AN ORDINANCE EMPLOYING STEVEN R. FANSLER AS THE VILLAGE SOLICITOR FOR THE 2020 and 2021 CALENDAR YEAR.

WHEREAS, the Village of Belle Center, Ohio, believes that it has a need to employ a Solicitor for assistance in legal matters for the years of 2020 and 2021.

AND WHEREAS, the Village of Belle Center, Ohio, has determined that the Ohio Revised Code requires the appointment and/or hiring of a Village Solicitor or in the alternative that it employs someone to assist it with its legal matters,

AND WHEREAS, the Village of Belle Center, Ohio, has determined that it is necessary and appropriate based upon its needs to hire a Village Solicitor,

AND WHEREAS, at a regular council meeting held December 10, 2019, it was moved, seconded and unanimously passed that the requirement of three readings would be waived and that this action would pass on a single reading. Thereafter, it was moved, seconded and passed that Steven R. Fansler should be hired as the Village Solicitor for the calendar years 2020 and 2021.

NOW, THEREFORE, be it ordained by the Council of the Village of Belle Center, Ohio, that:

SECTION 1: Steven R. Fansler is hereby employed as Village Solicitor for the Village of Belle Center, Ohio, for the years of 2020 and 2021.

SECTION 2: Mr. Fansler's rate of pay shall be \$8,220.00 per year (\$685.00 per month) and he shall be considered a PERS employee of the Village and PERS withholding shall be done by the Fiscal Officer.

SECTION 3: Mr. Fansler shall attend at least one meeting per month and shall otherwise respond to questions or requests for legal advice or opinions from the Village of Belle Center, Ohio and shall prepare ordinances as necessary for the Village of Belle Center, Ohio.

SECTION 4: In the event extraordinary services are required, the Village shall consult with Attorney Steven R. Fansler and they shall reach an agreement as to the rate of pay or compensation for any such extraordinary services.

SECTION 5: This shall be effective as of January 1, 2020, as a result of the passage of this measure for the Council of the Village of Belle Center, Ohio.

PASSED: December 10, 2019

ATTEST:

Mayor Teresa Johnston

FANSLER LAW OFFICE

Steven R. Fansler

Tyler J. Hall, Associate Attorneys at Law 212 North Detroit Street P. O. Box 764 West Liberty, Ohio 43357

P: (937) 465-5056 F: (937) 465-9880 sfanslerlaw@ctcn.net

January 25, 2021

Mr. Bill McCormick Fiscal Officer Belle Center, Ohio

Dear Bill:

At the last meeting of Teresa's reign as Mayor, Rick Bednarki made a motion which was seconded and passed unanimously to hire me as Solicitor for a two year period of time at a salary of \$685.00 per month. He had told me ahead of time what he was going to do so I presented the ordinance that night. Thereafter, Wanda asked me to send the ordinance again because she had misplaced it and I did. Approximately 6 months after that, she advised me that I had never sent an ordinance.

Just so your records are clear, I am now sending the ordinance.

As a fairly minor point, Teresa, for some reason, showed the salary to be \$620.00 and then took the PERS out and it seems to add up to \$685.00. I just know that every other Village has the top number as the salary and that salary matches the salary ordinance. The deduction is then below the line. My W2 would be for $$685.00 \times 12$ rather than $$620.00 \times 12$. I know that would have me paying slightly more Belle Center tax and slightly more of some other things, but I still think that is the way that it should be done. Again, at least that is the way both other villages I represent do things.

Let me know your thoughts. I at least thought you should have this ordinance in the file in case she does not still have the one that I sent her earlier

Very truly yours

Steven R. Fansler

SRF/js

A RESOLUTION AUTHORIZING APPOINTMENT OF A TEMPORARY FISCAL OFFICER AND ATTENDANT DUTIES

WHEREAS, the Village of Belle Center, Ohio, has a fiscal officer rather than an elected Clerk, and

WHEREAS, the fiscal officer has been ill for some period of time and unable to attend to the duties which are necessary, essential, and an integral part of the operation and management of the Village affairs of Belle Center, Ohio, and

WHEREAS, William McCormick, has previously served as Village Clerk and/or fiscal officer and continues to serve in that capacity with other entities and, therefore, has extensive and comprehensive knowledge of work related to and associated with this position and,

WHEREAS, William McCormick has agreed to assist as necessary with the fiscal, financial and business operations of the Village as needed on an indefinite basis.

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

- 1. William McCormick is appointed as the temporary fiscal officer with all of the duties and responsibilities available to the previously appointed fiscal officer and further, with all of the duties set forth in the Ohio Revised Code detailing the duties of a fiscal officer of a Village.
- 2. Mr. McCormick shall be and hereby is added as a signator on all accounts at the Union Banking Company located in Belle Center, Ohio, which is the depository bank of the Village of Belle Center, Ohio.
- 3. Mr. McCormick is authorized to register with UAN and the Ohio Gateway and the Internal Revenue Service as a designated representative of the Village of Belle Center, Ohio, so that each of those entities shall deal with him as fully as if he were the permanently appointed fiscal officer of the Village of Belle Center, Ohio.
- 4. Mr. McCormick shall have authority to be a signer of checks for all bills, payments and purchase orders for the Village of Belle Center, Ohio.
- 5. Mr. McCormick may utilize Cathy Pool and/or Deb Thompson as he deems necessary in his sole discretion as employees or part-time employees for the purpose of utility billing or catching up on Village work or otherwise doing the work of the Village business, management and administration.
- 6. Mr. McCormick and Deb Thompson shall be authorized and are hereby Ordered to procure the appropriate bonding so that they are adequately bonded to do the duties associated with the positions that they are assuming.

7. Mr. McCormick will be paid at the same rate of pay that the previously appointed Village fiscal officer, Rhonda Fitzpatrick, was paid and he shall be permitted to establish and pay any employees or assistants at a reasonable rate of pay based upon Village practices.

It was at the regularly scheduled Belle Center Council meeting on the 8th day of December, 2020, it was moved by Donna Hesser, and seconded by John Lowery to waive the requirement of three readings and to pass this on a single reading as an emergency measure. Upon a roll call vote, the vote was 5-0 in favor of suspending the rules and passing this Ordinance on a single reading. Thereafter, it was moved, seconded, and passed that this Ordinance shall become effective immediately upon its approval. That vote was also 5-0.

The measure is approved and is effective.

Date: Dec. 9tb

ance Houchin, Mayor

President of Council

AN ORDINANCE INCREASING THE SEWER RATES FOR THE VILLAGE OF BELLE CENTER, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the Village Council of Belle Center, Ohio, is responsible to make by law and regulations as is necessary for the safe, economical and protection of the sewer works of the Municipal Corporation (ORC 743.02 and 743.04), and

WHEREAS, there is a cost to providing sewer service to the Village residents of the Village of Belle Center, Ohio,

WHEREAS, the Council has determined that the current rates are insufficient to meet the operating cost of providing this sewer service to the Village of Belle Center, Ohio,

NOW, THEREFORE, be it ordained by the Council of the Village of Belle Center, Ohio, as follows:

- 1. The current rate per customer is \$47.50 per month which is a monthly flat fee.
- 2. Effective January 1, 2021, the monthly sewer rate or charge is hereby changed from \$47.50 per month to \$52.50 per month.
- 3. These rates apply to all sewer taps within the Village of Belle Center, Ohio and its sewer system.

At the regularly scheduled December meeting on the 8th day of December, 2020,	it was
moved by LONNA HESER and seconded by John Long that	thic
Urdinance should pass on a single reading as an emergency. A vote was taken and the	-4C
5-0 passed this measure on a single reading as an emergency measure. Thereaft	er at the
passed this measure on a single reading as an emergency measure. Thereaft regularly scheduled Council meeting on December 8, 2020, it was moved by DONNA	HUSSER
and seconded by	that the
Ordinance would pass. That vote was 5-0.	. mat the

This Ordinance shall become effective immediately upon its passage.

Lance Houchin, Mayor

ATTEST:

Dated December 8, 2020

AN ORDINANCE ASSESSING VILLAGE UTILITY CHARGES AGAINST PROPERTY OWNERS

WHEREAS, the Village Council of Belle Center, Ohio, is responsible to make by law and regulation such rules and actions as are necessary for the safe, economical, and efficient management and protection of the utility system of the Municipal Corporation (ORC 715.01 and ORC 743.01) and,

WHEREAS, in the past the Village has allowed tenants or renters to establish separate accounts and,

WHEREAS, there has been an ongoing and continuous problem with tenants not paying utility bills when due and,

WHEREAS, the only remedy available to the Village at that point is to assess such charges against the owners by assessing the same against their real estate tax bills and,

WHEREAS, owners have consistently been upset that they were charged for the utility bills of their tenants,

NOW, THEREFORE, be it ordained by the Village Council of Belle Center, Ohio, as follows:

- 1. All utility bills for each property will be mailed to the owner of the property.
- 2. The owners may work whatever arrangement they want with their tenants as to the repayment, but the billings will be sent to the owners.
- 3. Owners and only owners will be responsible for the payment of such billings in the eyes of the Village employees, and
- 4. The continuing practice of assessing as necessary delinquent accounts to the County Auditor to be placed against the real estate tax bill will always be within the knowledge of the owners of the property.

It was moved and seconded to pass this measure as an emergency at the regularly scheduled Council meeting on November 10, 2020. The vote was in favor of the emergency measure by more than three-fourths of the elected members. Thereafter, it was moved, seconded and passed that the Ordinance become effective as soon as allowable by law.

PASSED: November 10, 2020

ATTEST:
Rhonda Fabrattule 11-10-20

Lance Houchin Mayor

ORDINANCE 2020-09

AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$1,215.00 FOR SUPPLEMENTING THE ADMINISTRATORS SALLARY FOR THE VILLAGE OF BELLE CENTER, STATE OF OHIO WHICH IS <u>DECLARING AN EMERGENCY IN</u> SAID VILLAGE.

BE IT ORDAINED by the Council of the Village of Belle Center, Ohio three fourths (3/4) of the members thereto concurring:

Section I:

Be It Resolved by the Council of the Village of Belle Center, State of Ohio, that to provide for the current expenses to meet the Salary of the Administrator.

Section II:

This ordinance is hereby necessary to preserve the fiscal financial responsibilities of the Village of Belle Center, Ohio and shall be in full force and effective immediately upon passage and approval of the Mayor.

Section III:

Detail by Fund:

5101-539-130-0000 \$405.00

5201-541-131-0000 \$405.00

56Q1-710-131-0000 \$405.00

This Ordinance passed on its first reading after the three-reading requirement was waived on the basis of an emergency at the regularly scheduled Belle Center, Ohio Village Council meeting on August 11, 2020.

APPROVED: Janes Hous	hin 8-11-20
IVIAYOI	Date
ATTEST: Rhanda July Fiscal Officer	Date 8-11-20

Date: 08-11-20200

AN ORDINANCE CREATING THE DELINQUENCY SHUT-OFF AND RE-ESTABLISTMENT OF WATER/SEWER SERVICES IN THE VILLAGE OF BELLE CENTER. OHIO

WHEREAS the Village Council of Belle Center, Ohio, pursuant to Ohio Revised Code Section715.01, is a body politic and has the right and duty to manage and control all Village property and make all rules and regulations necessary to carry out the provisions of its policies, and

WHEREAS pursuant to Ohio Revised Code Section 743.02, the Village has the right to make regulations necessary for the safe, economical and efficient management of the utility systems of the corporation, and

WHEREAS pursuant to Ohio Revised Code Section 743.04, the expenses of conducting and managing the water works or sewer works of the Village of Belle Center. Ohio, it is necessary to charge a monthly water fee and/or a monthly sewer fee in an amount necessary to properly run the systems, and.

WHEREAS from time to time residents and/or account holders fail to make timely payments of their utility obligations.

Now, therefore, be it ordained by the Council of the Village of Belle Center, Ohio, as follows:

- Each water and/or sewer or any other utility bill is payable on or before the 15th day of each month.
- 2. If any utility bill is not paid in full by the end of the month, a late penalty will be charged in the amount of 5%. The 5% penalty will be assessed for each month the delinquency remains or any late fee applies.
- 3. If the bill is not paid in full by the 15th day of the following month, the account will be determined to be delinquent.
- If the bill is not paid in full by the 30th day of the following month, service for the account will be terminated.
- 5. Residents may make partial payments on a bill at any time but partial payment shall not preclude the assessment of the late penalty or the termination of service if the bill is not paid in full by the applicable dates.
- 6. Any costs associated with terminating and reactivating service will be added to the delinquent charges and must be paid in full before service is re-activated. There will be a fee in the amount of \$35.00 charged for any termination or reactivation service which occurs outside of the then prevailing normal work hours for the Village utility employees.
- 7. To the extent a deposit is required, and to the extent any deposit on file has been utilized to help make up for the past due amounts, a new deposit shall be required before service is re-activated.
- 8. Two different parties are responsible for each account. A tenant or any other person designated as a responsible party or who has placed the account billing in his or her name shall be responsible for the payments hereunder. Additionally, however, an owner of the account shall at all times remain jointly and severally liable with any tenant for the billing. Ultimately, the Village has as a collection process to asses delinquent accounts against the real estate tax bills with the Logan County Auditor and as a result the owner must remain active with any tenant to be sure the charges get paid because each shall be separately or completely responsible for any and all utility charges with the Village of Belle Center. Ohio.

At the regularly scheduled council meeting on August 11, 2020, it was moved by Donna Hesser and seconded by Lacy Arthur that the requirement of three readings be waived and that this legislation pass on a single reading. It was passed on an unanimous 5-0 vote to approve the underlying ordinance and, as a result, the ordinance shall become effective as soon as allowable by law.

Approved this 11th day of August. 2020.

Lance Houchin, Mayor 8-18-20 Rhonda Fitzpatrick. Fiscal-Officer

AN ORDINANCE INCREASING THE TRASH RATES FOR THE VILLAGE OF BELLE CENTER, OHIO

WHEREAS the Village Council of Belle Center. Ohio, is responsible to make such by laws and regulations as is necessary for the safe, economical, and efficient management and protection of the trash system of the municipal corporation and.

WHEREAS there is a cost to providing trash service to the village residents of the Village of Belle Center. Ohio, and.

WHEREAS the Council has determined that the current rates are insufficient to meet the operating cost of providing this trash service to the Village.

Now, therefore, be it ordained by the Council of the Village of Belle Center. Ohio, as follows:

- The current rate is \$13.11 which is a monthly flat fee for up to three 30-gallon bags per week and is going to increase to \$13.75 per month for up to three 30-gallon bags per week.
- The charge for any additional bags will be \$2.50 per each additional bag after the first two in any given week.
- These rates shall apply to all trash pick up within the Village of Belle Center. Ohio.

At the regularly scheduled May meeting on the 12th day of May, 2020, it was moved by Council Person Hosse and seconded by Council Person Lowery that this Ordinance should pass on a first reading. The vote was 5-0. At the regularly scheduled council meeting on the 9th day of June, 2020, it was moved by Council Person Took and seconded by Council Person Lower that this Ordinance should pass on a second reading. The vote was

5-0 . On the 14th day of July. 2020, at the regularly scheduled council meeting it was moved by Laurel Person Hesse and seconded by Laurel Person Lith that this Ordinance should pass on its third and final reading and it should become effective immediately upon its passage.

ce Houchin, Mayor

A hondatt Rhonda Fitzpatrick, Fisc

AN ORDINANCE INCREASING THE SEWER RATES FOR THE VILLAGE OF BELLE CENTER, OHIO

WHEREAS the Village Council of Belle Center. Ohio, is responsible to make such by laws and regulations as is necessary for the safe, economical, and efficient management and protection of the sewer works of the municipal corporation and.

WHEREAS there is a cost to providing sewer service to the village residents of the Village of Belle Center, Ohio, and.

WHEREAS the Council has determined that the current rates are insufficient to meet the operating cost of providing this sewer service to the Village.

Now, therefore, be it ordained by the Council of the Village of Belle Center. Ohio, as follows:

- 1. The current rate is \$45.90 which is a monthly flat fee.
- 2. The rate hereby changes from \$45.90 per month to \$47.50 per month.
- These rates apply to all sewer taps within the Village of Belle Center sewer system.

At the regularly scheduled May meeting on the 12th day of May, 2020, it was moved by Council Person 1 tesser and seconded by Council Person 1 council that this Ordinance should pass on a first reading. The vote was 5-0. At the regularly scheduled council meeting on the 9th day of June, 2020, it was moved by Council Person Compound and seconded by Council Person that this Ordinance should pass on a second reading. The vote was 5-0. On the 14th day of July, 2020, at the regularly scheduled council meeting it was moved by Council Person Lower and seconded by Council Person this Ordinance should pass on its third and final reading and it should become effective immediately upon its passage.

Lance Houchin, Mayor

Rhonda Fitzpatrick Fiscal Office

ORDINANCE NO. 202004

AN ORDINANCE INCREASING THE WATER RATES FOR THE RESIDENTS OF THE VILLAGE OF BELLE CENTER, OHIO

WHEREAS the Village Council of Belle Center, Ohio, is responsible to make such by laws and regulations as is necessary for the safe, economical, and efficient management and protection of the water works of the municipal corporation and.

WHEREAS there is a cost to providing good, safe and clean water to the village residents of the Village of Belle Center. Ohio, and,

WHEREAS the Council has determined that the current rates are insufficient to meet the operating cost of providing this water service to the Village.

Now, therefore, be it ordained by the Council of the Village of Belle Center, Ohio, as follows:

- 1. The water rate for the first 2000 gallons of water usage per water tap per month is currently \$10.92 per month. The rate shall be increased to \$11.25 per month for the first 2,000 gallons of water usage per water tap per month.
- 2. For every additional 1.000 gallons or any portion of 1.000 gallons of usage per month, the additional charge shall be \$2.50 per 1.000 gallons. There shall be no pro-ration on the extra charges but an additional \$2.50 per tap per month for anything above the 1.000 break point shall be charged.
 - These rates shall apply to all water taps within the Village of Belle Center. Ohio.

At the regularly scheduled May meeting on the 12th day of May, 2020, it was moved by Council Person Lowery and seconded by Council Person Hesser that this Ordinance should pass on a first reading. The vote was 5-0. At the regularly scheduled council meeting on the 9th day of June, 2020, it was moved by Council Person Hesser that this Ordinance should pass on a second reading. The vote was 5-0. On the 14th day of July, 2020, at the regularly scheduled council meeting it was moved by Council Person Hesser and seconded by Council Person Level (that this Ordinance should pass on its third and final reading and it should become effective immediately upon its passage.

Lance Houchin, Mayor

Rhonda Fitzpatrick Fiscal Officer

AN ORDINANCE INCREASING THE DUMPSTER RATES FOR THE VILLAGE OF BELLE CENTER, OHIO

WHEREAS the Village of Belle Center, Ohio is responsible to manage and control assets and property within the Village of Belle Center, Ohio, and,

WHEREAS one of the services provided by the Village of Belle Center, Ohio, is dumpster service, and,

WHEREAS there is a cost to the Village for providing dumpster service for trash removal for the residents and businesses of Belle Center, Ohio, and,

WHEREAS there has currently been a rate established which is insufficient to meet the costs of providing this service.

NOW, THEREFORE, be it ordained by the Council of the Village of Belle Center, Ohio that the current rates and the rate increases are set forth below:

Current Rates

I YARD	2 YARDS	3 YARDS	
\$20.00	\$40.00	\$60.00 -	IN TOWN RATE
\$26.60	\$53.20	\$79.80 -	OUT OF TOWN RATE
	Shal	ll Increase to:	
1 YARD	2 YARDS	3 YARDS	
\$25.00	\$45.00	\$70.00 -	IN TOWN RATE
\$31.60	\$58.20	\$90.00 -	OUT OF TOWN RATE

The rates shall be effective June 1, 2020.

Upon written motion, second, and a vote by at least 3/4 of all elected council members, the requirement of three readings was waived and it was moved that the legislation pass on a single reading. Thereafter, it was moved, seconded, and passed by at least 3/4 of the elected members of council that the underlying ordinance should pass and be effective immediately.

Rhonda Fitzpatrick Fiscal Officer

AN ORDINANCE INCREASING THE WATER CAPITAL IMPROVEMENT FUND MONTHLY FEE FOR THE VILLAGE OF BELLE CENTER, OHIO

WHEREAS the legislative authority for the Village of Belle Center, Ohio, is the owner of land and improvements which create a water system to provide safe, clean and efficient water service for the Village of Belle Center, Ohio, and,

WHEREAS there is a cost of providing this water service, and,

WHEREAS the Village has incurred debt to make capital improvements to the water system from time to time, and,

WHEREAS the cost of servicing the capital water improvement debt exceeds the amount generated by the current water capital improvement fund charge,

Now, therefore, be it ordained by the Council of the Village of Belle Center, Ohio, as follows:

- The current monthly charge per water tap is \$12.00 and that amount shall be increased to \$13.00 per month per water tap.
- 2. This increase shall apply whether or not the water tap owner has current water service in that the cost of the system to provide water remains constant whether or not a particular tap owner is currently using water or has asked that the water be shut off.

It was moved, seconded and passed by at least 3/4 of all elected Belle Center Council members to pass this as an emergency measure and to waive the requirement of three separate readings. Thereafter it was moved, seconded and passed by at least 3/4 of the members of the elected Belle Center Council to pass the underlying ordinance and make the same operative and effective as soon as possible. The rates shall be effective to commence with the billing cycle on June 1, 2020.

Lance Houchin Mayor

Rhonda Fitzpatrick—liscal Officer

ORDINANCE 2020-01

Annual Appropriation Ordinance

Village of BELLE CENTER Ordinance No. 2020-01

An ORDINANCE to make appropriations for Current Expenses and other Expenditures of the Village of BELLE CENTER, State of Ohio, during the fiscal year ending December 31, 2020.

Section 1. **BE IT ORDAINED by the Council for the Village of BELLE CENTER, State of Ohio,** that, to provide for the expenditures of the Village of BELLE CENTER during the year ending December 31, 2020, the following amounts be and they are hereby set aside and appropriated as follows.

Section 2. That there be appropriated from the

1000 GENERAL FUND	\$204,905.00
2011 STREET FUND	\$ 63,994.00
2021 STATE HIGHWAY	\$ 200.00
2901 PERMISIVE TAX STREET	\$ 2,000.00
4201 CITGO PROJECT	\$ 153,589.45
4901 OTHER CAPITAL PROJECTS	\$ 10,000.00
5101 WATER OPERATING	\$ 81,927.00
5202 SEWER OPERATING	\$181,455.00
5601 GARBAGE OPERATING	\$ 84,777.00
5701 WATER CAPITOL IMPROVEMENT LOAN	\$ 55,505.10
5721 WATER DEVELOPMENT AUTHORITY LOAN	\$129,930.17
5722 OHIO PUBLIC WORKS COMMISION LOAN	\$ 12,500.00
5781 ENTERPRISE DEPOSIT FUND	\$ 10,000.00
TOTAL ALL APPROPRIATIONS	\$ 990,782.72

Section 3. The Village Clerk is hereby authorized to dear warrants on the Village Treasury for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore, approved by the board or officers authorized by law to approve the same, or on ordinance or resolution or 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 tow-thirds vote of Council for items of expense constituting a legal obligation against this village, and for purposes other than those covered by the other specific appropriations herein made.

Section 4. This ordinance shall take effect at the ear	liest period allowed by law.
Passed March 10, 2020 and form	President of Council, Village Mayor
Attest Khonda Tabratude	Fiscal Officer
The State of Ohio Lance C	Certificate

The State of Ohio, Logan County

I, Rhonda Fitzpatrick, Fiscal Officer of the Village of Belle Center in said County, and 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 11th day of February 2020.

Fiscal Officer of the Village of Belle Center, Logan County, Ohio