 2006.

Section 1. BE IT RESOLVED by the Council of 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, 2006 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** 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 **\$111,122.**

SECTION 3. That there be appropriated from the **STREET CONSTRUCTION, MAINTENANCE AND REPAIR FUND** in the sum of **\$90,388.**

SECTION 4. That there be appropriated from the **STATE HIGHWAY AND IMPROVEMENT FUND** in the sum of **\$8,000.**

SECTION 5. That there be appropriated from the **ISSUE II/OPWC** in the sum of **\$275,091.07**

SECTION 6. That there be appropriated from the **FED-MAYOR'S COURT FUND** in the sum of **\$9,000.**

SECTION 7. That there be appropriated from the **CAPITAL PROJECT FUND** in the sum of **\$825,000.**

SECTION 8. That there be appropriated from the **CEMETERY FUND** the sum of **\$12,081.**

SECTION 9. That there be appropriated from the **STREET LIGHTING FUND** in the sum of **\$25,000.**

SECTION 10. That there be appropriated from the **FIRE FUND** in the sum of **\$49,200.**

SECTION 11. That there be appropriated from the **EMS FUND** in the sum of **\$81,000.**

SECTION 12. That there be appropriated from the **POLICE FUND** in the sum of **\$146,969.**

SECTION 13. That there be appropriated from the **PERMISSIVE TAX FUND** in the sum of **\$9,000.**

SECTION 14. That there be appropriated from the **WATER FUND** in the sum of **\$290,093.**

SECTION 15. That there be appropriated from the **SEWER FUND** in the sum of **\$182,312.**

SECTION 16. That there be appropriated from the **FOJ FUND** in the sum of **\$300.**

SECTION 17. **TOTAL OF ALL APPROPRIATIONS \$2,114,556.07**

SECTION 19. And the Village Clerk is hereby authorized to draw 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 other specific appropriations herein made.

SECTION 20. This resolution shall take effect at the earliest period allow by law.

Passed 12-19-05

Stanley L. Lewis
President of Council

Attest: Cecilia Allmon
Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

CERTIFICATE

Section 5705.39, O.R.C. - "No appropriation measure shall become effective until the county auditor files with the appropriating authority . . . 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, Carole Fillmore, Clerk of 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 Ordinance is taken and copied from the original 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 19th day of December 2008

Carole Fillmore
Clerk of the Village of Antwerp, Paulding County, Ohio

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____ YEAR _____

ORDINANCE NO. 2006-01

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH HARRISON TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY.

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND HARRISON TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING HARRISON TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF \$1,319.00 COMMENCING JANUARY 01, 2006.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARRISON TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 01-9-06

MAYOR: Margaret Homack

ATTEST:

CLERK-TREASURER: Carole F. O'Connell

RECORD OF ORDINANCES

0411

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____

YEAR _____

ORDINANCE NO. 2006-02

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CRANE TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CRANE TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CRANE TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE ANNUAL SUM OF \$2,451.00 WHICH WILL BE PAID IN THE AMOUNT OF \$612.75 QUARTERLY - COLLECTED WHEN TOWNSHIP RECEIVES ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2006.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CRANE TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 01-09-06

MAYOR: Margaret Womack

ATTEST:

CLERK-TREASURER: Carole Follmer

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO. 2006-03

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CARRYALL TOWNSHIP FOR PROVIDING EMERGENCY MEDICAL SERVICE AND DECLARING AN EMERGENCY

WHEREAS, THE COUNTY OF PAULDING PREVIOUSLY HAD A COUNTY WIDE EMERGENCY AMBULANCE SERVICE LEVY; AND

WHEREAS, SAID LEVY HAS BEEN DISCONTINUED COUNTY WIDE; AND

WHEREAS, THE VILLAGE OF ANTWERP OWNS AN EMERGENCY AMBULANCE VEHICLE AND HAS IN THE PAST PROVIDED EMERGENCY AMBULANCE SERVICE; AND

WHEREAS, THE VILLAGE OF ANTWERP AND CARRYALL TOWNSHIP HAVE NEGOTIATED FOR EMERGENCY AMBULANCE SERVICE.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. THAT THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE AUTHORIZED TO ENTER INTO AN AGREEMENT PROVIDING CARRYALL TOWNSHIP WITH EMERGENCY AMBULANCE SERVICE FOR THE SUM OF THE COLLECTED AMOUNT THE TOWNSHIP RECEIVED FROM ITS TAX SETTLEMENTS COMMENCING JANUARY 01, 2006.

SECTION 2. THE MAYOR AND THE CLERK-TREASURER OF THE VILLAGE OF ANTWERP ARE HEREBY AUTHORIZED TO EXECUTE AN AGREEMENT WITH CARRYALL TOWNSHIP FOR THE ABOVE CONSIDERATION.

SECTION 3. THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE VILLAGE AND THE WELL BEING OF THE RESIDENTS AND THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PASSAGE; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ADOPTED: 01-09-06

MAYOR: Margaret Womack

ATTEST:

CLERK-TREASURER: Carole Fillmer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE NO. 2006-04

AN ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO AMEND APPROPRIATIONS AND DECLARING IT AN EMERGENCY

WHEREAS, the Village Clerk-Treasurer has determined that it is necessary to amend the following appropriations.

WHEREAS, Council must approve the amending of appropriations pursuant to Ohio Revised Code Section 5705.40, and

NOW THEREFORE, BE IT- ORDAINED by Council of the Village of Antwerp, Ohio:

Section 1: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and well being of the residents

Section 2: The Village Clerk/Treasurer is hereby authorized to amend the following appropriations:

<u>Fund</u>	<u>Description</u>	<u>New Appropriation Amount</u>
Water Cap - (D2-5-E-261)	Ending Balance (was overlooked when completing 2006 appropriations)	1,251.42

Section 3: This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Date 01-09-04

Mayor Margaret Thomack

Attest:

Clerk/Treasurer Carli Fillmore

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2006-06

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE DEMOLITION AND REMOVAL OF EXISTING ELEVATED WATER TANKS CONTRACT (CONTRACT C); AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp is in need of improvements to its existing waterline and water tower system by replacing waterlines and replacing 100,000 and 75,000 gallon water towers with a 300,000 gallon water tower to increase the capacity to handle anticipated future growth; and

WHEREAS, as a part of this need as described above, the Village of Antwerp must have the existing water tanks demolished and removed from their existing sites; and

WHEREAS, the Village of Antwerp advertised for bids to be submitted for the work required to perform the necessary labor and services to demolish and remove the existing elevated water tanks; and

WHEREAS, All Industrial Services, Inc. submitted the lowest and most responsive bid in the amount of \$55,842.00 to perform the necessary work for the Demolition and Removal of the Existing Elevated Water Tanks Contract (Contract C).

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

Section 1. That the Mayor of the Village of Antwerp is authorized to enter into a contract with All Industrial Services, Inc., who provided a bid in the amount of \$55,842.00 for the Demolition and Removal of the Existing Elevated Water Tanks Contract (Contract C).

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in open meetings of the Council, and that all deliberations of the 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.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and necessary for the expansion of the Village's public water works for the provision of sufficient water supply and water pressure and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Date 01-09-06

Attest:

Carole Fillmore
Carole Fillmore
Clerk/Treasurer

Margaret Womack
Margaret Womack, Mayor

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO. 2006-05

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2006 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF Antwerp, OHIO, AND DECLARING AN EMERGENCY.

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

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF Antwerp, OHIO:

- Section 1. American Legal Publishing's Ohio Basic Code, 2006 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2006 Edition.
- Section 2. One copy of American Legal Publishing's Ohio Basic Code, 2006 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2006 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
 - (A) The enactment of the Ohio Basic Code, 2006 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

RECORD OF ORDINANCES

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Passed, YEAR

(B) The repeal provided above shall not affect:

- (1) The grant or creation of a franchise, license, right, easement or privilege;
- (2) The purchase, sale, lease or transfer of property;
- (3) The appropriation or expenditure of money or promise or guarantee of payment;
- (4) The assumption of any contract or obligation;
- (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (6) The levy or imposition of taxes, assessments or charges;
- (7) The establishment, naming, vacating or grade level of any street or public way;
- (8) The dedication of property or plat approval;
- (9) The annexation or detachment of territory;
- (10) Any legislation enacted subsequent to the adoption of this ordinance.
- (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date Passed: 06-09-06

Attest:

Margaret Homack
Mayor

Carle Fillmore
Clerk of the Legislative Authority

Ordinance No.

Passed,

YEAR

RESOLUTION NO. R2006-01

A RESOLUTION AMENDING THE RESOLUTION ESTABLISHING A DEPARTMENT OF PURCHASE, CONSTRUCTION AND REPAIR, SPECIFICALLY, RESOLUTION NO. 98-02, AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Council of the Village of Antwerp, Ohio, adopted a Resolution Establishing a Department of Purchase, Construction, and Repair, said Resolution designated as No. 98-02 and becoming effective on May 11, 1998; and

WHEREAS, the Council, by way of Resolution No. 98-02, designated the Village Administrator as the appointed official responsible for the Department of Purchase, Construction, and Repair and designated as the purchasing agent for the Village of Antwerp; and

WHEREAS, the Village Administrator has resigned her position with the Village of Antwerp and in order to maintain the Department of Purchase, Construction, and Repair, the Mayor of the Village shall be responsible for said Department and designated the purchasing agent for the Village of Antwerp.

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

Section 1. Resolution No. 98-02 of the Village of Antwerp, Ohio, is amended to read as follows:

The Council of the Village of Antwerp finds that it would be advantageous for the Village to establish a department of purchase, construction and repair and this department shall be under the direction of the Mayor of the Village of Antwerp who shall purchase all materials, supplies, tools, machinery, and equipment in each of the municipal departments whether they are established by law or ordinance.

Now therefore, BE IT RESOLVED, that the Mayor of the Village of Antwerp is hereby made the purchasing agent for the Village and is authorized to purchase all materials, supplies, tools, machinery, and equipment and shall supervise all construction, alterations, and repairs in each of the municipal departments whether they are established by law or ordinance and any ordinance establishing any other person or officer as purchasing agent is hereby repealed and shall be ineffective.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of the Council and any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village necessary for the well-being of the residents and this Resolution shall be in full force and effective immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

DATED: 3/30/06

Margaret Womack
Margaret Womack, Mayor

ATTEST:

Carle Felner
Clerk-Treasurer

Ordinance No. _____

Passed _____, YEAR _____

ORDINANCE NO: 2006-07

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF THE VILLAGE OF ANTWERP, OHIO**

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp recommended by the adoption of a motion to amend the Official Zoning Map in compliance with Section 703 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp transmitted its recommendation on said proposed amendment within sixty (60) days from making a motion to amend the zoning map in compliance with Section 707 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this recommendation on the 13th day of March, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts the recommendation of the Planning and Zoning Commission and approves the amendment to the Official Zoning Map as follows:

Section 1. The Council of the Village of Antwerp moves to adopt the recommendation of the Planning and Zoning Commission that the Real Estate located at 303 Wentworth Street, Antwerp, Ohio 45813, legally described as follows:

Situated in the Village of Antwerp, County of Paulding, State of Ohio:

Part of the Northeast quarter (1/4) of Section Thirty Three (33), Township Three (3) North, Range One (1) East, Paulding County, Ohio, in the Village of Antwerp, Ohio, and more definitely described as follows:

Beginning at a point on the East line of Section Thirty-three (33), Township Three (3) North, Range One (1) East, Carryall Township, in the Village of Antwerp, Ohio, said point being Eight Hundred twenty-seven (827) feet South from the Northeast Corner of said Section Thirty-three (33); thence South on the East line of Section Thirty-three (33) a distance of One Hundred and Three Tenths (100.3) feet to a point; thence Southwest at an interior angle of One Hundred Eight Degrees Twenty-two Minutes and a distance of One Hundred Fifty-seven and Sixteen Hundredths (157.16) feet to a point; thence North at an interior angle of Seventy-one Degrees Thirty-eight Minutes a distance of One Hundred Fifty and One Tenth (150.1) feet to a point; thence East at

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Passed

YEAR

an interior angle of Ninety Degrees a distance of One Hundred Fifty (150) feet to the place of beginning, said area of land contains Forty-three Hundredths (.43) acres.

Prior Instrument Reference: Volume 151, Page 569

Parcel ID No.: 12-36-001-00

be reclassified from A-1/Agricultural District to R-1/ Single Family District.

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

ENACTED THIS 10th day of April, 2006.

Margaret Nomach
MAYOR, VILLAGE OF ANTWERP

Attest:

Carol Allen

Clerk-Treasurer

1st reading: 3/13/06
2nd reading: 3/20/06
3rd reading: 4/10/06

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

ORDINANCE NO: 2006-08

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp raised the issue to amend the Official Zoning Map in compliance with Section 703 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this issue on the 13th day of March, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts an amendment to the Official Zoning Map as follows:

Section 1. The Council of the Village of Antwerp moves to amend the Official Zoning Map of the Village of Antwerp that the Real Estate located at ~~201~~ ¹²⁰²⁰¹ Wentworth Street, Antwerp, Ohio 45813, legally described as follows:

A parcel of land being situated in the Northeast fractional quarter of Section 33, Town 3 North, Range 1 East, Carryall Township in the Village of Antwerp, Paulding County, Ohio, and which is more particularly described as follows:

Commencing at an iron pin at the Northeast corner of said Section 33; thence South 0°-00' West (assumed bearing for the purposes of this description) on the East line of the Northeast fractional quarter of said Section and the centerline of Wentworth Street, 157.00 feet to the point of beginning; --- thence South 0°-00' West on the said East line of the Northeast fractional quarter of Section 33 and the centerline of Wentworth Street, 211.00 feet to a point; thence South 72°-16' West, 124.50 feet to an iron pin; thence North 16°-01' West, 125.11 feet to an iron pin; thence North 70°-24' East, 20.00 feet to an iron pin; thence North 16°-01' West, 70.00 feet to an iron pin; thence North 70°-24' East, 20.36 feet to an iron pin at the Southwest corner of the Nickey and Karen Banks property as described in Deed Volume 186, page 195; thence North 70°-24' East on said property line, 142.64 feet to the point of beginning.

Containing 0.664 acres of land, more or less, but subject to all legal highways and easements of record.

Parcel ID No.: 12-36-002-01

be reclassified from A-1/Agricultural District to R-1/ Single Family District.

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Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

ENACTED THIS 10th day of April, 2006.

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

Attest:

Carle Zoen
Clerk-Treasurer

1st reading: 3/13/06
2nd reading: 3-20-06
3rd reading: 4-10-06

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Ordinance No.

Passed YEAR

ORDINANCE NO: 2006-09

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Village of Antwerp raised the issue to amend the Official Zoning Map in compliance with Section 703 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this issue on the 13th day of March, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts an amendment to the Official Zoning Map as follows:

Section 1. The Council of the Village of Antwerp moves to amend the Official Zoning Map of the Village of Antwerp that the Real Estate located at 105 Wentworth Street, Antwerp, Ohio 45813, legally described as follows:

All that certain tract or parcel of land situate in the Village of Antwerp, in Paulding County, Ohio, being part of the Northeast Quarter (NE 1/4) of Section 33, Township 3 North, Range 1 East, and being more particularly bounded and described as follows:

Beginning at a point on the East line of Section 33, T-3N, R-1E, Carryall Township, and in the center line of Wentworth Street, said point being 27 Feet South from the Northeast Corner of Section 33, and also being the point of intersection of the Southerly right of way line of the Wabash Railroad and the East line of Section 33; thence South on the East line of Section 33 a distance of 130.00 Feet to a point; thence Southwest at an angle of 109°20' and parallel with the Southerly right of way line of the Wabash Railroad a distance of 142.97 Feet to a point; thence Northeast at an angle of 86°00' a distance of 122.97 Feet to a point on the Southerly right of way line of the Wabash Railroad; thence Northeast at an angle of 94°00' and along the Southerly right of way line of the Wabash Railroad a distance of 177.40 Feet to the place of beginning, containing 0.45 acres.

Plat recorded in Volume 2, Page 210 of the Plat Records in the Recorder's Office of Paulding County, Ohio.
Parcel ID No.: 12-36-003-00

be reclassified from A-1/Agricultural District to R-1/ Single Family District.

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Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

ENACTED THIS 10th day of April, 2006.

Margaret Nomack
MAYOR, VILLAGE OF ANTWERP

Attest:

Carle F. Oshes
Clerk-Treasurer

1st reading: 3/3/06
2nd reading: 3-26-06
3rd reading: 4-10-06

Ordinance No.

Passed

YEAR

ORDINANCE NO: 2006-10

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF THE VILLAGE OF ANTWERP, OHIO**

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp recommended by the adoption of a motion to amend the Official Zoning Map in compliance with Section 703 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp transmitted its recommendation on said proposed amendment within sixty (60) days from making a motion to amend the zoning map in compliance with Section 707 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this recommendation on the 13th day of March, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts the recommendation of the Planning and Zoning Commission and approves the amendment to the Official Zoning Map as follows:

Section 1. The Council of the Village of Antwerp moves to adopt the recommendation of the Planning and Zoning Commission that the Real Estate located at 403 Wentworth Street, Antwerp, Ohio 45813, legally described as follows:

A parcel of land being situated in the East half (1/2) of the Northeast fractional quarter (1/4) of Section 33, Town 3 North, Range 1 East, Carryall Township, Village of Antwerp, Paulding County, Ohio, and which is more particularly described as follows:

Commencing at an iron pin at the Northeast corner of said Section 33; thence South 0°00'00" West (assumed bearing for the purposes of this description) on the East line of the Northeast quarter (1/4) of said Section and the centerline of Wentworth Street, one Thousand fifty-two and thirty hundredths (1052.30) feet to a railroad spike and the point of beginning; — thence South 0°00'00" West on the East line of the Northeast quarter (1/4) of said Section and the centerline of Wentworth Street, one hundred seventy-two and zero hundredths (172.00) feet to a railroad spike on the South bank of the old Wabash and Erie Canal (now abandoned); thence South 71°42'46" West on the South bank of said former Canal, one hundred fifty-seven and ninety-eight hundredths (157.98) feet to an iron pin; thence North 0°00'00" East, one hundred seventy-two and zero hundredths (172.00) feet

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Dayton Legal Blank Co.

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to an iron pin; thence North 71°42'46" East, one hundred fifty-seven and ninety-eight hundredths (157.98) feet to the point of beginning.
Containing 0.592 acres of land more or less, but subject to all legal highways and easements of record.
Parcel ID No.: 12-36-002-02
Prior Instrument Reference: Volume 471, Page 154

be reclassified from A-1/Agricultural District to R-1/ Single Family District.

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

ENACTED THIS 10th day of April, 2006.

Margaret Romack
MAYOR, VILLAGE OF ANTWERP

Attest:

Candice Fillmore

Clerk-Treasurer

1st reading: 3/13/06
2nd reading: 3-20-06
3rd reading: 4-10-06

Ordinance No.

Passed YEAR

ORDINANCE NO: 2006-11

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp recommended by the adoption of a motion to amend the Official Zoning Map in compliance with Section 703 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp transmitted its recommendation on said proposed amendment within sixty (60) days from making a motion to amend the zoning map in compliance with Section 707 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this recommendation on the 13th day of March, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts the recommendation of the Planning and Zoning Commission and approves the amendment to the Official Zoning Map as follows:

Section 1. The Council of the Village of Antwerp moves to adopt the recommendation of the Planning and Zoning Commission that the Real Estate located at 305 Wentworth Street, Antwerp, Ohio 45813, legally described as follows:

A parcel of land being a part of the East half (1/2) of the Northeast fractional quarter (1/4) of Section 33, Town 3 North, Range 1 East, Carryall Township, Paulding County, in the Village of Antwerp, Ohio, and which is more particularly described as follows:

Commencing at an iron pin found at the Northeast corner of said Section 33;

Thence South 0°00'00" West (assumed bearing for the purposes of this description) on the East line of the Northeast fractional quarter (1/4) of said Section 33 and the centerline of Wentworth Street, nine hundred twenty-seven and thirty hundredths (927.30) feet to the point of beginning; ---

Thence South 0°00'00" West on the East line of the Northeast fractional quarter (1/4) of said Section 33 and the centerline of Wentworth Street, one hundred twenty-five and zero hundredths (125.00) feet to a railroad spike found;

Thence South 71°42'46" West, one hundred fifty-seven and ninety-eight hundredths (157.98) feet to an iron pin found;

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Thence North 0°23'30" East, one hundred twenty-five and five hundredths (125.05) feet to a point, said point being three and twenty-seven hundredths (3.27) feet South 71°38'00" West from an iron pipe found;

Thence North 71°38'00" East, one hundred fifty-seven and sixteen hundredths (157.16) feet to the point of beginning.

Containing 0.429 acres of land, more or less, but subject to all legal highways, easements, zoning regulations and restrictions of record.

Prior Instrument Reference: Volume 264, Page 117

Parcel ID No.: 12-36-002-00 (split)

be reclassified from A-1/Agricultural District to R-1/ Single Family District.

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

ENACTED THIS 10th day of April, 2006.

Margaret Homack
MAYOR, VILLAGE OF ANTWERP

Attest:

Curtis F. ...
Clerk-Treasurer

1st reading: 3/13/06
2nd reading: 3-20-06
3rd reading: 4-10-06

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Ordinance No.

Passed, YEAR

ORDINANCE No. 2006-12

AN ORDINANCE REPEALING ORDINANCE NO. 97-10 OF THE VILLAGE OF ANTWERP, OHIO

WHEREAS, Ordinance No. 97-10, an Ordinance amending the Subdivision Ordinance of the Village of Antwerp, Ohio, reads as follows:

WHEREAS, the Council finds that is necessary to amend part of the Subdivision Ordinances, to-wit: Ordinance 94-16 Section 7.

NOW, THEREFORE, BE IT ORDAINED by the Village Council that Ordinance 94-16 is hereby amended to read as follows:

1. It shall not be necessary to construct sidewalks on lots of new subdivisions in the Village on and after the effective date of this Ordinance.
2. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the peace, health, safety, and welfare of the residents of the Village of Antwerp and shall become effective at the first time provided by law.

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

Section 1. Ordinance No. 97-10 is repealed.

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

DATED: Apr. 10, 2006

Margaret Womack
Margaret Womack, Mayor

ATTEST:

Cecile F. Allen
Clerk-Treasurer

1st 3/13/06
2nd 3-20-06
3rd 4-10-06

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Form No. 30043

Ordinance No.

Passed YEAR

ORDINANCE No. 2006-13

AN ORDINANCE AMENDING THE SUBDIVISION ORDINANCE OF THE VILLAGE OF ANTWERP, OHIO, SPECIFICALLY, SECTION 7 OF ORDINANCE NO. 94-16

WHEREAS, the Council repealed Section 7 of Ordinance No. 94-16 by Ordinance No. 97-10; and

WHEREAS, the Council has now repealed Ordinance No. 97-10.

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

Section 1. Ordinance No. 94-16, Section 7 is to be added to and amends the Subdivision Ordinance No. 94-16, and reads as follows:

SECTION 7 - SIDEWALKS

A. Sidewalks shall be a minimum of ^{Four}~~Three~~ feet in width, and shall be placed in front of, on the side of, or in the rear of those lots on which the Council decide they should be constructed at the time of the platting of the sub-division. All sidewalks shall be constructed in accordance with the standards, specifications and requirements established by the standard specifications of the Village of Antwerp.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of the Council and any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

DATED: Apr. 10, 2006

Margaret Womack
Margaret Womack, Mayor

ATTEST:

Carol Faine
Clerk-Treasurer

1st 3/13/06
2nd 3/30/06
3rd 4-10-06

Ordinance No. _____ Passed _____, YEAR _____

ORDINANCE NO: 2006-14

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE VILLAGE OF ANTWERP, OHIO TO SUPPLEMENT THE CLASSIFICATION OF PROPERTY TO INCLUDE A NEW DISTRICT, INDUSTRIAL GRAIN DISTRICT (I-2), AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp recommended by the adoption of a motion to amend the Zoning Ordinance to supplement the ordinance and include a new classification of property designated Industrial Grain District (I-2) in compliance with Section 703 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp transmitted its recommendation on said proposed amendment within sixty (60) days from making a motion to amend the zoning ordinance in compliance with Section 707 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this recommendation on the 3rd day of April, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts the recommendation of the Planning and Zoning Commission and approves the amendment to the Zoning Ordinance as follows:

Section 1. The Council of the Village of Antwerp moves to adopt the recommendation of the Planning and Zoning Commission that the Zoning Ordinance be supplemented to include a new classification of property designated as Industrial Grain District (I-2), and that a new section numbered 308 be added to the Zoning Ordinance.

Section 2. The Council of the Village of Antwerp has modified the recommendation of the Planning and Zoning Commission and said modifications have been made to the new section 308 of the Zoning Ordinance and are hereafter set forth in full:

I-2

SECTION 308 INDUSTRIAL GRAIN DISTRICT

INTENT: To provide growth opportunities through orderly development for grain elevators.

To the extent that the provisions set forth in this Section 308 are contradictory to or in conflict with any other provisions of this Zoning Ordinance, the provisions included herein for an Industrial Grain District shall prevail for any area zoned as "I-2".

SECTION 308.01 Permitted Uses

- (a) Any use permitted in the B-1 District excepting residential uses;
- (b) Grain storage, including handling and transferring of grain;

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- (c) Feed sales;
- (d) Seed sales; and
- (e) Pesticide sales and storage (no larger than 55gal. drums).

SECTION 308.02 Conditional Uses

- (a) There shall be no Conditional Uses.

SECTION 308.03 Prohibited Uses

- (a) Chemical & pesticide application services;
- (b) Livestock operations;
- (c) Open grain storage; and
- (d) Grain processing, which may include processing product, such as making feed.

SECTION 308.04 Accessory Uses

- (a) Fertilizer sales & application services; and
- (b) Parking lots.

SECTION 308.05 Yard Requirements

- (a) Front Yard: There shall be a minimum front yard set back of 10ft. from the property line.
- (b) Side Yard: There shall be a minimum side yard set back of 10ft. from the property line. If the property abuts a residential district, please see Section 308.08 for landscape, screening and barrier requirements.
- (c) Rear Yard: There shall be a minimum rear yard set back of 10ft. from the property line. If the property abuts a residential district, please see Section 308.08 for landscape, screening and barrier requirements.

SECTION 308.06 Height

The maximum permissible height for any structure shall be 150 feet.

SECTION 308.07 Parking Requirements

- (a) A minimum of one (1) off-street parking space shall be required for each employee on the major work shift and one (1) space for each company vehicle.
- (b) Reasonable off-street loading and unloading facilities, including docks, shall be provided as determined by the zoning inspector.

SECTION 308.08 Landscape, Screening and Barriers Requirements

- (a) Where the property line abuts the right-of-way of a street:
 - a continuous landscaping strip of no less than two (2) feet and no more than four (4) feet in width shall be located between the right-of-way and the property, except where driveways or other openings may necessitate other treatment.
- (b) Where the property line abuts a residential property line:
 - a landscaping strip of no less than two (2) feet in width shall be located between property lines.
- (c) Landscaping strip requirements:
 - (1) Acceptable Green Landscaping and Screening
 - (a) evergreens, trees and etc.
 - (b) height at installation: 6ft - 8ft
 - (2) Acceptable Structural Barriers and Screening
 - (a) fencing, walls and etc.
 - (b) height: 6ft - 8ft

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Section 3. This new section 308 shall be added to and incorporated into the Zoning Ordinance of the Village of Antwerp upon the date this Ordinance becomes effective by law.

Section 4. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of 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 health, safety, welfare, convenience and prosperity of the Village of Antwerp and necessary to permit the immediate improvement of properties in the Village of Antwerp. A long standing business in the community, the Antwerp Equity Exchange Company, needs to expand its business operations in order to store grain harvested in this fall's harvest season. In order to allow the grain storage bin to be constructed and operable to anticipate the storage of grain harvested this fall, the Antwerp Equity Exchange Company must immediately enter into a construction contract for this purpose. The creation of a new zoning district classification for grain businesses, such as the Antwerp Equity Exchange Company, benefits the Village in addressing traffic congestion and traffic flow issues during the fall harvest season and promoting growth opportunities and increasing revenue. As such, this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be enforced after the earliest period allowed by law.

ENACTED THIS 24th day of April, 2006.

Margaret Nomack
MAYOR, VILLAGE OF ANTWERP

Attest:

Caule Fillmore

Clerk-Treasurer

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Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

Ordinance No. 2006-15

AN ORDINANCE REGULATING THE USE OF THE PARKS AND RECREATIONAL FACILITIES WITHIN THE VILLAGE OF ANTWERP, OHIO, SAID PARKS AND RECREATIONAL FACILITIES CONTROLLED BY THE PARK BOARD OF THE VILLAGE OF ANTWERP, OHIO AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Council of the Village of Antwerp has determined that it is necessary to enact rules and regulations restricting the use of the Parks and Recreational Facilities controlled by the Park Board of the Village of Antwerp, Ohio.

NOW THEREFORE, be it ordained by the Council of the Village of Antwerp, Paulding County, Ohio:

SECTION 1. That the park located in the Village of Antwerp, Ohio, commonly known as Riverside Park located at 302 East River Street, and more particularly described as follows:

On the North, by the Maumee River: On the West By Island Street: On the South by U.S. Route 24: On the East .33 acres owned by the State of Ohio,

which park will hereinafter be referred to as "Park," will be regulated as to its use provided herein.

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 after sunset or before sunrise.

SECTION 3. The provision of this Ordinance shall not apply to vehicles used in the maintenance of the Village property nor to Village vehicles operating on such property by the Village 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 4. Littering and dumping: There shall be no littering or dumping allowed in the Park area. Picnic and Recreation areas must be clean and orderly after they are used.

SECTION 5. Fires: No person shall light or maintain any fire in the Park other than in a barbecue brazier or grill or other area designated for such purpose, except upon special permission from the Village administrator, mayor or Park Board. If special permission is granted, then all fires must be attended at all times and must be extinguished before leaving.

SECTION 6. Animals: All pets must be on a short leash and must stay in the designated pet area of the Park. Clean up after the pet is the pet owner's responsibility.

SECTION 7. Alcohol and Drugs: All beer, alcohol, and drugs of abuse are prohibited in the Park. No person shall enter, be in or remain in the Park while under the influence of any alcoholic beverage, narcotic, or dangerous drug.

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SECTION 8. Firearms and Explosives: Firearms, fireworks, or explosives of any kind are prohibited in the Park. No person, other than a certified peace officer or an on duty security guard, shall bring in the Park, or discharge or shoot, any firearm, air gun, slingshot, or bow and arrow. No person shall discharge any firework or explosive in the Park unless permitted in writing from the Village administrator, mayor, or Park Board.

SECTION 9. Children under six years old: No parent or guardian, or any person having the custody of any child under the age of six (6) years of age, shall cause, permit, or allow such child to enter or visit the park unless the child is accompanied by a person of not less than sixteen (16) years of age.

SECTION 10. Whoever violates any section of this Ordinance shall be fined not more than \$100.00 for each separate violation.

SECTION 11. It is found and determined that all formal actions of Council concerning and relating to the passage of this Ordinance were adopted in open meetings of the Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of 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 health, safety and welfare of the Village due to recent damage done in the Park; and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be enforced after the earliest period allowed by law.

DATED: Apr. 10, 2006

Margaret Homack
MAYOR, Village of Antwerp

Attest:

Paul F. ...
Clerk-Treasurer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

ORDINANCE NO: 2006-16

AN ORDINANCE ADOPTING THE RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION TO APPROVE THE APPLICATION OF THE ANTWERP EQUITY EXCHANGE COMPANY TO RE-ZONE CERTAIN PROPERTY FROM BUSINESS DISTRICT (B-1) TO INDUSTRIAL GRAIN DISTRICT (I-2), AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp recommended by the adoption of a motion to approve the application of the Antwerp Equity Exchange Company to re-zone certain property owned by the Antwerp Equity Exchange Company, said property located on the south side of Railroad Street and in between Monroe and Cleveland Streets from a Business District (B-1) to an Industrial Grain District (I-2); and

WHEREAS, the Planning and Zoning Commission of the Village of Antwerp transmitted its recommendation on said proposed amendment within sixty (60) days from making a motion to accept the application of the Antwerp Equity Exchange Company to re-zone certain property from B-1 to I-2 in compliance with Section 707 of the Zoning Ordinance of the Village of Antwerp, Ohio; and

WHEREAS, the Council of the Village of Antwerp held a public hearing on this recommendation on the 3rd day of April, 2006, in compliance with Section 708 of the Zoning Ordinance of the Village of Antwerp, Ohio, after notice of said public hearing was published and notice of the public hearing was sent to property owners in compliance with Sections 709 and 710 of the Zoning Ordinance of the Village of Antwerp, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Antwerp, Paulding County, Ohio, that the Council adopts the recommendation of the Planning and Zoning Commission and approves the application of the Antwerp Equity Exchange Company as follows:

Section 1. The Council of the Village of Antwerp moves to adopt the recommendation of the Planning and Zoning Commission that the application of the Antwerp Equity Exchange Company be approved to re-zone property owned by the Antwerp Equity Exchange Company, but only the property owned by the Antwerp Equity Exchange Company located on the south side of Railroad Street in between Monroe and Cleveland Streets, from B-1 to I-2.

Section 2. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, welfare, convenience and prosperity of the Village of Antwerp and necessary to permit the immediate improvement of properties in the

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

Village of Antwerp. In order for the Antwerp Equity Exchange Company to implement necessary expansion measures for their business, it must have in place a new grain storage bin for the fall harvest season. The Antwerp Equity Exchange Company must enter into a construction contract immediately for the grain storage bin to be constructed and operable before the fall harvest season. This will have a positive impact on the Village of Antwerp in several ways, including the reduction of traffic congestion and traffic flow during the harvest season, as well as promoting growth opportunities and increasing revenue. This Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be enforced after the earliest period allowed by law.

ENACTED THIS 24th day of April, 2006.

Margaret Hornack
MAYOR, VILLAGE OF ANTWERP

Attest:

Carol Fillman

Clerk-Treasurer

Ordinance No.

Passed YEAR

ORDINANCE NO. 2006-17

AN ORDINANCE SUBSTITUTING THE COMBINED OFFICE OF CLERK-TREASURER INTO ONE APPOINTED OFFICE, TO BE KNOWN AS THE VILLAGE FISCAL OFFICER; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, this Ordinance is enacted pursuant to Ohio Revised Code Section 733.262;

WHEREAS, the Village of Antwerp currently has the combined elected office of village clerk-treasurer;

WHEREAS, the Village Council of Antwerp previously passed an Ordinance to combine the duties of Clerk-Treasurer into an appointed office to be known as the Village Fiscal Officer and a certified copy of that Ordinance was filed with the Board of Elections in compliance with Ohio Revised Code Section 733.262; and

WHEREAS, the Village Clerk-Treasurer has resigned her office and the office of Clerk-Treasurer is vacant.

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

Section 1. This Ordinance is enacted to substitute the combined elected position of Clerk-Treasurer into one appointed office, to be known as the Fiscal Officer. The Fiscal Officer's duties are those of the duties of a Clerk-Treasurer as defined in the Ohio Revised Code, Ohio Basic Code, and any other duties consistent with the nature of the office that are provided for by ordinances and/or resolutions adopted by the Village Council of Antwerp.

Section 2. This change shall be effective as of the effective date of this Ordinance due to a vacancy in the office of Clerk-Treasurer.

Section 3. The president of the Council of the Village of Antwerp is hereby authorized to file a certified copy of this Ordinance with the board of elections. This Ordinance shall be filed with the board of elections not less than one hundred five (105) days before the next succeeding regular municipal election at which the Clerk-Treasurer is to be elected.

Section 4. It is found and determined that all formal actions of Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

Section 5. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village in that it is necessary for the operation of the Village to appoint a Fiscal Officer to fill the vacancy in the office of Clerk-Treasurer and to continue the duties of this position as defined herein, and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 8th day of May, 2006.

Margaret Nomack
MAYOR, VILLAGE OF ANTWERP

Attest:

Shirley
Fiscal Officer

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

RESOLUTION NO. 2006-02

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF ANTWERP, OHIO, TO ENTER INTO ANY AND ALL NECESSARY AGREEMENTS RELATED TO THE COMMUNITY REINVESTMENT AREA PROGRAM APPLICATION OF ANTWERP EQUITY EXCHANGE COMPANY; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, Antwerp Equity Exchange Company, owner of property located in the Community Reinvestment Area designated as the Village of Antwerp CRA #04A, has filed an application pursuant to the resolution passed by the Village of Antwerp Council establishing this Community Reinvestment Area;

WHEREAS, the Village of Antwerp desires to enter into a Community Reinvestment Area Agreement with Antwerp Equity Exchange Company concerning its Community Reinvestment Area Program Application, said Agreement providing a term of tax exemption of ten (10) years;

WHEREAS, the Village of Antwerp desires to enter into a Community Reinvestment Area Compensation/Donation Agreement related to Antwerp Equity Exchange Company's tax exemption provided in the Community Reinvestment Area Agreement; and

WHEREAS, the Board of Education for the Antwerp Local School received a copy of the Community Reinvestment Area Agreement and have sent the Village a certified copy of its resolution approving the Community Reinvestment Area Agreement and/or its waiver to not participate in said Community Reinvestment Area Agreement and Compensation/Donation Agreement.

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

Section 1. The Mayor of the Village of Antwerp is hereby authorized to enter into and execute on behalf of the Village of Antwerp the Community Reinvestment Area Agreement with the Antwerp Equity Exchange Company, and the Community Reinvestment Area Compensation/Donation Agreement related to the Antwerp Equity Exchange Company.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the welfare, convenience and prosperity of the Village of Antwerp and necessary to permit the immediate improvement of properties in the Village of Antwerp. In order for the Antwerp Equity Exchange Company to implement necessary expansion measures for their business, it must have in place a new grain storage bin for the fall harvest season. The construction of the grain storage bin will have a positive impact on the Village of Antwerp in several ways, including the reduction of traffic congestion and traffic flow during the harvest season, as well as promoting growth opportunities and increasing revenue. This resolution shall be in full force and

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RECORD OF ORDINANCES

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Passed, YEAR

effect immediately after its passage; otherwise, it shall take effect and be enforced after the earliest period allowed by law.

Enacted this 5 day of June, 2006.

Margaret Womack
Margaret Womack, Mayor

ATTEST:

Shawn Nicks
Fiscal Officer

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed YEAR

RESOLUTION NO. 2006-03

A RESOLUTION OF THE VILLAGE OF ANTWERP TO PURCHASE REAL ESTATE AND ENTER INTO AN EASEMENT, SAID REAL ESTATE BEING PURCHASED TO PROVIDE A WATER SUPPLY FOR THE VILLAGE AND ITS INHABITANTS; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp has found it necessary to purchase property for the providing of a water supply for the Village and its inhabitants;

WHEREAS, the Village has considered other properties for the Village to install an one (1) 8 inch diameter PVC water main pipeline together with 16 inch diameter steel casing pipe ("Water Main Pipeline") to provide a water supply for the Village and its inhabitants, and it determined that the installation of the Water Main Pipeline should occur under and across the tracks located in the Southeast Quarter (1/4), Section No. 27, and Southwesterly Quarter (1/4) of Section No. 26, T3N, R1E, Carryall Township, Paulding County, Ohio, and being more particularly described as follows:

Commencing at the Maumee & Western Railroad Corporation Mile Marker No. 71 situated at survey station 3735 + 56.0 of said railroad; thence Northeasterly along the centerline of the railroad track (aka the survey baseline), a distance of six Hundred Eighty-seven and 00/100 (687.00) feet to the True Place of Beginning; thence perpendicular to said baseline a distance of Forty-four and 00/100 (44.00) feet to a point on the North R/W of said railroad; thence Northeasterly along the North R/W parallel to said baseline a distance of Forty and 00/100 (40.00) feet to a point; thence Southeasterly perpendicular to the said North R/W a distance of One Hundred and 00/100 (100.00) feet to a point on the Southerly R/W of said railroad; thence Southwesterly on said R/W line and parallel to the said railroad baseline a distance of Forty and 00/100 (40.00) feet to a point; thence Northwesterly perpendicular to said Southerly R/W line a distance of Fifty-six and 00/100 (56.00) feet to the place of beginning, said parcel containing 0.0918 acres more or less, Said parcel is subject to existing easements, leases, contracts, and licenses of record;

WHEREAS, the Council for the Village of Antwerp, in exercising its general powers under Ohio Revised Code § 715.01, *et seq*, and the specific power allowed by Ohio Revised Code § 717.01(A), has found it necessary to purchase the real estate described herein, from the Maumee & Western Railroad Corporation.

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

Section 1. This Council considers it necessary to purchase real estate to provide a water supply for the Village and its inhabitants, and it determined to purchase an easement from the Maumee & Western Railroad Corporation as identified herein above.

Section 2. The Village Administrator is authorized to sign the easement for the Village of Antwerp to purchase the property from Maumee & Western Railroad Corporation, said property identified herein above.

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Ordinance No.

Passed, YEAR

Section 3. It is found and determined that all former actions of the Council concerning and relating to the passage of this Resolution were adopted in open meetings of this Council, and that all deliberations of the Council and any of its committees that result in such formal action were in meetings open to the public in compliance with all legal requirements including all lawful ordinances, resolutions and any applicable provisions of § 121.22 of the Ohio Revised Code.

Section 4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the purchase of the real estate is necessary to provide a water supply for the Village and its inhabitants, and this Resolution shall be in full force and effect immediately after its passage; otherwise, it shall take effect to be in force after the earliest period allowed by law.

Enacted this 5 day of June, 2006.

Date 6/5/06

Attest:

Margaret Womack
Margaret Womack, Mayor

Andrew Helton
Village Fiscal Officer

RECORD OF ORDINANCES

0439

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 07/18/06 TUE 08:29 FAX Passed HALLER & COLVIN YEAR 07
07/17/06 16:44 3176394882 LEWIS & KAPPES 002

Mail recorded documents to:
Melanie L. Farr, Esq.
Haller & Colvin, P.C.
444 East Main Street
Fort Wayne, Indiana 46802

EASEMENT

MAUMEE & WESTERN RAILROAD CORPORATION (hereinafter "Grantor") insofar as it has the legal and regulatory right and authority and its current title or control shall permit, and in consideration of One Thousand Five Hundred Dollars and No Cents (\$1,500.00) and other good and valuable consideration paid to RAILROAD, does hereby grant unto **VILLAGE OF ANTWERP**, a municipal corporation of the State of Ohio (hereinafter "Grantee") an easement for the construction, installation, repair, renewal, use, occupation or removal of a certain pipeline solely for the transmission of water consisting of one (1) 8 inch diameter PVC water main pipeline together with 16 inch diameter steel casing pipe ("Water Main Pipeline") located at under and across the tracks, property, and right-of-way of Grantor situated in the Village of Antwerp, Ohio, and being part of the Southeast Quarter (1/4), Section No. 27, and Southwesterly Quarter (1/4) of Section No. 26, T3N, R1E, Carryall Township, Paulding County, Ohio, and being more particularly described as follows:

Commencing at the Maumee & Western Railroad Corporation Mile Marker No. 71 situated at survey station 3735 + 56.0 of said railroad; thence Northeasterly along the centerline of the railroad track (aka the survey baseline), a distance of six Hundred Eighty-seven and 00/100 (687.00) feet to the True Place of Beginning; thence perpendicular to said baseline a distance of Forty-four and 00/100 (44.00) feet to a point on the North R/W of said railroad; thence Northeasterly along the North R/W parallel to said baseline a distance of Forty and 00/100 (40.00) feet to a point; thence Southeasterly perpendicular to the said North R/W a distance of One Hundred and 00/100 (100.00) feet to a point on the Southerly R/W of said railroad; thence Southwesterly on said R/W line and parallel to the said railroad baseline a distance of Forty and 00/100 (40.00) feet to a point; thence Northwesterly perpendicular to said Southerly R/W line a distance of Fifty-six and 00/100 (56.00) feet to the place of beginning, said parcel containing 0.0918 acres more or less, Said parcel is subject to existing easements, leases, contracts, and licenses of record.

Contemplated work on this easement, i.e. installation of a Water Main Pipeline under the rail line, will be performed in accordance with the specifications on drawing (Job No. 1490-046) by Poggemeyer Design Group, Inc. attached hereto and marked as "Exhibit A."

07/17/06 MON 16:44 [TX/RX NO 5534]

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

07/18/06 TUE 08:33 FAX

HALLER & COLVIN

2006

07/17/06 16:46 3176394882

LEWIS & KAPPES

2006

Waterline Easement
LEGAL DESCRIPTION
EASEMENT FOR WATERLINE PURPOSES

Situated in the village of Antwerp, Ohio and being part of the Southeast Quarter (1/4) Section No. 27, and Southwesterly Quarter (1/4) of Section No. 26, T3N, R1E, Carryall Township, Paulding County, Ohio and being more particularly described as follows:

Commencing at the Maumee & Western Railroad Corporation Mile Marker No. 71 situated at survey station 3735 + 56.0 of said railroad; thence northeasterly along the centerline of the railroad track (aka the survey baseline), a distance of six hundred eighty-seven and 00/100 (687.00) feet to the True Place of Beginning; thence perpendicular to said baseline a distance of forty-four and 00/100 (44.00) feet to a point on the North R/W of said railroad; thence northeasterly along the North R/W parallel to said baseline a distance of forty and 00/100 (40.00) feet to a point; thence southeasterly perpendicular to the said North R/W a distance of one hundred and 00/100 (100.00) feet to a point on the southerly R/W of said railroad; thence southwesterly on said R/W line and parallel to the said railroad baseline a distance of forty and 00/100 (40.00) feet to a point; thence northwesterly perpendicular to said southerly R/W line a distance of fifty-six and 00/100 (56.00) feet to the place of beginning, said parcel containing 0.0918 acres more or less, said parcel is subject to existing easements, leases, contracts, and licenses of record.

This legal description is based on prior deeds, surveys, subdivision plats and a survey for PDG Project No. 1490-046, by or under the supervision of Merlin Max Butler, Ohio Surveyor No. 6366 - Poggemeyer Design Group, Inc., 935 Cleveland Avenue, Defiance, Ohio 43512.

Merlin Max Butler, P.S.
Ohio Surveyor No. 6366

Revised June 5, 2006

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 07/18/08 TUE 08:32 FAX

Passed HALLER & COLVIN

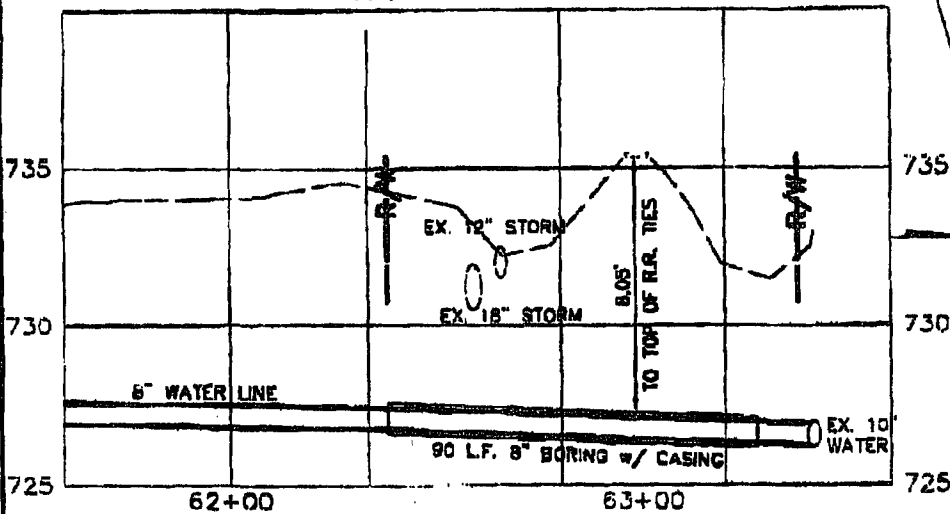
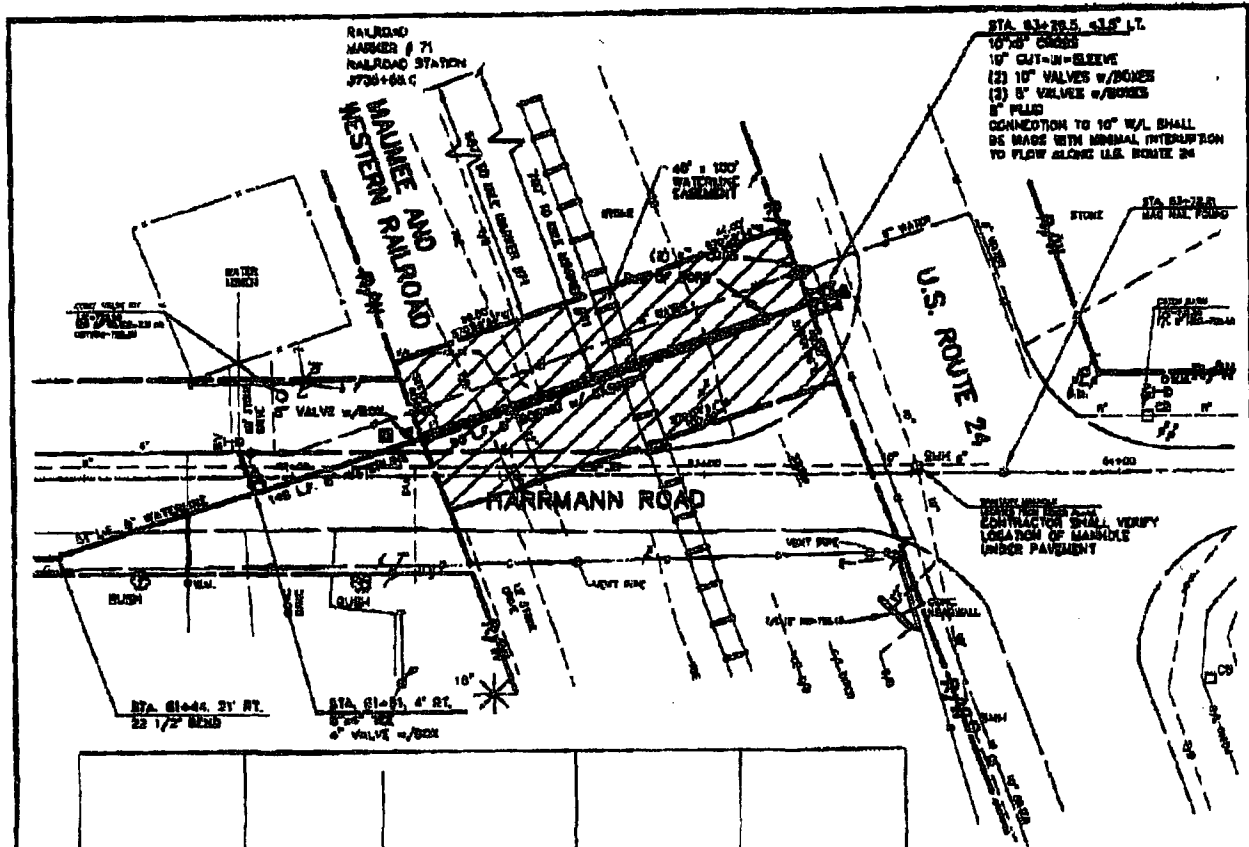
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07/17/08 18:45

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LEWIS & KAPPES

1008



SCALE: 1" = 40' HORIZ.
1" = 10' VERT.

(SS 3728+49)
WATER LINE CROSSING
PER MAUMEE & WESTERN
RAILROAD CORPORATION
VALUATION MAP V-2
OHIO D/34, DATED
DECEMBER 18, 1989

DATA TABLE	CARRIER PIPE	CASING PIPE
CONTENTS TO BE HANDLED	POTABLE WATER	N/A
OUTSIDE DIAMETER(INCHES)	11.8	18.584
PIPE MATERIAL	PVC	STEEL
SPECIFICATION AND MATERIAL	AWWA C900	ASTM A-252-2
WALL THICKNESS(INCHES)	0.303	0.282
ACTUAL WORKING PRESSURE	60 PSI	N/A
TYPE OF JOINTS	BELL & SPIGOT GASKET	WELDED
GRATING	N/A	BITUMINOUS
CATHODIC PROTECTION	N/A	N/A
TYPE, SIZE AND SPACING OF INSULATORS OR SUPPORTS	2X4 WOOD BLOCKS (8' c/c)	N/A
METHOD OF INSTALLATION	ON WOOD SKIDS	BORING & JACKING

8" WATER LINE CROSSING MAUMEE & WESTERN RAILROAD CORPORATION

VILLAGE OF ANTWERP, OH.
PT. SW 1/4, SEC. NO. 27
CARRVALL TWP., PAULDING CO., OH.



POGGE MEYER DESIGN GROUP, INC.

ARCHITECTS + ENGINEERS + PLANNERS
686 CLEVELAND AVENUE DEFIANCE, OHIO 43516

DATE: 5/12/04 JOB NO. 1490-046
REVISED DATE: 5/5/08

RECORD OF ORDINANCES

Ordinance No.

Passed, YEAR

ORDINANCE NO. 2006-19

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO RESIDE OUTSIDE THE VILLAGE OF ANTWERP

WHEREAS, the Mayor for the Village of Antwerp appointed Sara Keeran to be the Village Administrator, which appointment was approved by a majority vote of the Village Council at its meeting of April 10, 2006; and

WHEREAS, Ohio Revised Code § 735.271 provides that the Village Administrator shall become a resident of the municipality within six months of her appointment by the Mayor and confirmation by the Council, unless her residence outside the municipality is approved by ordinance; and

WHEREAS, Sara Keeran lives in Paulding, Ohio, which allows a travel time of approximately twelve (12) minutes for Sara Keeran to arrive from her residence to the Village of Antwerp.

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

Section 1. That Sara Keeran's residence outside the Village of Antwerp is approved so long as she continues to reside at her current residence at 720 North Williams Street, Paulding, Ohio, or so long as she lives within twelve (12) miles of the Village corporation limits.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 3. This Ordinance shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 10th day of July, 2006.

Margaret Homack
MAYOR, VILLAGE OF ANTWERP

Attest:

[Signature]
Village Fiscal Officer

1st reading: 5-8-06

2nd reading: 6-5-06

3rd reading: 7-10-06

Ordinance No.

Passed

YEAR

ORDINANCE NO. 2006-20

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH ATWOOD MOBILE PRODUCTS, INC. FOR THE SUPPLY OF WATER AND PROVIDING SEWER SERVICE; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp (hereinafter the "Village") has previously supplied water to Atwood Mobile Products, Inc. (hereinafter the "Company") and treated sewage discharge from their facility; and

WHEREAS, it is desirable for the Village to have an agreement with them for the supply of water and treatment of sewage discharge.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village as follows:

Section 1. The Village Administrator of the Village is hereby authorized to enter into an agreement with the Company for supplying water and receiving sewage for treatment by the Village's facility pursuant to the following terms:

A. Company shall pay the Village a monthly charge for the transportation and treatment of water delivered from the Village to the Company. The monthly charge for water so delivered to the Company shall be \$2.75 for each 1,000 gallons of water, plus a flat rate of \$15.46 per quarter which shall be paid at the rate of \$5.16 per month.

B. Company shall additionally pay the Village the sum of \$1.50 per 1,000 gallons of sewage collected into the Village's sewer treatment system from Company's facility for treatment per month, plus a flat rate of \$35.26 per quarter which shall be billed at the rate of \$11.76 per month.

Section 2. Company shall install, operate and maintain in accordance with the Village's regulations, all required meters.

Section 3. As additional consideration for the Village supplying water and/or sewer service to Company, Company hereby agrees that upon demand by the Village and within ten (10) days of said demand that it will execute the necessary petition to have their property to which the water and/or sewer is supplied to be annexed into the Village and further shall cooperate with the Village in having said property annexed and further will not resist annexation proceedings by the Village to have said property annexed into the Corporation limits of the Village. Should Company fail or refuse to execute said annexation petition and/or other documents and take necessary steps toward annexation into the Village within the aforesaid ten (10) day period or fail to cooperate with the Village to have said property annexed or resist said annexation, the Village then shall have the right to increase water and/or sewer rates to the Company's facility or any portion thereof located outside the corporation limits to include the same rates listed above plus an additional charge of seventy-five percent (75%) of the current water and/or sewer rate as to Company's property where said water and/or sewer has been previously supplied but only after the Village has given two (2) months written notice to Company to that effect.

Section 4. The agreement shall be for a period of three (3) years from the date of execution of the same.

RECORD OF ORDINANCES

Ordinance No.

Passed YEAR

Section 5. The Village Council authorizes the Village Administrator of the Village of Antwerp to execute the agreement with Company in accordance with the terms set forth herein.

Section 6. It is found and determined that all formal actions of the council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of the 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 regulations including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 7. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and necessary for the uninterrupted continuation of water supply and sewage treatment for Company and payments to the Village for providing such services and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Dated: June 5 2006

Margaret Womack
Mayor, Margaret Womack

Attest: [Signature]
Fiscal Officer

Adopted: 6-5-06

[Signature]
Atwood Mobile Products, Inc. ("Company")
Drew Snyder, Materials Manager

Ordinance No.

Passed YEAR

ORDINANCE NO. 2006-21

AN ORDINANCE IMPOSING A MUNICIPAL INCOME TAX AND AUTHORIZING THE MAYOR TO ENTER INTO ANY AND ALL NECESSARY AGREEMENTS WITH CITY OF CLEVELAND CENTRAL COLLECTION AGENCY FOR THE PURPOSE OF ADMINISTERING THE INCOME TAX LAWS AND PROVIDING CENTRAL COLLECTION SERVICES FOR THE COLLECTION OF SAID MUNICIPAL INCOME TAX; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Council for the Village of Antwerp has determined that it is necessary to provide funds for the purpose of emergency services (fire, police and rescue), maintenance of equipment, new equipment, extension, enlargement and improvement of municipal services and facilities, and capital improvements of the municipality and the debt reduction (loans, notes and/or bonds) for the Village of Antwerp;

WHEREAS, the Council for the Village of Antwerp currently has determined the source of funds to provide for the above-referenced services, equipment, facilities, capital improvements and debt reduction is to impose a municipal income tax on all salaries, wages, commissions and other compensation earned by residents of this municipality; on all salaries, wages, commissions and other compensation earned by non-residents of this municipality; for work done or services performed or rendered in this municipality or other activities conducted by residents of this municipality; on the net profits earned on all businesses, professions or other activities conducted in this municipality by non-residents, and on the net profits earned by all corporations doing business in this municipality as the result of work done or services performed or rendered in this municipality; and

WHEREAS, the Council for the Village of Antwerp authorizes the Mayor to enter into any and all necessary agreements with the City of Cleveland Central Collection Agency for the purpose of administering the income tax laws of the municipality and providing central collection services for the municipality.

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

SECTION A. PURPOSE

1. Purpose of Levy

To provide funds for the purpose of emergency services (fire, police and rescue), maintenance of equipment, new equipment, extension, enlargement and improvement of municipal services and facilities, and capital improvements of the municipality and the debt reduction (loans, notes and/or bonds) for the Village of Antwerp, on all salaries, wages, commissions and other compensation earned by residents of this municipality; on all salaries, wages, commissions and other compensation earned by non-residents of this municipality; for work done or services performed or rendered in this municipality or other activities conducted by residents of this municipality; on the net profits earned on all businesses, professions or other activities conducted in this municipality by non-residents, and on the net profits earned by all corporations doing business in this municipality as the result of work done or services performed or rendered in this municipality; requiring the filing of returns and

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furnishing of information by employers and all those subject to said tax; imposed on employers the duty of collecting the tax at the source and paying the same to this municipality; providing for the administration, collection and enforcement of said tax, declaring violation thereof to be a misdemeanor of the first degree and imposing penalties therefore; and declaring the same an emergency.

SECTION B. DEFINITIONS

1. Definitions Generally

For the purposes of this ordinance the terms, phrases, words and their derivative shall have the meanings given in the next succeeding sections. The singular shall include the plural, and the masculine shall include the feminine and the neuter.

2. Adjusted Federal Taxable Income

“Adjusted Federal Taxable Income” means a C corporations federal taxable income before net operating losses and special deductions as determined under the Internal Revenue Code adjusted, as set forth in Sections 718.01(A)(1) of the Revised Code.

3. Administrative Rulings

“Administrative Rulings” mean the rulings issued by the Tax Administrator, upon the request of a taxpayer or employer, interpreting this ordinance and the Rules and Regulations. Administrative Rulings shall be binding and effective upon issuance as to the taxpayer or employer requesting the ruling.

4. Administrator

“Administrator” means the person designated to administer and enforce the provisions of the Village Income Tax Ordinance, who also may be referred to in this Ordinance as the “Tax Administrator.”

5. Association

“Association” means any partnership, limited partnership, limited liability company, limited liability partnership, Subchapter S corporation (“S corporation”) as defined in the Internal Revenue Code, or any other form of unincorporated business or enterprise taxed on a pass-through basis under the Internal Revenue Code. The terms “association,” “pass-through entity,” and “unincorporated business entity” are synonymous for purposes of this Ordinance and the Rules and Regulations.

6. Board of Review

“Board of Review” means the Board created by and constituted as provided in Section M1.

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7. Board of Tax Appeals

“Board of Tax Appeals” means the state board created pursuant to Section 5703.02 of the Revised Code.

8. Business

“Business” means any enterprise, activity, profession or undertaking of any nature conducted for profit or ordinarily conducted for profit, whether by an individual, partnership, association, corporation or any other entity, including but not limited to the renting or leasing of property, real, personal or mixed. For purposes of determining if “business is conducted within the village,” any direct and/or indirect ownership of an interest in an association, pass-through entity or unincorporated business entity that conducts business within the Village is considered included.

9. Village

“Village” means the Village of Antwerp, Ohio.

10. Corporation

“Corporation” means a corporation or joint stock association organized under the laws of the United States, the State of Ohio or any other state, territory or foreign country or dependency, or any unincorporated entity treated as a corporation for federal income tax purposes. “Corporation” also includes a combined company, an electric company and a telephone company, as defined in Section 5727.01 of the Revised Code.

11. Employee

“Employee” means one who works for qualifying wages in the service of an employer.

12. Employer

“Employer” means an individual, partnership, association, corporation, governmental body, unit or agency, or any other entity, whether or not organized for profit, who or that employs one or more persons on a qualifying wage basis.

13. Fiscal Year

“Fiscal year” means an accounting period of twelve months or less ending on any day other than December 31.

14. Gross Receipts

“Gross receipts” means total revenue from any source whatsoever.

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15. Intangible Income

"Intangible income" means that income specified in Section 718.01(A)(5) of the Revised Code including any of the following types of income: income yield, interest, capital gains, dividends, or other income arising from the ownership, sale, exchange or other disposition of intangible property including, but not limited to, investments, deposits, money or credits as those terms are defined in Chapter 5701 of the Ohio Revised Code, and patents, copyrights, trademarks, tradenames, investments in real estate investment trusts, investments in regulated investment companies, and appreciation on deferred compensation. "Intangible income" does not include prizes, awards or other income associated with, attributable to or derived from any lottery winnings or other similar games of chance.

16. Internal Revenue Code

"Internal Revenue Code" means the Internal Revenue Code of 1986, 100 Stat. 2085, 26 U.S.C. 1, as amended.

17. Net Profits

"Net profits" mean (i) if the taxpayer is a corporation, the corporation's "adjusted federal taxable income" as that term is defined in Sections 718.01(A)(1)(a)-(f) of the Revised Code; (ii) if the taxpayer is an "association," "pass-through entity," or "unincorporated business entity," "adjusted federal taxable income" as that term is defined in Section 718.01(A)(1)(g) of the Revised Code; and (iii) if the taxpayer is an individual, the individual's profit, other than amounts specifically excluded in Section 718.01(F) of the Revised Code, required to be reported on federal Schedule C, Schedule E, or Schedule F, as provided by the Internal Revenue Service.

The "net profits" of a taxpayer shall be adjusted in accordance with the provisions of this Ordinance and the Rules and Regulations.

18. Nonresident

"Nonresident" means an individual domiciled outside the Village of Antwerp, Ohio.

19. Nonresident Owner

"Nonresident owner" means an individual domiciled outside the Village who has a direct or indirect ownership interest in an association, pass-through entity or unincorporated business entity that conducts business in the village or a corporation that has a direct or indirect ownership interest in an association, pass-through entity or unincorporated business entity that conducts business in the Village.

20. Nonresident Unincorporated Business Entity

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“Nonresident unincorporated business entity” means an unincorporated business entity not having an office or place of business within the Village.

21. Ohio Revised Code

“Ohio Revised Code” means the codified statutes of the State of Ohio, as amended.

22. Other Payer

“Other payer” means any person, other than an individual’s employer or the employer’s agent, that pays an individual any amount included in the federal gross income of the individual.

23. Owner

“Owner” means an individual, partner, member, or any other person having an ownership interest in an association, pass-through entity, or unincorporated business entity.

24. Pass-Through Entity

“Pass-through entity” means a partnership, limited liability company, S corporation or any other type of entity the income or profits of which are given pass-through treatment under the Internal Revenue Code. “Income from a pass-through entity” includes partnership income of partners, membership interests of members of a limited liability company, distributive shares of shareholders of an S corporation, or other distributive or proportionate ownership shares of income from other pass-through entities.

25. Person

“Person” means individuals, firms, companies, business trusts, estates, trusts, partnerships, limited liability companies, associations, corporations, governmental entities, and any other entity.

With respect to provisions of this ordinance that impose or prescribe a penalty, the term “person” shall mean the owners of an association, pass-through entity and unincorporated business entity and the officers of a corporation.

26. Place of Business

“Place of business” means any bona fide office (other than a mere statutory office), factory, warehouse or other space which is occupied and used by the taxpayer in carrying on any business activity individually or through one or more of his regular employees regularly in attendance.

27. Qualifying Wages

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“Qualifying wages” means wages, as defined in section 3121(a) of the Internal Revenue Code, without regard to any wage limitations, adjusted as provided in division (A)(2) of Section 718.03 of the Revised Code. “Qualifying wages” includes compensation attributable to a nonqualified deferred compensation plan or program as defined in section 3121(v)(2)(C) of the Internal Revenue Code and compensation arising from the sale, exchange or other disposition of a stock option, the exercise of a stock option, or the sale, exchange or other disposition of stock purchased by the stock option. “Qualifying wages” does not include compensation deferred before January 1, 2004, to the extent that the deferred compensation does not constitute “qualifying wages” when paid or distributed.

28. Resident

“Resident” means an individual domiciled in the Village.

29. Resident Owner

“Resident owner” means an individual domiciled in the Village who has an interest in an association, pass-through entity or unincorporated business entity.

30. Resident Unincorporated Business Entity

“Nonresident unincorporated business entity” means an unincorporated business entity not having an office or place of business within the Village.

31. Rules and Regulations

“Rules and Regulations” mean the Rules and Regulations promulgated by the Tax Administrator and approved by the Board of Review.

32. S Corporation

“S Corporation” means a corporation that has made an election under Subchapter S of Chapter 1 of Subtitle A of the Internal Revenue Code for its taxable year.

33. State

“State” means the State of Ohio.

34. Tax Commissioner

“Tax Commissioner” means the Tax Commissioner of the State of Ohio.

35. Taxable Income

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"Taxable income" means all qualifying wages, net profits and all other income from whatever source derived set forth in Section C1, and the Rules and Regulations as taxable.

36. Taxable Situs

"Taxable Situs" means that portion of a taxpayer's net profits attributable to the Village where the taxpayer conducts a business or profession both within and without the Village, determined in accordance with Section 718.02 of the Ohio Revised Code.

37. Taxable Year

"Taxable year" means the corresponding tax reporting period as prescribed for the taxpayer under the Internal Revenue Code.

38. Taxpayer

"Taxpayer" means a person subject to the tax imposed by this ordinance, whether the tax is imposed on the taxable income of the entity in the hands of the entity or on the taxable income from the entity in the hands of the owners of the entity. "Taxpayer" does not include any person that is a disregarded entity or a qualifying subchapter S subsidiary for federal income tax purposes, but "taxpayer" includes any other person who owns the disregarded entity or qualifying subchapter S subsidiary.

39. Unincorporated Business Entity

"Unincorporated Business Entity" means either an "association," "pass-through entity" or "corporation," determined by the treatment afforded such entity for federal income tax purposes.

SECTION C. IMPOSITION OF INCOME TAX

1. Rate and Taxable Income

For the purposes specified in Section A1, on and after August 1, 2006, an annual tax of one percent (1%) per annum shall be imposed upon the hereinafter specified income. Such tax shall be imposed upon all taxable income as follows:

- (a) On all qualifying wages, net profits and other taxable income earned and/or received on and after August 1, 2006, by residents of the Village;
- (b) (1) On all qualifying wages, earned and/or received on and after August 1, 2006, by nonresidents of the Village for work done or services performed or rendered within the Village or attributable to the Village; on all net profits earned and/or received by a nonresident from the operation or conduct of any business or profession within the Village; and on all other taxable income

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earned and/or received by a nonresident derived from or attributable to sources, events or transactions within the Village;

(2) For nonresidents employed at a place of business or profession within the Village, only those qualifying wages earned and/or received by such nonresident that are specifically attributable to a place or location worked that is outside the Village will be treated as earned outside the Village;

(c) (1) On the portion attributable to the Village of the net profits earned and/or received on and after August 1, 2006, of all resident associations, pass-through entities or other unincorporated business entities treated as a pass-through entity for federal income tax purposes or professions or other activities, derived from sales made, work done, services performed or rendered, and business, or other activities conducted in the Village and/or derived from sales made, work done, services performed or rendered and business or other activities attributable to the Village;

(2) On the portion of the distributive share of the net profits earned and/or received on and after August 1, 2006, of a resident partner or owner of a resident association, pass-through entity or other unincorporated business entity treated as a pass-through entity for federal income tax purposes not attributable to the Village and upon which the Village's income tax has not been imposed and levied;

(d) (1) On the portion attributable to the Village of the net profits earned and/or received on and after August 1, 2006, of all nonresident associations, pass-through entities or other unincorporated business entities treated as a pass-through entity for federal income tax purposes, professions or other activities, derived from sales made, work done, services performed or rendered, and business, or other activities conducted in the Village and/or derived from sales made, work done, services performed or rendered and business or other activities attributable to the Village, whether or not such association, pass-through entity or other unincorporated business entity treated as a pass-through entity for federal income tax purposes has an office or place of business in the Village;

(2) On the portion of the distributive share of the net profits earned and/or received on and after August 1, 2006, of a resident partner or owner of a nonresident association, pass-through entity or other unincorporated business entity treated as a pass-through entity for federal income tax purposes not attributable to the Village and

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upon which the Village's income tax has not been imposed and levied from wherever such business is located;

(e) On the portion attributable to the Village of the net profits earned and/or received on and after August 1, 2006, of all corporations and all other entities and business activities not defined herein as associations, pass-through entity or unincorporated business entity treated as a pass-through entity for federal income tax purposes derived from sales made, work done, services performed or rendered, and business, or other activities conducted in the Village, and/or derived from sales made, work done, services performed or rendered, and business, or other activities attributable to the Village, whether or not such corporations, entities or business activities have an office or place of business in the Village;

(f) On the net profits of an electric company, combined company or telephone company apportioned and attributable to the Village in accordance with Section 718.01(F)(6) of the Revised Code and Chapter 5745 of the Revised Code;

(g) On all income derived from prizes, awards, gaming, wagering, lotteries or other similar games of chance by a resident from whatever source and from anywhere derived;

(h) On all income earned and/or received from covenants not to compete or similar agreements and on all income attributable to cancellation of indebtedness to the extent reported on the taxpayer's federal income tax return;

(i) On all guardian, executor, conservator, trustee or administrator fees earned and/or received by a taxpayer in connection with the operation or conduct of a business or profession;

(j) On all other compensation, net profits and income earned and/or received by the taxpayer that is not specifically exempted from the tax imposed by this ordinance as set forth in Section E1 and Section 718.01(F) of the Revised Code;

(k) (1) For taxable years beginning on or after January 1, 2006, the net profits from a business or profession shall be taxed only to the extent of the taxpayer's adjusted federal taxable income except that nothing shall be construed as limiting the ability of the Tax Administrator to administer, audit, or enforce the provisions of this Ordinance including making all necessary adjustments and allocations to adjusted federal taxable income to produce a fair and proper allocation of net profits to the Village;

(2) Division (k)(1) of this section shall not apply to any taxpayer required to file a return under Section 5745.03 of the Revised Code or to the net profits from a sole proprietorship;

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(l) For taxable years beginning on or after January 1, 2006, in the case of a taxpayer who has a net profit from a business or profession that is operated as a sole proprietorship, or in the case of a taxpayer who has a net profit from a business and the taxpayer is an individual, the Village shall not tax or use as the base for determining the amount of the net profit that shall be considered as having a taxable situs in the Village, an amount other than the net profit required to be reported on Internal Revenue Service Schedules C or F from such sole proprietorship for the taxable year; and

(m) For taxable years beginning on or after January 1, 2006, in the case of a taxpayer who has a net profit from rental activity required to be reported on Internal Revenue Service Schedule E, the Village shall not tax or use as the base for determining the amount of the net profit that shall be considered as having a taxable situs in the Village, an amount other than the net profit from rental activities required to be reported by the taxpayer on Schedule E for the taxable year.

2. Effective Date

The village income tax shall be levied, imposed, collected and paid on any and all qualifying wages, net profits and taxable income as provided in Section C1, earned and/or received on and after August 1, 2006.

SECTION D. DETERMINATION OF TAX ALLOCATION

1. Method of Determination

This Section does not apply to taxpayers that are subject to and required to file reports under Chapter 5745 of the Revised Code.

(a) Except as otherwise provided in division (d) of this section, for taxable years beginning on or after January 1, 2006, the net profits from a business or profession conducted both within and without the Village shall be considered as having a taxable situs in the Village for purposes of imposing the village income tax to the extent of the amount determined by multiplying the entire net profits by a business allocation percent determined by the average ratio of the following:

(1) The average original cost of the real and tangible personal property owned or used by the taxpayer in the business or profession in the Village during the taxable period to the average original cost of all the real and tangible personal property owned or used by the taxpayer in the business or profession during the same period, wherever situated.

As used in this division (a)(1), "real property" shall include property rented or leased by the taxpayer and the value of such property shall be determined by multiplying the annual rental thereof by eight (8).

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(2) Wages, salaries and other compensation paid during the taxable period to persons employed in the business or profession for services performed in the Village to wages, salaries and other compensation paid during the same period to persons employed in the business or profession, wherever their services are performed, excluding compensation that is not taxable by the Village under Section 718.011 of the Revised Code.

(3) Gross receipts of the business or profession from sales made and services performed during the taxable period in the Village to gross receipts of the business or profession during the same period from sales and services, wherever made or performed.

In the event that the foregoing apportionment formula does not produce an equitable result, another basis may be substituted, under the Rules and Regulations, so as to produce an equitable result.

(b) For taxable years beginning on or after January 1, 2006, no taxpayer shall use the books and records method of apportionment. Except as otherwise provided in Section 718.02 of the Revised Code and division (a) of this section, all taxpayers shall use the statutory apportionment formula set forth in this section.

(c) Except as otherwise provided in division (d) of this section, for taxable years beginning on or after January 1, 2006, the net profits from rental activity not constituting a business or profession shall be subject to tax by the Village only if the property generating the net profit is located in the Village.

(d) This section shall not apply to individuals who are residents of the Village and, except as otherwise provided in Section 718.01 of the Revised Code, the Village shall impose its tax on all income earned and/or received by residents of the Village from whatever source derived in accordance with Section C1 of this ordinance.

2. Sales Made in the Village

As used in Section D1(a)(3), "sales made in the Village" means:

(a) All sales of tangible personal property delivered within the Village regardless of where title passes if shipped or delivered from a stock of goods within the Village;

(b) All sales of tangible personal property delivered within the Village regardless of where title passes even though transported from a point outside the Village, if the taxpayer is regularly engaged through its own employees in the solicitation or promotion of sales within the Village, and the sales result from such solicitation or promotion; or

(c) All sales of tangible personal property shipped from a place within the Village to purchasers outside of the Village regardless of where title passes if the taxpayer is not, through its own

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employees, regularly engaged in the solicitation or promotion of sales at the place where delivery is made.

3. Total Allocation

Add together the percentages determined in accordance with Section D1, or such of the aforesaid percentages as are applicable to the particular taxpayer, and divide the total so obtained by the number of percentages used in deriving the total in order to obtain the business allocation percentage referred to in Section D1.

A factor is applicable even though it may be allocable entirely within or without the Village.

4. Rentals

(a) Rental income received by a taxpayer shall be included in the computation of net profits from business activities under divisions (c) to (e) of Section C1, only if and to the extent that the rental, ownership, management or operations of the real estate from which such rentals are derived, whether so rented, managed or operated by a taxpayer individually or through agents or other representatives, constitutes a business activity of the taxpayer in whole or in part.

(b) Where the gross monthly rental of any and all real properties, regardless of number and value, aggregates in excess of One hundred fifty dollars (\$150.00) per month, it shall be prima-facie evidence that the rental, ownership, management or operation of such properties, is a business activity of such taxpayer, and the net income of such rental property shall be subject to tax. However, in the case of commercial property, the owner shall be considered engaged in a business activity when the rental is based on a fixed or fluctuating percentage of gross or net sales, receipts or profits, of the lessee, whether or not such rental exceeds One hundred fifty dollars (\$150.00) per month; provided further that in the case of farm property, the owner shall be considered engaged in a business activity when he shares in crops or when the rental is based on a percentage of the gross or net receipts derived from the farm, whether or not the gross income exceeds One hundred fifty dollars (\$150.00) per month. It is provided further that the person who operates a licensed rooming house shall be considered in business whether or not the gross income exceeds One hundred fifty dollars (\$150.00) per month.

5. Operating Loss; Carry Forward

(a) The portion of a net operating loss sustained in any taxable year subsequent to August 1, 2006 allocable to the Village may be applied against the portion of the net profit of succeeding tax years allocable to the Village, until exhausted but in no event for more than five (5) taxable years immediately following the year in which the loss occurred. No portion of a net operating loss shall be carried back against net profits of any prior year.

(b) The portion of net operating loss sustained shall be allocated to the Village in the same manner as provided herein for allocating net profits to the Village.

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(c) The Tax Administrator shall provide by Rules and Regulations the manner in which such net operating loss carry forward shall be determined.

SECTION E. EXEMPTIONS**1. Sources of Income Not Taxed**

The tax provided for in this ordinance shall not be levied on the following:

- (a) Military pay or allowance of members of the armed forces of the United States and of members of their reserve components, including the Ohio National Guard;
- (b) Income of religious, fraternal, charitable, scientific, literary, or educational institutions to the extent that such income is derived from tax exempt real estate, tax exempt tangible or intangible property or tax exempt activities;
- (c) Proceeds from welfare benefits, unemployment benefits, social security benefits;
- (d) Proceeds of insurance paid by reason of the death of the insured; pensions, disability benefits, annuities, or gratuities not in the nature of compensation for services rendered from whatever source derived;
- (e) Receipts from seasonal or casual entertainment, amusements, sports events, and health and welfare activities when any such are conducted by bona fide charitable, religious, or educational organizations and associations;
- (f) Alimony received;
- (g) Personal earnings of any natural person under eighteen (18) years of age;
- (h) Compensation for personal injuries or for damages to property by way of insurance or otherwise;
- (i) Interest, dividends, gains, and other revenue from intangible property described in Section 718.01(A)(5) of the Revised Code;
- (j) Gains from involuntary conversion; cancellation of indebtedness, to the extent exempt from federal income tax; interest on Federal obligations; items of income already taxed by the State that the Village is specifically prohibited from taxing; and income of a decedent's estate during the period of administration, except such income from the operation of a business;
- (k) An S corporation shareholder's distributive share of net profits of the S corporation to the extent such distributive shares are allocated or apportioned to sources outside the State of Ohio other than any portion of the distributive shares of net profits that represents wages as defined in Section

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3121(a) of the Internal Revenue Code or net earnings from self-employment as defined in Section 1402(a) of the Internal Revenue Service Code;

(l) The rental value of a parsonage, or the rental allowance furnished as compensation and actually used for a parsonage, by a minister;

(m) Compensation and net profits, the taxation of which is prohibited by the United States Constitution or any act of Congress limiting the power of the states or their political subdivisions to impose net income taxes on income derived from interstate commerce;

(n) Compensation and net profits, the taxation of which is prohibited by the Constitution of the State or any act of the Ohio General Assembly limiting the power of the Village to impose net income tax;

(o) Only the income items listed in this Section E1 are not subject to the tax imposed by this ordinance. All other compensation, net profits and other income earned and/or received by a taxpayer shall be subject to the tax imposed by this ordinance unless prohibited by State or federal law.

SECTION F. RETURNS

1. Date for Filing Returns

(a) Each taxpayer who engages in business or whose qualifying wages are subject to the tax imposed by this ordinance, except as herein provided, shall, whether or not a village income tax is due thereon, make and file a return on or before April 30 of the year following August 1, 2006, and on or before April 30 of each year thereafter. When the return is made for a fiscal year or other period different from the calendar year, the return shall be filed within four months from the end of such fiscal year or period.

(b) Unless the filing exemption in division (e) of this section applies, for taxable years beginning after 2005, each taxpayer shall, whether or not a village income tax is due thereon, make and file an annual village income tax return or report on the fifteenth (15th) day of the fourth (4th) month following the end of the taxpayer's taxable year.

(c) No taxpayer shall be required to file an annual village income tax return or report prior to the filing date for the corresponding tax reporting period as prescribed for such taxpayer under the Internal Revenue Code.

(d) Tax returns required to be filed under this section shall be deemed filed when postmarked by the United States Postal Service or the date of receipt recorded by authorized delivery service as defined in Sections 5703.056 of the Revised Code. Tax returns otherwise delivered to the Tax Administrator during normal business hours shall be deemed filed on the date received.

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(e) The Tax Administrator is authorized to provide by regulation that the return of an employer, showing the amount of tax deducted by the employer from the qualifying wages of an employee, and paid by him or them to the Tax Administrator shall be accepted as the return required of any employee whose sole income, subject to tax under this ordinance, is such qualifying wages. This filing exemption is limited to nonresident taxpayers whose sole income is qualifying wages for which the tax imposed by this ordinance has been withheld and remitted to the Village by the employer.

2. Form and Content of Return

The village income tax return shall be filed with the Tax Administrator on a form prescribed by and obtainable upon request from the Tax Administrator or on a generic form in accordance with Section 718.05 of the Revised Code, setting forth:

- (a) The aggregate amounts of all qualifying wages net profits and all other taxable income earned and/or received by the taxpayer during the taxable year and subject to the village income tax;
- (b) The amount of the tax imposed by this ordinance on such qualifying wages, net profits; and all other taxable income;
- (c) Such other pertinent statements, schedules, information, returns, copies of federal or state tax returns or any other information as the Tax Administrator may require; and
- (d) In accordance with Section 718.051 of the Revised Code and the Rules and Regulations, taxpayers subject to the village income tax on the net profits from a business or profession may file the village income tax return by using the Ohio Business Gateway.

3. Extension of Time for Filing Returns

- (a) Except as otherwise provided in division (g) of this section, any taxpayer who has requested an extension for filing a federal income tax return may request an extension for filing the village income tax return for the same taxable year by filing a copy of the request for federal extension with the Tax Administrator in accordance with Section 718.05 of the Revised Code and the Rules and Regulations. Any taxpayer not required to file a federal income tax return may request an extension for filing the village income tax return in accordance with Section 718.05 of the Revised Code and the Rules and Regulations.
- (b) Requests for extensions are not automatic and may be denied in accordance with Section 718.05 of the Revised Code.
- (c) If granted, request for extensions filed before January 1, 2006, shall extend the due date of the village income tax return for a period not less than the period of the federal extension requested.

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(d) For taxable years beginning after 2005, if the request for extension to file the village income tax return is granted, the extended due date shall be the last day of the month following the month to which the due date of the federal income tax return has been extended.

(e) The granting of an extension to file the village income tax return does not extend the last date to pay any village income tax due without penalty or interest in accordance with Sections H1 and H2 of this ordinance.

(f) No late filing penalty shall be imposed if the village income tax return is filed on or before the due date as extended.

(g) In accordance with Section 718.051 of the Revised Code and the Rules and Regulations, taxpayers subject to the village income tax on the net profits from a business or profession that have received an extension to file the federal income tax return by using the Ohio Business Gateway will receive an extension to file the village income tax return for the same taxable year provided that, the requirements of Section 718.051 of the Revised Code are met. In accordance with that Section, the extended due date will be the last day of the same month to which the due date for filing the federal return has been extended.

(h) Extensions to file the village income tax return granted through the Ohio Business Gateway do not extend the time to pay any village income tax due without penalty or interest in accordance with Sections H1 and H2 of this ordinance.

4. Consolidated Returns

(a) Filing of consolidated returns may be permitted or required in accordance with the Rules and Regulations prescribed by the Tax Administrator. A consolidated return may be filed by any affiliated group of corporations subject to the tax imposed by this ordinance if that affiliated group filed for the same taxable year a consolidated return for federal income tax purposes pursuant to Section 1501 of the Internal Revenue Code. If an affiliated group of corporations subject to the tax imposed by this ordinance is required to file a consolidated return or files a consolidated return in accordance with this Section, the affiliated group of corporations must continue to file consolidated returns including that group of corporations and any other group of corporations included in the federal consolidated filing group for all subsequent taxable years that the group files a consolidated tax return for federal tax purposes unless, on or before the due date for filing the village income tax return for the taxable year, the affiliated group obtains written permission from the Tax Administrator to file separate returns for that year.

(b) In the case of a corporation that carried on transactions with its stockholders or with other corporations related by stock ownership, interlocking directorates or some other method, or in case any person operates a division, branch, factory, office, laboratory or activity within the Village constituting a portion only of its total business, the Tax Administrator shall require such additional information as he may deem necessary to ascertain whether net profits are properly allocated to the Village. If the Tax Administrator finds that net profits are not properly allocated to the Village by reason of transactions with stockholders or with other corporations related by stock ownership,

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interlocking directorates or transactions with such division, branch, factory, office, laboratory or activity or by some other method, the Tax Administrator shall make such allocation to produce a fair and proper allocation of net profits to the Village.

5. Amended Returns

(a) Where necessary an amended return shall be filed in order to report additional income and pay any additional village income tax due, or claim a refund of village income tax overpaid, subject to the requirements, limitations, or both, contained in Sections I; J. Such amended return shall be on a form prescribed by and obtainable upon request from the Tax Administrator. A taxpayer may not change the method of accounting, filing status or method of apportionment of the net profits after the due date for filing the original village income tax return.

(b) Within three months from the final determination of any federal tax liability affecting the taxpayer's village tax liability, such taxpayer shall make and file an amended village return showing income subject to the village income tax based upon such final determination of federal tax liability, and pay any additional village income tax shown due thereon or make claim for refund of any overpayment.

SECTION G. PAYMENT OF TAX

1. Payment of Tax on Filing of Return

(a) The taxpayer making a village income tax return shall, at the time of the filing thereof, pay to the Tax Administrator the amount of taxes shown as due thereon. However, where any portion of the tax so due has been deducted at the source pursuant to the provisions of Section G2, or where any portion of the tax has been paid by the taxpayer pursuant to the provisions of Section G3, or where an income tax has been paid to another municipality, credit for the amount so paid in accordance with Section J1, shall be deducted from the amount shown to be due and only the balance, if any, shall be due and payable at the time of filing the return.

(b) Subject to the limitations set forth in Section I2, any taxpayer who has overpaid the amount of tax to which the Village is entitled under the provisions of this ordinance may have such overpayment applied against any subsequent liability hereunder or, at his election indicated on the return, such overpayment, or part thereof, shall be refunded, provided that no additional taxes or refunds of less than One dollar (\$1.00) shall be assessed, collected or refunded.

2. Collection at Source

(a) In accordance with this Ordinance, and the Rules and Regulations, each employer, agent of any employer or other payer within or doing business within the Village who employs one or more persons shall deduct when any qualifying wages are earned and/or received by the taxpayer, the amount of village income tax imposed by Section C1 on the gross qualifying wages earned and/or received by the taxpayer and except as otherwise provided in divisions (f) and (g) of this section shall, on or before the twentieth day of the month following the close of each calendar quarter make

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a return and pay to the Tax Administrator the amount of village income taxes so deducted from such qualifying wages, subject to the provisions of divisions (c) to (e) of this section. Returns shall be on a form or forms prescribed by or acceptable to the Tax Administrator, and shall be subject to the Rules and Regulations prescribed therefore by the Tax Administrator. Such employer shall be liable for the payment of the village income tax required to be deducted and withheld, whether or not such taxes have in fact been withheld.

(b) Each employer, agent of any employer or other payer in collecting the village income tax shall be deemed to hold the same, until payment is made by such employer, agent of any employer or other payer to the Village, as a trustee for the benefit of the Village and any such tax collected by such employer, agent of any employer or other payer from his employees shall, until the same is paid to the Village, be deemed a trust fund in the hands of such employer, agent of any employer or other payer. Each employer, agent of any employer and other payer shall be liable for the payment of village income tax required to be deducted and withheld, whether or not such taxes have in fact been withheld.

(c) Each employer, agent of any employer or other payer who deducts and withholds village income tax of One hundred dollars (\$100.00) or more per month shall pay to the Tax Administrator before the twentieth of the following month the amount of taxes so deducted on a monthly basis beginning with the first month the employer, agent of any employer or other payer exceeds One hundred dollars (\$100.00) in village income taxes withheld.

(d) Payments shall be reported on a form or forms prescribed by and obtainable upon request from the Tax Administrator.

(e) No employer, agent of an employer or other payer shall be required to withhold the village income tax on qualifying wages or other taxable income paid to domestic servants employed by such employer or other payer exclusively in or about such employer or other payer's residence, even though such residence is in the Village, but such employee shall be subject to all of the requirements of this ordinance.

(f) (1) Any person who shall employ or contract for the services of any entertainer, entertainment act, sports event, promotional booth, special event, band, orchestra, rock group, theatrical performance, or

(2) Any person who, acting as a promoter, booking agent or employer, engages the services of, or arranges the appearance of any entertainer, entertainment act, sports event, band, orchestra, rock group, theatrical performance in the Village, and who makes any payment arising from said appearance in the Village shall be deemed to be an employer and shall, for purposes of the collection of the village income tax, be required to withhold, report and remit as required by this section to the Tax Administrator the village income tax at the rate provided in Section C1 hereof, on the gross amount so paid to the entertainer, athlete, etc., on completion of the engagement for the services performed in the Village. The reports required by this

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section shall be made and filed on forms prescribed by and obtainable from the Tax Administrator.

(g) Any person, as defined in Section B25, who rents facilities to any entertainer, entertainment act, sport event, promotional booth, special event, band, orchestra, rock group, theatrical performance for use in performing services in the Village, and who makes any payment arising from said use of facilities shall be deemed to be an employer and shall, for purposes of the collection of the village income tax, be required to withhold, report and remit as required by this section to the Tax Administrator the village income tax at the rate provided in Section C1 hereof based on the gross amount so paid to the entertainer, athlete, etc., on completion of the engagement for the services performed in the Village. The reports required by this section shall be made and filed on forms prescribed by and obtainable from the Tax Administrator.

(h) For taxable years beginning after 2005, no employer or agent of an employer or other payer shall be required to withhold tax with respect to any amount other than qualifying wages. Nothing in this Section prohibits an employer from withholding tax on a basis greater than qualifying wages.

(i) Every employer, agent of an employer or other payer required to withhold and remit the village income tax in accordance with this ordinance, shall be directly liable to the Village for the payment of such tax, whether or not actually withheld or collected.

(j) For taxable years beginning after 2005, no employer is required to make any withholding with respect to an individual's disqualifying disposition of an incentive stock option if, at the time of the disqualifying disposition, the individual is not an employee of the corporation with respect to whose stock the option has been issued.

(k) (1) An employee is not relieved from liability for paying the village income tax by the failure of the employer to withhold the tax as required by this Section G2 or the employer's exemption from the requirement to withhold the tax.

(2) The failure of an employer to remit to the Village the tax withheld relieves the employee from liability for that tax unless the employee colluded with the employer in connection with the failure to remit the tax withheld.

(l) In accordance with Section 718.051 of the Revised Code, the Rules and Regulations of the State Tax Commissioner, this Ordinance and the Rules and Regulations, any employer subject to this Section G2 may report the amount of village income tax withheld from qualifying wages and remit such amounts by using the Ohio Business Gateway.

3. Declarations of Income Not Collected at Source

Every person who anticipates earning and/or receiving any taxable income which is not subject to Section G2, or who engages in any business, profession, enterprise or activity subject to the tax

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imposed by Section C1 shall file a declaration setting forth such estimated income or the estimated profit or loss from such business activity together with the estimated tax due thereon, if any. However, if a person's income is wholly from qualifying wages from which the village income tax will be withheld and remitted to the Village in accordance with Section G2, such person need not file a declaration.

4. Filing of Declaration

(a) For taxable years beginning after 2005, the declaration required by Section G3 shall be filed on or before April 15 of each year during the effective period set forth in Section C2 or on or before the fifteenth (15th) day of the fourth (4th) month following the date the taxpayer becomes subject to tax for the first time.

(b) For taxable years beginning after 2005, for those taxpayers reporting on a fiscal year or period other than a calendar year, the declaration required by Section G3 shall be filed on or before the fifteenth (15th) day of the fourth (4th) month after the beginning of each fiscal year or period.

(c) In accordance with Section 718.051 of the Revised Code, the Rules and Regulations of the State Tax Commissioner, this Ordinance, and the Rules and Regulations, any taxpayer subject to the village income tax on the net profits from a business or profession may file declarations of estimated net profits and pay estimated village tax due thereon by using the Ohio Business Gateway.

5. Form of Declaration

(a) The declaration required by Section G3 shall be filed upon forms prescribed by and obtainable from the Tax Administrator, or acceptable generic form, and credit shall be taken for Village income tax to be withheld from any portion of such income. In accordance with the provisions of Section J1, credit may be taken for village income tax to be paid to or withheld and remitted to another taxing municipality.

(b) The original declaration, or any subsequent amendment thereof, may be increased or decreased on or before any subsequent quarterly payment date as provided for herein.

6. Payment to Accompany Declaration

(a) For taxpayers who are individuals, the declaration of estimated village income tax required by Section G3, shall be accompanied by a payment of at least twenty-two and one-half percent (22.5%) of such taxpayer's estimated village income tax for the taxable year, and at least twenty-two and one-half percent (22.5%) of such estimated village income tax shall be paid on or before each of the last day of the seventh, tenth and thirteenth months after the beginning of the taxable year.

(b) For taxpayers that are not individuals, the declaration of estimated village income tax required by Section G3, shall be accompanied by a payment of at least twenty-two and one-half percent (22.5%) of such taxpayer's estimated village income tax for the taxable year, and at least twenty-two and one-half percent (22.5%) of such estimated village tax shall be paid on or before

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each of the fifteenth (15th) day of the sixth, ninth and twelfth months after the beginning of the taxable year.

(c) No declaration shall be deemed filed unless accompanied by the required payment of estimated village income tax.

(d) Declarations required to be filed by Section G3, shall be deemed filed when the declaration with required payment are postmarked by the United States Postal Service or the date of receipt recorded by authorized delivery service as defined in Section 5703.056 of the Revised Code. Declarations otherwise delivered with the required payment to the Tax Administrator during normal business hours shall be deemed filed on the date received.

(e) A declaration of estimated village income tax may be amended at any time, in accordance with the Rules and Regulations. In the event that an amended declaration has been filed, the unpaid balance shown due thereon shall be paid in equal installments on or before the remaining payment dates set forth in this Section.

7. Annual Return

For taxable years beginning after 2005, the annual village income tax return required to be filed after filing such declaration or amended declaration shall be filed on or before the fifteenth (15th) day of the fourth (4th) month following the end of the taxpayer's taxable year (calendar or fiscal year). Any balance of village income tax remaining due in accordance with Section G1 shall be remitted with the village income tax return.

SECTION H. INTEREST AND PENALTIES

1. Interest on Unpaid Tax

All village income taxes imposed and all monies withheld or required to be withheld by employers under the provisions of this ordinance and remaining unpaid after they become due shall bear interest at the rate of one and one half percent (1 1/2%) per month or fraction thereof.

2. Penalties on Unpaid Tax

In addition to interest as provided in Section H1, penalties are imposed on all village income tax remaining unpaid after it becomes due as follows:

(a) For failure to pay village income taxes due other than taxes withheld: one and one half percent (1 1/2%) of such outstanding tax per month for each month that the tax remains outstanding or fraction thereof;

(b) For failure to file an annual village income tax return by the due date or extended due date: a minimum of fifty dollars (\$50.00);

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(c) For failure to remit village income taxes withheld or required to be withheld from employees: Three percent (3%) of the outstanding unremitted tax per month or fraction thereof for each month that the unremitted tax remains outstanding; and

(d) In accordance with the Rules and Regulations, the Tax Administrator may impose such other interest and penalty assessment as the Tax Administrator deems necessary for the administration and enforcement of the provisions of this ordinance.

3. Exceptions to Penalties

A penalty shall not be assessed on an additional tax assessment made by the Tax Administrator when a village income tax return has been filed in good faith and the tax paid thereon within the time prescribed by Section F1 provided that the additional tax assessment shall be paid within the time prescribed by the Tax Administrator for payment of such additional tax; and provided further, that in the absence of fraud, neither penalty nor interest shall be assessed on any additional village income tax assessment resulting from a federal audit, providing an amended village income tax return is filed and the additional village income tax is paid within three months after a final determination of the federal income tax liability.

4. Abatement of Interest and Penalty

Upon recommendation of the Tax Administrator, the Board of Review may abate penalty or interest, or both, or upon a written appeal by the taxpayer upon the refusal of the Tax Administrator to recommend abatement of penalty, interest, or both, the Board may nevertheless abate penalty or interest, or both, for reasonable cause shown.

The Rules and Regulations may authorize the Tax Administrator to abate penalty, interest, or both, for reasonable cause shown in certain circumstances.

5. Violations

No person shall:

- (a) Fail, neglect, or refuse to make any return or declaration required by this ordinance; or
- (b) Knowingly make any incomplete, false, or fraudulent return; or
- (c) Willfully fail, neglect, or refuse to pay the tax, penalties or interest imposed by this ordinance; or
- (d) Fail, neglect, or refuse to withhold village income tax from his employees; or
- (e) Refuse to permit the Tax Administrator or any duly authorized agent or employee to examine his books, records, papers, and federal income tax returns relating to the income or net profits of a taxpayer; or

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- (f) Fail to appear before the Tax Administrator and to produce his books, records, papers or Federal income tax returns relating to the income or net profits of a taxpayer upon order or subpoena of the Tax Administrator; or
- (g) Refuse to disclose to the Tax Administrator any information with respect to such person's income or net profits or, in the case of a person responsible for maintaining information relating to his employers' income or net profits, such person's employer's income or net profits; or
- (h) Fail to comply with the provisions of this ordinance or any order or subpoena of the Tax Administrator authorized hereby; or
- (i) To avoid imposition or collection of village income tax, willfully give to an employer or prospective employer false information as to his true name, correct social security number and residence address, or willfully fail to promptly notify an employer or a prospective employer of any change in residence address and date thereof; or
- (j) Fail, as an employer, agent of an employer, or other payer, to maintain proper records of employees residence addresses, total wages paid and village tax withheld, or to knowingly give the Tax Administrator false information; or
- (k) Fail to remit or cause to be remitted the village income tax withheld from all qualifying wages of employees to the Village as required by Section G2; or
- (l) Willfully fail, neglect, or refuse to make any payment of estimated village income tax for any taxable year or part of any taxable year in accordance with Section G6; or
- (m) Attempt to do anything whatsoever to avoid the payment of the whole or any part of the tax, penalties or interest imposed by this ordinance.
- (n) For purposes of this Section H5, any violation that does not specify a culpable mental state or intent, shall be one of strict liability and no culpable mental state or intent shall be required for a person to be guilty of that violation.
- (o) For purposes of this Section H5, the term "person" shall, in addition to the meaning prescribed in Section B25, include in the case of a corporation, association, pass-through entity or unincorporated business entity not having any resident owner or officer within the village, any employee or agent of such corporation, association, pass-through entity or unincorporated business entity who has control or supervision over or is charged with the responsibility of filing the village income tax returns and making the payments of the village income tax as required by Sections F1, G2, and Section G6.

6. Limitation of Prosecution

Prosecutions for an offense made punishable under this ordinance shall be commenced within three (3) years after the commission of the offense, except that in the case of fraud, failure to file a return,

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or the omission of twenty-five (25%) or more of the taxable income required to be reported, prosecutions shall be commenced within six (6) years after the commission of the offense.

7. Failure to Procure Tax Forms

The failure of any employer, other payer, taxpayer or person to receive or procure a village income tax return, declaration or other required form shall not excuse such employer, other payer, taxpayer or person from making any information return, or village income tax return or declaration, from filing such return, or from paying the village income tax due.

SECTION I. UNPAID TAXES AND REFUNDS

1. Unpaid Taxes Recoverable as Other Debts

All taxes imposed by this ordinance shall be collectible, together with any interest and penalties thereon, as other debts of like amount are recoverable, including, but not limited to, collection by suit. Any suit shall be brought within three (3) years after the village income tax was due or the return was filed, whichever is later. Except in the case of fraud, of omission of twenty-five (25%) or more of taxable income required to be reported, or of failure to file a return, no additional assessment shall be made after three (3) years from the time the village income tax was due or the village income tax return was filed, whichever is later.

2. Refund of Taxes Erroneously Paid

(a) Taxes erroneously paid shall not be refunded unless a claim for refund is made within three (3) years from the date on which such payment was made or the return was due, or within three (3) months after the final determination of the federal tax liability, whichever is later.

(b) No interest shall be paid by the Village on any refunded overpayment of village income tax if the overpayment is refunded within ninety (90) days after the due date for filing the village income tax return or ninety (90) days after the complete return is filed, whichever is later. For purposes of computing the payment of interest on overpayments, no amount of village income tax for any taxable year shall be treated as having been paid before the date on which the village income tax return for that taxable year was due, without regard to any extension of time for filing that return. Interest on any overpayment of village income tax shall be paid at the rate of interest prescribed by Sections 718.12 and 5703.47 of the Revised Code.

3. Limitation on Collection and Refunds

Amounts of less than One dollar (\$1.00) shall not be collected or refunded.

SECTION J. TAXPAYER RELIEF AND RECIPROCITY

1. Village Resident Subject to Income Tax in Other Municipality

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It is the intent of this section that a taxpayer who is a resident of the Village, but who is subject to tax in another municipality on the same income, and who has complied with the provisions hereof, shall be entitled to a credit for said tax paid the other municipality but limited to a tax rate of one-half percent ($\frac{1}{2}\%$). Accordingly, notwithstanding any other provisions of this ordinance:

(a) When a resident of the Village is subject to and has paid, or has acknowledged liability for, a municipal income tax in another municipality on the same income taxable under this Ordinance, and such other municipality does not allow a credit to its non-residents, for taxes paid or due the Village of Antwerp, such Village resident may claim as a credit, the amount of such tax paid to such other municipality. The credit is limited to one-half percent ($\frac{1}{2}\%$) of the income subject to tax in such other municipality. The credit allowed by this section shall not be allowed unless the same is claimed in a timely return on forms acceptable to and filed with the Tax Administrator. In the event a taxpayer fails, neglects or refuses to file such timely return or form, including authorized extensions, said taxpayer shall not be entitled to such credit and shall be liable for the full amount of tax assessed by this Ordinance, together with such interest and penalties, both civil and criminal, as are prescribed by this Ordinance.

(b) In the event a resident is entitled to credit for taxes paid another municipality, such resident is required to file a return on a form in such manner as the Tax Administrator may prescribe.

(c) Assignment of any claim for refund to which a resident may be entitled from another municipality shall be tentatively accepted as payment of that portion of village income tax represented by such assignment. However, if satisfactory evidence is offered that the taxpayer is entitled to the claim covered by the assignment, such taxpayer shall not be deprived of credit therefor because of fault or neglect on the part of either municipality.

(d) In the event such resident fails, neglects or refuses to file such return or form as is prescribed by the Tax Administrator, such resident shall not be entitled to such credit and shall be considered in violation of this ordinance for failure to file a return and make payment of taxes due hereunder.

(e) A resident owner of a pass-through entity that does not conduct business in the Village and that has paid an income tax to another municipality may claim a credit equal to the lesser of (i) the resident owner's proportionate share of the amount, if any, of income tax paid by the pass-through entity to another municipality in the State; or (ii) the resident owner's proportionate share of the amount of village income tax that would be imposed on the pass-through entity if the pass-through entity conducted business in the Village.

(f) In no case shall the amount of the credit allowed under division (e) of this Section exceed the tax assessed by this ordinance on the resident owner's taxable income subject to tax by another municipality.

(g) The credits provided in Section 718.021 and 718.121 shall be available to residents, if applicable.

(h) Except as otherwise provided in Sections 718.021; 718.121 and 718.14 of the Revised Code, this ordinance and the Rules and Regulations, where a nonresident is subject to the tax imposed by

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this ordinance and is subject to tax on the same taxable income in the municipality where such nonresident resides, no credit against the village income tax levied by this ordinance shall be allowed.

2. Claim for Credit

Any claim for credit for taxes paid by a resident to another municipality on the same income taxable under this ordinance or claim for or assignment of any refund due to the credit provided for in Section J1, must be filed with the Tax Administrator on a form acceptable to the Tax Administrator within three (3) years from the due date of the village income tax return. If the resident, fails, neglects, or refuses to file such claim for refund or credit within the time prescribed by this section, such failure, neglect, or refusal shall render such credit, claim for refund, or assignment null and void and the resident shall be liable for the full amount of tax assessed by this ordinance, together with interest and penalties.

SECTION K. FUND DEPOSIT AND DISBURSEMENT

1. Deposit of Funds

All monies collected by the Tax Administrator under the provisions of this ordinance shall be kept in the General Fund of the Village of Antwerp, Ohio..

2. Disbursement of Funds Collected

The funds collected under the provisions of this ordinance shall be disbursed in the following manner: Twenty five (25%) percent of the total income tax collected shall be transferred out of the General Fund to emergency services, which include police, fire and emergency medical services. Seventy five (75%) percent of the total income tax collected shall be transferred out of the General Fund for maintenance of equipment, new equipment, extension, enlargement and improvement of municipal services and facilities, and capital improvements of the municipality and the debt reduction (loans, notes, and/or bonds) for the Village of Antwerp.

SECTION L. DUTIES AND AUTHORITY OF ADMINISTRATOR

1. Receipt and Records of Tax

The Tax Administrator shall collect and receive the tax imposed by this ordinance in the manner prescribed herein from the taxpayers, keep an accurate record thereof, and report all monies so received.

2. Enforcement of Collection

The Tax Administrator shall enforce payment of all income taxes owing to the Village, keep accurate records for a minimum of five years (5) years, showing the amount due from each taxpayer required

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to file a declaration of estimated municipal income tax and make any return, or both, including returns of taxes withheld and show the dates and amounts of payments thereof.

3. Authority to Make and Enforce Regulations

(a) The Tax Administrator is hereby charged with the enforcement of the provisions of this ordinance and is hereby empowered, subject to the approval of the Board of Review, to adopt and promulgate and to enforce and interpret rules and regulations relating to any matter or thing pertaining to the collection of taxes and the administration and enforcement of the provisions of this ordinance, including provisions for the re-examination and correction of returns.

(b) Upon the request of a taxpayer or employer subject to this ordinance, the Tax Administrator is empowered to issue Administrative Rulings interpreting this ordinance and the Rules and Regulations. Those Administrative Rulings shall be binding and effective upon issuance as to the taxpayer or employer requesting the Ruling. Administrative Rulings may be appealed to the Board of Review.

4. Authority to Arrange Installment Payments

(a) The Tax Administrator is authorized to arrange for the payment of unpaid taxes, interest and penalties on a schedule of installment payments, not to exceed twelve (12) months, when the taxpayer has proved to the Tax Administrator that, due to certain hardship conditions, he is unable to pay the full amount of the tax due. Such authorization shall not be granted until proper returns are filed by the taxpayer for all amounts owed by him under this ordinance.

(b) Failure to make any deferred payment when due, shall cause the total unpaid amount, including penalty and interest, to become payable on demand, and the provisions of Sections II and C1 shall apply.

5. Authority to Determine Amount of Tax Due

In any case where a taxpayer has failed to file a return or has filed a village income tax return which does not show the proper amount of tax due, the Tax Administrator may determine the amount of village income tax appearing to be due the Village from the taxpayer and may send to such taxpayer a written statement showing the amount of tax so determined, together with interest and penalties thereon, if any.

6. Investigations

The Tax Administrator, or any authorized agent, representative or employee, is authorized to examine the books, papers, records and federal income tax returns of any employer or of any taxpayer or any person subject to, or whom the Tax Administrator believes is subject to the provisions of this ordinance, for the purpose of verifying the accuracy of any return made, or, if no return was made, to ascertain the tax or withholding due under this ordinance. Every such employer,

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supposed employer, taxpayer or supposed taxpayer is directed and required to furnish within fifteen (15) days upon written request by the Administrator, or his duly authorized agent, representative, or employee, the means, facilities and opportunities for making such examinations and investigations as are hereby authorized.

7. Authority to Compel Production of Records

The Tax Administrator is hereby authorized to order any person presumed to have knowledge of the facts to appear before him and may examine such person, under oath, concerning any income which was or should have been reported or withheld for village income tax purposes or any transaction tending to affect such income, and for this purpose may compel the production of books, papers, records and federal income tax returns and the attendance of all persons before him, whether as parties or witnesses, whenever he believes such persons have knowledge of such income or information pertinent to such inquiry.

8. Refusal to Produce Records

The refusal to produce books, papers, records and federal income tax returns, or the refusal to submit to such examination by any employer or persons subject or presumed to be subject to the village income tax or by any officer, agent or employee of a person subject to the village income tax or required to withhold such tax or the failure of any person to comply with the provisions of this ordinance, including this section, or with an order or subpoena of the Tax Administrator is a violation of this ordinance punishable in accordance with Section O.

9. Confidential Nature of Information; Disclosure of Returns and Return Information

(a) Any information gained as a result of returns, investigations, hearings or verifications required or authorized by this ordinance or Chapter 718 of the Revised Code shall be confidential and no person shall disclose such information except in accordance with a proper judicial order or in connection with the performance of that person's official duties or the official business of the Village as authorized by this ordinance.

(b) The Tax Administrator may furnish copies of returns filed under this ordinance to the Internal Revenue Service and to the State Tax Commissioner.

10. Taxpayer Required to Retain Records

Every taxpayer shall retain all records necessary to compute his village income tax liability for a period of five (5) years from the date his village income tax return is filed or the village income taxes required to be withheld are paid.

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11. Authority to Contract for Central Collection of Tax

The Mayor of the Village is authorized to enter into an agreement on behalf of the Village with the City of Cleveland Central Collection Agency for the purpose of administering the income tax laws of the Village as its agent and to provide central collection services for the collection of taxes imposed by the Village's Income Tax Ordinance.

12. Withholding Taxes from Federal Employees

The Tax Administrator is authorized to enter into an agreement on behalf of the Village with the United States Secretary of the Treasury for the purpose of withholding village income or employment taxes from the compensation of federal employees whose regular place of federal employment is within the territorial jurisdiction of the Village.

SECTION M. BOARD OF REVIEW**1. Board of Review Established**

A Board of Review, consisting of three (3) persons, that must be appointed by the Village Council and approved by the Mayor within one hundred eight (180) after passage of this ordinance, is hereby created and shall be maintained to hear appeals by taxpayers of decisions and Administrative Rulings issued by the Tax Administrator regarding a municipal income tax obligation that is subject to appeal as provided in Section 718.11 of the Revised Code, this ordinance or the Rules and Regulations. The Board shall select, each year for a one (1) year term, one of its members to serve as Chairman and one to serve as Secretary. A majority of the members of the Board shall constitute a quorum. The Board shall adopt its own procedural rules and shall keep a record of its transactions. Any hearing by the Board may be conducted privately and the provisions of Section L9 with reference to the confidential character of information required to be disclosed by this ordinance shall apply to such matters as may be heard before the Board on appeal.

2. Board to Approve Regulations and Hear Appeals

All Rules and Regulations and amendments or changes thereto, which are adopted by the Tax Administrator under the authority conferred by this ordinance, must be approved by the Board of Review before the same become effective. The Board shall hear and pass on appeals from any Administrative Ruling or decision issued by the Tax Administrator.

3. Right of Appeal

In accordance with Section 718.11 of the Revised Code and Rules and Regulations, any person dissatisfied with any Administrative Ruling or decision of the Tax Administrator that is made under the authority conferred by this ordinance may appeal there from to the Board of Review within thirty (30) days from the announcement of such Administrative Ruling or decision by the Tax

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Administrator. The Board shall, on hearing, have jurisdiction to affirm, reverse or modify any such ruling or decision, or any part thereof. Such appeal shall be deemed filed when postmarked by the United States Postal Service or the date of receipt recorded by authorized delivery service as defined in Sections 5703.056 of the Revised Code. Appeals otherwise delivered to the Tax Administrator during normal business hours shall be deemed filed on the date received.

In accordance with the procedures set forth in Section 5717.011 of the Revised Code, for matters relating to taxable years beginning on or after January 1, 2006, the taxpayer or Tax Administrator may appeal decisions of the Board of Review to the State Board of Tax Appeals or a court of common pleas as otherwise provided by law.

SECTION N. INTENT AND TAX CONTINUATION

1. Declaration of Legislative Intent

If any sentence, clause, section or part of this ordinance, or any tax imposed against, or exemption from tax granted to, any taxpayer or forms of income specified herein is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall affect only such clause, sentence, section or part of this ordinance so found and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this ordinance. It is hereby declared to be the intention of Council that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included in this ordinance.

2. Collection of Tax after Termination of Ordinance

(a) This Ordinance shall continue effective insofar as the levy of taxes is concerned until repealed, and insofar as the collection of taxes levied hereunder and actions and proceedings for collection any tax so levied or enforcing any provisions of this ordinance are concerned, it shall continue effective until all of the taxes levied in the aforesaid period are fully paid and any and all suits and prosecutions for the collection of taxes or for the punishment of violations of this ordinance have been fully terminated, subject to the limitations contained in Sections I and H5; H6; H7.

(b) Annual returns due for all or any part of the last effective year of this ordinance shall be due on the date provided in Sections F1 and G2, as though the same were continuing.

SECTION O. PENALTY

1. Penalty

(a) Whoever violates any of the provisions of Sections H5 or L8 shall be guilty of a misdemeanor of the first degree for each violation. Each violation constitutes a separate offense.

(b) Whoever violates Section L9 shall be guilty of a misdemeanor of the first degree for each such disclosure. Each disclosure shall constitute a separate offense. In addition to the above penalty,

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(b) Whoever violates Section L9 shall be guilty of a misdemeanor of the first degree for each such disclosure. Each disclosure shall constitute a separate offense. In addition to the above penalty, any employee of the Village who violates Section L9 shall be guilty of an offense punishable by immediate dismissal.

SECTION P. EMERGENCY MEASURE

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village in that it is necessary for the provisions of funds for emergency services, maintenance of equipment, new equipment, extension, enlargement and improvement of municipal services and facilities, and capital improvements of the municipality and the debt reduction for the Village to impose a municipal income tax, and this Ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 10th day of July, 2006.

Margaret Homack
Mayor, Village of Antwerp

Attest:

[Signature]
Village Fiscal Officer

"Out of sequence"

Ordinance No. _____ Passed _____, _____ YEAR

ORDINANCE NO. 2006-19

AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO RESIDE OUTSIDE THE VILLAGE OF ANTWERP

WHEREAS, the Mayor for the Village of Antwerp appointed Sara Keeran to be the Village Administrator, which appointment was approved by a majority vote of the Village Council at its meeting of April 10, 2006; and

WHEREAS, Ohio Revised Code § 735.271 provides that the Village Administrator shall become a resident of the municipality within six months of her appointment by the Mayor and confirmation by the Council, unless her residence outside the municipality is approved by ordinance; and

WHEREAS, Sara Keeran lives in Paulding, Ohio, which allows a travel time of approximately twelve (12) minutes for Sara Keeran to arrive from her residence to the Village of Antwerp.

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

Section 1. That Sara Keeran's residence outside the Village of Antwerp is approved so long as she continues to reside at her current residence at 720 North Williams Street, Paulding, Ohio, or so long as she lives within twelve (12) miles of the Village corporation limits.

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 3. This Ordinance shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 10th day of July, 2006.

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

Attest:

Ashley Nelson
Village Fiscal Officer

1st reading: 5/8/06

2nd reading: 6/5/06

3rd reading: 7/10/06

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"Out of sequence"

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ORDINANCE NO. 2006-18

AN ORDINANCE VACATING A PORTION OF RAILROAD STREET LOCATED BETWEEN MONROE AND CLEVELAND STREETS

WHEREAS, this Ordinance is enacted pursuant to Ohio Revised Code Section 723.05, and

WHEREAS, it is the opinion of the legislative authority that there is good cause to vacate the street hereinafter described and that such vacation shall not be detrimental to the general interest.

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

Section 1. That a portion of Railroad Street located in between Monroe and Cleveland Streets, 261.75 feet on the north side of Railroad Street and 262.08 feet on the south side of Railroad Street, the 60 foot wide street lying north and south of lands owned by the Antwerp Equity Exchange Company, is hereby vacated on the condition, however, that the Village retains easements for the maintenance, operation, renewal, reconstruction and removal of all public utilities owned by the Village and other suppliers of public utilities, and for the purpose of access to the utility facilities. Furthermore, the Village reserves the right to pre-approve any construction or grade change in the street identified herein due to the location of utility service lines in and/or under this street. A plat of the street to be vacated is attached hereto and made a part hereof.

Section 2. The Village Fiscal Officer is hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Auditor and the Paulding County Engineer. The Village Fiscal Officer is also hereby instructed to provide a certified copy of this Ordinance and a copy of the Plat to the Paulding County Recorder and to pay any recording fee associated with the recording of said Ordinance and Plat.

Section 3. It is found and determined that all formal actions of Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall take effect and be in force after the earliest period allowed by law.

ENACTED THIS 14th day of August, 2006.

Margaret Womack
MAYOR, VILLAGE OF ANTWERP

Attest:

Arnie Helton
Village Fiscal Officer

1st reading: 6/5/06
2nd reading: 7/10/06
3rd reading: 8/14/06

Ordinance No.

Passed YEAR

ORDINANCE NO. 2006-22

AN ORDINANCE AMENDING SECTION J (TAXPAYER RELIEF AND RECIPROCITY) OF ORDINANCE NO. 2006-21 IMPOSING A MUNICIPAL INCOME TAX AND AUTHORIZING THE MAYOR TO ENTER INTO ANY AND ALL NECESSARY AGREEMENTS WITH CITY OF CLEVELAND CENTRAL COLLECTION AGENCY FOR THE PURPOSE OF ADMINISTERING THE INCOME TAX LAWS AND PROVIDING CENTRAL COLLECTION SERVICES FOR THE COLLECTIONS OF SAID MUNICIPAL INCOME TAX; AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Council of the Village of Antwerp, Ohio, adopted an Ordinance imposing a municipal income tax and authorizing the Mayor to enter into any and all necessary agreements with City of Cleveland Central Collection Agency for the purpose of administering the income tax laws and providing central collection services for the collections of said municipal income tax, said Ordinance designated as No. 2006-21 and passing by a majority vote of the Council of the Village of Antwerp, Ohio, as an emergency measure on July 10, 2006; and

WHEREAS, the Council, by way of Ordinance No. 2006-21, established a section, specifically, Section J, allowing for taxpayer relief and reciprocity for a village resident subject to income tax in other municipality in Ohio; and

WHEREAS, due to the proximity of the Village of Antwerp, Ohio, to the state line with the State of Indiana, the Council of the Village of Antwerp amends Section J of Ordinance No. 2006-21 in order to provide a credit for tax paid by village residents for a county income tax in the State of Indiana.

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

Section 1. Section J of Ordinance No. 2006-21 of the Village of Antwerp, Ohio, regarding Taxpayer Relief and Reciprocity is amended to read as follows:

“SECTION J. TAXPAYER RELIEF AND RECIPROCITY

1. Village Resident Subject to Income Tax in Other Municipality in Ohio and/or County Tax of a County located in the State of Indiana

It is the intent of this section that a taxpayer who is a resident of the Village, but who is subject to tax in another municipality in the State of Ohio (“other municipality”) and/or county tax of a county located in the State of Indiana (“Indiana county”) on the same income, and who has complied with the provisions hereof, shall be entitled to a credit for said tax paid the other municipality and/or Indiana county but limited to a tax rate of one-half percent (½%). Accordingly, notwithstanding any other provisions of this ordinance:

(a) When a resident of the Village is subject to and has paid, or has acknowledged liability for, a municipal income tax in an other municipality and/or county tax of an Indiana county on the same income taxable under this Ordinance, and such other municipality and/or Indiana county does not

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allow a credit to its non-residents for taxes paid or due the Village of Antwerp, such Village resident may claim as a credit, the amount of such tax paid to such other municipality and/or Indiana county. The credit is limited to one-half percent ($\frac{1}{2}\%$) of the income subject to tax in such other municipality and/or Indiana county. The credit allowed by this section shall not be allowed unless the same is claimed in a timely return on forms acceptable to and filed with the Tax Administrator. In the event a taxpayer fails, neglects or refuses to file such timely return or form, including authorized extensions, said taxpayer shall not be entitled to such credit and shall be liable for the full amount of tax assessed by this Ordinance, together with such interest and penalties, both civil and criminal, as are prescribed by this Ordinance.

(b) In the event a resident is entitled to credit for taxes paid an other municipality and/or an Indiana county, such resident is required to file a return on a form in such manner as the Tax Administrator may prescribe.

(c) Assignment of any claim for refund to which a resident may be entitled from an other municipality and/or Indiana county shall be tentatively accepted as payment of that portion of village income tax represented by such assignment. However, if satisfactory evidence is offered that the taxpayer is entitled to the claim covered by the assignment, such taxpayer shall not be deprived of credit therefor because of fault or neglect on the part of either the other municipality or the Indiana county.

(d) In the event such resident fails, neglects or refuses to file such return or form as is prescribed by the Tax Administrator, such resident shall not be entitled to such credit and shall be considered in violation of this ordinance for failure to file a return and make payment of taxes due hereunder.

(e) A resident owner of a pass-through entity that does not conduct business in the Village and that has paid an income tax to an other municipality and/or Indiana county may claim a credit equal to the lesser of (i) the resident owner's proportionate share of the amount, if any, of income tax paid by the pass-through entity to an other municipality and/or Indiana county; or (ii) the resident owner's proportionate share of the amount of village income tax that would be imposed on the pass-through entity if the pass-through entity conducted business in the Village.

(f) In no case shall the amount of the credit allowed under division (e) of this Section exceed the tax assessed by this ordinance on the resident owner's taxable income subject to tax by an other municipality and/or Indiana county.

(g) The credits provided in Section 718.021 and 718.121 shall be available to residents, if applicable.

(h) Except as otherwise provided in Sections 718.021; 718.121 and 718.14 of the Revised Code, this ordinance and the Rules and Regulations, where a nonresident is subject to the tax imposed by this ordinance and is subject to tax on the same taxable income in the other municipality and/or Indiana county where such nonresident resides, no credit against the village income tax levied by this ordinance shall be allowed.

2. Claim for Credit

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Any claim for credit for taxes paid by a resident to an other municipality and/or Indiana county on the same income taxable under this ordinance or claim for or assignment of any refund due to the credit provided for in Section J1, must be filed with the Tax Administrator on a form acceptable to the Tax Administrator within three (3) years from the due date of the village income tax return. If the resident, fails, neglects, or refuses to file such claim for refund or credit within the time prescribed by this section, such failure, neglect, or refusal shall render such credit, claim for refund, or assignment null and void and the resident shall be liable for the full amount of tax assessed by this ordinance, together with interest and penalties.”

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of the Council and any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including all lawful Ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village, necessary for the well-being of the residents and to benefit those residents that pay income taxes in an Indiana county by providing a tax credit and this Ordinance shall be in full force and effect as of the passage of Ordinance No. 2006-21 so as to provide the tax credit to village residents as of the imposition of the municipal income tax; otherwise, it shall take effect and be in force after the earliest period allowed by law.

DATED: 8/14/06

Margaret Womack
Margaret Womack, Mayor

ATTEST:

[Signature]
Fiscal Officer

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Passed, YEAR

ORDINANCE NO. 2006-23

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BOND FOR THE PURPOSE OF WATER REPAIRS AND CAPITAL IMPROVEMENTS AND DECLARING THE SAME AN EMERGENCY

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

Section 1. A Note in the principal amount of \$500,000.70 shall be issued in anticipation of issuance of bond for the purpose set forth herein to make necessary water repairs and capital improvements with a financing cost thereof incurred in connection with the issuance of said Note.

Section 2. Said Note shall bear an interest rate not exceeding 4.1 % for one year, payable at maturity, to wit: one year after date of said Note. In the event of default, the Note shall become immediately due and payable. Said maturity date shall occur one year from the date of said Note provided the maturity date is not a business day, the Note shall mature on the first business day immediately preceding such date.

Section 3. The Village covenants that it will take or cause to be taken such actions which may be required of it for the interest on the Note to remain excluded from gross income for federal income tax purposes, and will not take or permit to be taken any actions which would adversely affect that exclusion, and that it, or persons acting for it, will, among other acts of compliance, apply proceeds, all in a manner and to the extent necessary to assure such exclusion of that interest under the Internal Revenue Code. The Village Fiscal Officer and any other appropriate officers are hereby authorized and directed to take any and all actions, make calculations and rebate payments, and make or give reports and certifications as may be appropriate to assure such exclusion of that interest.

Section 4. The Note shall be the full general obligation of the Village and the full faith, credit and revenue of said Village are hereby pledged for the prompt payment of the same.

Section 5. It is hereby determined and recited that all acts, conditions and things required to be done precedent to and in the issuance of the Note, 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 as required by law; that the full faith, credit and revenue of said Village shall be and is hereby irrevocably pledged for the prompt payment of the principal and interest thereon at maturity; that no limitation of indebtedness or taxation, either statutory or constitutional, will have been exceeded in the issuance of said Note.

Section 6. The Village Fiscal Officer, or other officer, is authorized to prepare, execute and deliver to the purchaser of said Note a preliminary and final official statement or any other appropriate disclosure document in connection with the sale and delivery of the Note.

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Section 7. The Mayor and Fiscal Officer of said Village are hereby authorized to sign and execute the Note on behalf of said Village.

Section 8. It is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village and for the further reason that the Village is in immediate need of water repairs and capital improvements for the well being of the residents and this ordinance shall be in full force and effect immediately after its passage; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Section 10. This Ordinance shall be retroactive and take effect as of the expiration of the Note referenced in the prior ordinance for the issuance of a note in anticipation of the issuance of bond for the purpose of water repairs and capital improvements, also known as Ordinance No. 2005-

Date: 8-14-06

Margaret Womack
Margaret Womack, Mayor

Shawn Helton
Fiscal Officer

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