

Village of Belle Center  
P.O. Box 508  
Belle Center, Ohio 43310

2024-07

**ELECTRIC AGGREGATION  
MUNICIPALITY POWER OF ATTORNEY**

MUNICIPALITY: Village of Belle Center  
ADDRESS: PO Box 508  
CITY STATE ZIP: Belle Center, Oh 43310  
TELEPHONE: 937-464-6012

Municipality hereby appoints Priority Power Management, LLC ("PPM") as Attorney-In-Fact for purposes herein and authorizes PPM to negotiate, execute and deliver a Municipal Electric Aggregation Supply Agreement ("contract") with the selected electric supply bidder on behalf of Municipality.

The start date for the contract shall coincide with the expiration of Municipality's current agreement in December 2024.

Municipality authorizes the execution of the contract under the above terms. Further, Municipality represents and warrants through the term of the agreement, as follows: 1) all acts necessary to the valid execution, delivery and performance of the agreement or contract extension, including without limitation, public notice, election, referendum, prior appropriation or other required procedures has or will be taken and performed as required; 2) all persons authorized to act on behalf of the Municipality are the duly elected or appointed incumbents in their positions and hold such positions in good standing in accordance with Municipality by-laws or other applicable law; 3) entry into and performance of this agreement are for a proper public purpose; 4) the term of this agreement or contract does not extend beyond any applicable limitation imposed by relevant or applicable law; and 5) Municipality acknowledges that PPM is paid through the contract by the supplier.

This Power of Attorney shall expire on the earlier of (i) the execution of the contract on behalf of Municipality and (ii) February 28, 2025.

MUNICIPALITY

Sign:

Lance Houchin

Print:

Lance Houchin

Title:

Mayor

Date:

5-14-2024

Please return the signed Municipality Power of Attorney to:

Priority Power Management, LLC  
Attn: Jordan Haarmann  
300 S. Wacker Dr., Suite 800  
Chicago, IL 60606  
FAX: (618)-205-5069  
Email: [jordan.h@agellc.com](mailto:jordan.h@agellc.com)

January 24, 2024

Municipality Name: Village of Belle Center, OH  
Municipality Address : 100 Keller Ave.  
City/State/Zip : Belle Center, OH 43310

**Subject: Electric and Natural Gas Municipal Aggregation Services Agreement**

This Agreement for Electric and Natural Gas Municipal Aggregation Services ("Agreement") is made between Priority Power Management, LLC ("PPM") and Village of Belle Center, OH ("Client"). PPM agrees to assist Client in exclusively evaluating electric and/or natural gas supply options available in the marketplace with the intent of contracting with a competitive electric and/or natural gas supplier to provide price stability through the procurement process.

**I. Scope of Services**

During the Term, PPM shall provide the following:

1. Community Outreach and Education on Benefits of Aggregation Program
2. Collection, Analysis, and Modeling of Historical Usage Data
3. Review Plan of Operation and Governance required by applicable Ohio law *(if necessary)*
4. Coordination and Implementation of Public Hearings on Community's behalf *(if necessary)*
5. Preparation and Issuance of Supplier Bid Solicitation
6. Conducting of Pre-Bid Conference Calls with Suppliers
7. Layered hedging evaluation and valuation of potential solar sleeve-in options
8. Evaluation and Clarifications of Supplier Bid Proposals
9. Second Round of Supplier Bids Requested *(if necessary)*
10. Evaluation and Clarifications of Supplier Bid Proposals
11. Presentation of Supplier Pricing Results & Supplier Recommendation
12. Supplier Contract Negotiations
13. Contracting Facilitation Between Communities and Winning Bidder
14. Preparation of Enrollment Materials – Opt Out Letters, Frequently Asked Questions, etc.
15. Monitoring of Supplier Enrollment Process
16. Management of additional Enrollment requests for Move-Ins after the initial Enrollment process
17. Preparation of Performance Reports
18. Strategic Market Timing Recommendations after Initial Procurement

**II. Term and Termination Provisions**

This Agreement shall commence on the date listed below on page 3 and will terminate:

1. At the conclusion of the Contract with a competitive electric and/or natural gas supplier provided that the Client sends written notice of its desire to terminate this Agreement at least one-hundred twenty (120) days prior to the conclusion of the Contract with a competitive electric and/or natural gas supplier, otherwise, this Agreement will stay in place for the renewal period of the Contract; or
2. Upon written agreement of both Parties.

Both parties agree that PPM will undertake significant time and resources to perform the scope of services listed in Section I above. Client agrees that during the term of this Agreement, it shall not directly solicit proposals or offers from, enter into any agreements with, or accept services for professional services that are substantially similar to the scope of services performed by PPM pursuant to this Agreement.

### **III. Confidentiality**

#### Confidential Information Defined

PPM acknowledges that it will be receiving from Client information of a non-public nature ("Confidential Information") to be used for the solicitation and delivery of retail electric and/or natural gas supply associated with the Electric and/or Natural Gas Municipal Aggregation effort. This information includes the names, addresses and accounts of customers taking electric supply from the applicable Electric Distribution Utility and natural gas supply from the applicable Local Distribution Company. PPM acknowledges that any such information shall be considered Confidential Information and shall adhere to all applicable requirements found in Sections 4928.20 (electric) and 4929.26 (gas) of the Ohio Revised Code, with administrative rules in 4901:1-21-16 & 4901:1-21-17 (electric), and 4901:1-28 (gas) of the Ohio Administrative Code

#### Non-Disclosure Obligation

PPM shall maintain the confidentiality of any Confidential Information and shall not disclose such Confidential Information, in whole or in part, to any person other than its Representatives who need to know such Confidential Information and to suppliers in conjunction with the performance of the services described herein. Representatives shall be informed by PPM of the confidential nature of the Confidential Information and shall be directed by PPM to treat the Confidential Information confidentially. PPM agrees to be responsible and liable for any breach of the Agreement by its Representatives.

### **IV. Indemnification**

To the fullest extent permitted by law, PPM shall fully indemnify, defend, release, and completely hold harmless Client, its agents, insurers, and/or employees from and against all third-party actions, claims, demands, liabilities, damages, losses, costs and expenses related to this Agreement.

### **V. General Terms and Conditions**

1. PPM will be compensated directly by the electric and/or natural gas supplier who is awarded the bid. Client shall not incur any out-of-pocket costs with respect to PPM's compensation.
2. This Agreement shall be governed and construed in accordance with the laws of the State of Ohio.
3. This Agreement may be amended from time to time by the Parties. Any amendment to this Agreement shall be made in writing and shall be signed by the Parties or their respective successors and assigns.

4. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument. Facsimiles and copies of original signature pages will be treated as originals.
5. Notices hereunder may be given by mail or by fax transmission addressed or faxed to the Party to which it is being given at such Party's address or fax number set forth below and shall be effective (a) in the case of mail, 3 days after deposit in the postal system, first class postage pre-paid and (b) in the case of fax notices, when sent. Either Party may change its address and fax number by written notice to the other Party.

**Priority Power Management, LLC**  
 Attn: Jordan Haarmann  
 Address : 300 S. Wacker Dr., Suite 800  
 City State : Chicago, IL 60606  
 Phone : 618-203-8328  
 Email: jordan.h@agellc.com

Municipality: Village of Belle Center, OH  
 Attn: Lance Houchin, Mayor  
 Address: 100 Keller Ave.  
 City/State/Zip: Belle Center, OH 43310  
 Phone: 937-935-7122  
 Email: L\_houchin81@hotmail.com

Upon acceptance of the terms of this Agreement, please sign the document where indicated below and return a copy to me either by email ([Jordan.h@agellc.com](mailto:Jordan.h@agellc.com)) or fax to 618-205-5069.

Agreed and accepted this 14 day of May 2024.

**Priority Power Management, LLC:**

By: \_\_\_\_\_  
 Jeff Haarmann, Managing Director

Municipality: Village of Belle Center, OH,

Signature: Lance Houchin  
 Print Name: LANCE HOUCHIN  
 Title: Mayor

ORDINANCE 2024-06

AN ORDINANCE TO MODIFY THE VILLAGE INCOME TAX ORDINANCE  
OF BELLE CENTER, OHIO

Whereas, the Village of Belle Center, Ohio, has previously created an income tax ordinance and the ordinance was effectively passed by the Village Council, and

Whereas the Village has modified the ordinance one time in calendar year 2018, and

Whereas certain events have occurred and changes have been made and legislative enactments have occurred so that it is necessary to modify, supplement, or change the income tax ordinance, the Village Council of the Village of Belle Center, Ohio, changes its village income tax ordinance as follows:

**I. MINOR'S INCOME EXEMPT.**

Exempt income shall now include the income of all individuals 18 years of age or younger.

**II. ANNUAL RETURN; FILING.**

(A) An annual Belle Center, Ohio income tax return shall be completed and filed by every taxpayer for each taxable year for which the taxpayer is subject to the tax, whether or not a tax is due thereon.

(G)(1) Except as otherwise provided in this [Chapter/Ordinance], each return required to be filed under this section shall be completed and filed as required by the Tax Administrator on or before the date prescribed for the filing of state individual income tax returns under division (G) of Section 5747.08 of the ORC. The taxpayer shall complete and file the return or notice on forms prescribed by the Tax Administrator or on generic forms, together with remittance made payable to [Municipality/City/Village] . No remittance is required if the net amount due is ten dollars or less.

(2) Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of Belle Center, Ohio's income tax return. The extended due date of Belle Center, Ohio's income tax return shall be the 15th day of the tenth month after the last day of the taxable year to which the return relates. For tax years ending on or after January 1, 2023, the extended due date of Belle Center, Ohio's income tax return for a taxpayer that is not an individual shall be the 15<sup>th</sup> day of the eleventh month after the last day of the taxable year to which the return relates. An extension of time to file under this division is not an extension of the time to pay any tax due unless the Tax Administrator grants an extension of that date.

(a) A copy of the federal extension request shall be included with the filing of Belle Center, Ohio's income tax return.

(b) A taxpayer that has not requested or received a six-month extension for filing the taxpayer's federal income tax return may request that the Tax Administrator grant the taxpayer a six-month extension of the date for filing the taxpayer's Belle Center, Ohio income tax return. If the request is received by the Tax Administrator on or before the date the Belle Center, Ohio income tax return is due, the Tax Administrator shall grant the taxpayer's requested extension.

(3) If the tax commissioner extends for all taxpayers the date for filing state income tax returns under

division (G) of Section 5747.08 of the ORC, a taxpayer shall automatically receive an extension for the filing of Belle Center, Ohio's income tax return. The extended due date of Belle Center, Ohio's income tax return shall be the same as the extended due date of the state income tax return.

(4) If the Tax Administrator considers it necessary in order to ensure the payment of the tax imposed by Belle Center, Ohio, the Tax Administrator may require taxpayers to file returns and make payments otherwise than as provided in this division, including taxpayers not otherwise required to file annual returns.

(5) If a taxpayer receives an extension for the filing of a municipal income tax return under division (G)(2), (3), or (4) of this section, the tax administrator shall not make any inquiry or send any notice to the taxpayer with regard to the return on or before the date the taxpayer files the return or on or before the extended due date to file the return, whichever occurs first.

If a tax administrator violates division (G)(5) of this section, the municipal corporation shall reimburse the taxpayer for any reasonable costs incurred to respond to such inquiry or notice, up to \$150.

Division (G)(5) of this section does not apply to an extension received under division (G)(2) of this section if the tax administrator has actual knowledge that the taxpayer failed to file for a federal extension as required to receive the extension under division (G)(2) of this section or failed to file for an extension under division (G)(2)(b) of this section.

(6) To the extent that any provision in this division (G) of this section conflicts with any provision in divisions (N), (O), (P), or (Q) of this section, the provisions in divisions (N), (O), (P), or (Q) prevail.

### III. IMPOSITION OF TAX.

#### **Businesses.**

(F) This division applies to any taxpayer engaged in a business or profession in Belle Center, Ohio, unless the taxpayer is an individual who resides in Belle Center, Ohio, or the taxpayer is an electric company, combined company, or telephone company that is subject to and required to file reports under Chapter 5745 of the ORC.

(1) Except as otherwise provided in divisions (F)(2) and (G) of this section, net profit from a business or profession conducted both within and without the boundaries of Belle Center, Ohio shall be considered as having a taxable situs in Belle Center, Ohio for purposes of municipal income taxation in the same proportion as the average ratio of the following:

(a) The average original cost of the real property and tangible personal property owned or used by the taxpayer in the business or profession in Belle Center, Ohio during the taxable period to the average original cost of all of 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 the preceding paragraph, tangible personal or 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 thereon by eight;

(b) Wages, salaries, and other compensation paid during the taxable period to individuals employed in the business or profession for services performed in Belle Center, Ohio to wages, salaries, and other

compensation paid during the same period to individuals employed in the business or profession, wherever the individual's services are performed, excluding compensation from which taxes are not required to be withheld under Section 4(C);

(c) Total gross receipts of the business or profession from sales and rentals made and services performed during the taxable period in Belle Center, Ohio to total gross receipts of the business or profession during the same period from sales, rentals, and services, wherever made or performed.

(2)(a) If the apportionment factors described in division (F)(1) of this section do not fairly represent the extent of a taxpayer's business activity in Belle Center, Ohio, the taxpayer may request, or the Tax Administrator of Belle Center, Ohio may require, that the taxpayer use, with respect to all or any portion of the income of the taxpayer, an alternative apportionment method involving one or more of the following:

(i) Separate accounting;

(ii) The exclusion of one or more of the factors;

(iii) The inclusion of one or more additional factors that would provide for a more fair apportionment of the income of the taxpayer to the municipal corporation;

(iv) A modification of one or more of the factors.

(b) A taxpayer request to use an alternative apportionment method shall be in writing and shall accompany a tax return, timely filed appeal of an assessment, or timely filed amended tax return. The taxpayer may use the requested alternative method unless the Tax Administrator denies the request in an assessment issued within the period prescribed by Section 12(A).

(c) The Tax Administrator may require a taxpayer to use an alternative apportionment method as described in division (F)(2)(a) of this section, but only by issuing an assessment to the taxpayer within the period prescribed by Section 12 (A).

(d) Nothing in division (F)(2) of this section nullifies or otherwise affects any alternative apportionment arrangement approved by a the Tax Administrator or otherwise agreed upon by both the Tax Administrator and taxpayer before January 1, 2016.

(3) As used in division (F)(1)(b) of this section, "wages, salaries, and other compensation" includes only wages, salaries, or other compensation paid to an employee for services performed at any of the following locations:

(a) A location that is owned, controlled, or used by, rented to, or under the possession of one of the following:

(i) The employer;

(ii) A vendor, customer, client, or patient of the employer, or a related member of such a vendor, customer, client, or patient;

(iii) A vendor, customer, client, or patient of a person described in (F)(3)(a)(ii) of this section, or a related member of such a vendor, customer, client, or patient.

(b) Any location at which a trial, appeal, hearing, investigation, inquiry, review, court-martial, or similar administrative, judicial, or legislative matter or proceeding is being conducted, provided that the compensation is paid for services performed for, or on behalf of, the employer or that the employee's presence at the location directly or indirectly benefits the employer;

(c) Any other location, if the Tax Administrator determines that the employer directed the employee to perform the services at the other location in lieu of a location described in division (F) (3)(a) or (b) of this section solely in order to avoid or reduce the employer's municipal income tax liability. If the Tax Administrator makes such a determination, the employer may dispute the determination by establishing, by a preponderance of the evidence, that the Tax Administrator's determination was unreasonable.

(4) For the purposes of division (F)(1)(c) of this section, and except as provided in division (G) of this section, receipts from sales and rentals made and services performed shall be situated to a municipal corporation as follows:

(a) Gross receipts from the sale of tangible personal property shall be situated to the municipal corporation in which the sale originated. For the purposes of this division, a sale of property originates in Belle Center, Ohio if, regardless of where title passes, the property meets any of the following criteria:

(i) The property is shipped to or delivered within Belle Center, Ohio from a stock of goods located within Belle Center, Ohio.

(ii) The property is delivered within Belle Center, Ohio from a location outside Belle Center, Ohio, provided the taxpayer is regularly engaged through its own employees in the solicitation or promotion of sales within Belle Center, Ohio and the sales result from such solicitation or promotion.

(iii) The property is shipped from a place within Belle Center, Ohio to purchasers outside Belle Center, Ohio, provided that the taxpayer is not, through its own employees, regularly engaged in the solicitation or promotion of sales at the place where delivery is made.

(b) Gross receipts from the sale of services shall be situated to Belle Center, Ohio to the extent that such services are performed in Belle Center, Ohio.

(c) To the extent included in income, gross receipts from the sale of real property located in Belle Center, Ohio shall be situated to Belle Center, Ohio.

(d) To the extent included in income, gross receipts from rents and royalties from real property located in Belle Center, Ohio shall be situated to Belle Center, Ohio.

(e) Gross receipts from rents and royalties from tangible personal property shall be situated to Belle Center, Ohio based upon the extent to which the tangible personal property is used in Belle Center, Ohio.

(5) The net profit received by an individual taxpayer from the rental of real estate owned directly by the individual, or by a disregarded entity owned by the individual, shall be subject to Belle Center, Ohio's tax only if the property generating the net profit is located in Belle Center, Ohio or if the individual taxpayer that receives the net profit is a resident of Belle Center, Ohio. Belle Center, Ohio shall allow such taxpayers to elect to use separate accounting for the purpose of calculating net profit situated under this division to the municipal corporation in which the property is located.



(6)(a) Commissions received by a real estate agent or broker relating to the sale, purchase, or lease of real estate shall be situated to the municipal corporation in which the real estate is located. Net profit reported by the real estate agent or broker shall be allocated to Belle Center, Ohio, if applicable, based upon the ratio of the commissions the agent or broker received from the sale, purchase, or lease of real estate located in Belle Center, Ohio to the commissions received from the sale, purchase, or lease of real estate everywhere in the taxable year.

(b) An individual who is a resident of Belle Center, Ohio shall report the individual's net profit from all real estate activity on the individual's annual tax return for Belle Center, Ohio. The individual may claim a credit for taxes the individual paid on such net profit to another municipal corporation to the extent that such a credit is allowed under Belle Center, Ohio's income tax ordinance.

(7) When calculating the ratios described in division (F)(1) of this section for the purposes of that division or division (F)(2) of this section, the owner of a disregarded entity shall include in the owner's ratios the property, payroll, and gross receipts of such disregarded entity.

(8) Left intentionally blank.

[If your municipality exempts stock options from taxation, the following language should replace language in (8) above: **If in computing adjusted federal taxable income, the taxpayer deducted any amount with respect to a stock option granted to an employee, the taxpayer shall add the amount that is exempt from taxation to the taxpayer's net profit that was apportioned to Belle Center, Ohio. In no case shall a taxpayer be required to add to its net profit that was apportioned to Belle Center, Ohio any amount other than the amount upon which the employee would be required to pay tax were the amount related to the stock option not exempted from taxation.**]

(9) Intentionally left blank.

[Provision (9) is left in the ordinances for those municipalities, if any, that have provisions regarding job creation and retention. If your municipality has those provisions, they should be placed as provision (9), or alternately have provision (9) reference RITA's Rules and Regulations.]

(G)(1) As used in this division:

(a) "Qualifying remote employee or owner" means an individual who is an employee of a taxpayer or who is a partner or member holding an ownership interest in a taxpayer that is treated as a partnership for federal income tax purposes, provided that the individual meets both of the following criteria:

(i) The taxpayer has assigned the individual to a qualifying reporting location.

(ii) The individual is permitted or required to perform services for the taxpayer at a qualifying remote work location.

(b) "Qualifying remote work location" means a permanent or temporary location at which an employee or owner chooses or is required to perform services for the taxpayer, other than a reporting location of the taxpayer or any other location owned or controlled by a customer or client of the taxpayer. "Qualifying remote work location" may include the residence of an employee or owner and may be located outside of a municipal corporation that imposes an income tax in accordance with this chapter. An employee or owner may have more than one qualifying remote work location during a taxable year.

(c) "Reporting location" means either of the following:

(i) A permanent or temporary place of doing business, such as an office, warehouse, storefront, construction site, or similar location, that is owned or controlled directly or indirectly by the taxpayer;

(ii) Any location in this state owned or controlled by a customer or client of the taxpayer, provided that the taxpayer is required to withhold taxes under Section 4 of this Ordinance, on qualifying wages paid to an employee for the performance of personal services at that location.

(d) "Qualifying reporting location" means one of the following:

(i) The reporting location in this state at which an employee or owner performs services for the taxpayer on a regular or periodic basis during the taxable year;

(ii) If no reporting location exists in this state for an employee or owner under division (G)(1)(d)(i) of this section, the reporting location in this state at which the employee's or owner's supervisor regularly or periodically reports during the taxable year;

(iii) If no reporting location exists in this state for an employee or owner under division (G)(1)(d)(i) or (ii) of this section, the location that the taxpayer otherwise assigns as the employee's or owner's qualifying reporting location, provided the assignment is made in good faith and is recorded and maintained in the taxpayer's business records. A taxpayer may change the qualifying reporting location designated for an employee or owner under this division at any time.

(2) For tax years ending on or after December 31, 2023, a taxpayer may elect to apply the provisions of this division to the apportionment of its net profit from a business or profession. For taxpayers that make this election, the provisions of division (F) of this section apply to such apportionment except as otherwise provided in this division.

A taxpayer shall make the election allowed under this division in writing on or with the taxpayer's net profit return or, if applicable, a timely filed amended net profit return or a timely filed appeal of an assessment. The election applies to the taxable year for which that return or appeal is filed and for all subsequent taxable years, until the taxpayer revokes the election.

The taxpayer shall make the initial election with the tax administrator of each municipal corporation with which, after applying the apportionment provisions authorized in this division, the taxpayer is required to file a net profit tax return for that taxable year. A taxpayer shall not be required to notify the tax administrator of a municipal corporation in which a qualifying remote employee's or owner's qualifying remote work location is located, unless the taxpayer is otherwise required to file a net profit return with that municipal corporation due to business operations that are unrelated to the employee's or owner's activity at the qualifying remote work location.

After the taxpayer makes the initial election, the election applies to every municipal corporation in which the taxpayer conducts business. The taxpayer shall not be required to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in such municipal corporation.

Nothing in this division prohibits a taxpayer from making a new election under this division after properly revoking a prior election.

(3) For the purpose of calculating the ratios described in division (F)(1) of this section, all of the following apply to a taxpayer that has made the election described in division (G)(2):

(a) For the purpose of division (F)(1)(a) of this section, the average original cost of any tangible personal property used by a qualifying remote employee or owner at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(b) For the purpose of division (F)(1)(b) of this section, any wages, salaries, and other compensation paid during the taxable period to a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(c) For the purpose of division (F)(1)(c) of this section, and notwithstanding division (F)(4) of this section, any gross receipts of the business or profession from services performed during the taxable period by a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(4) Nothing in this division prevents a taxpayer from requesting, or a tax administrator from requiring, that the taxpayer use, with respect to all or a portion of the income of the taxpayer, an alternative apportionment method as described in division (F)(2) of this section. However, a tax administrator shall not require an alternative apportionment method in such a manner that it would require a taxpayer to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in that municipal corporation.

(5) Except as otherwise provided in this division, nothing in this division is intended to affect the withholding of taxes on qualifying wages pursuant to Section 4 of this Ordinance.

#### **IV. INTEREST AND PENALTIES.**

(C) Should any taxpayer, employer, agent of the employer, or other payer for any reason fails, in whole or in part, to make timely and full payment or remittance of income tax, estimated income tax, or withholding tax or to file timely with the Belle Center, Ohio any return required to be filed, the following penalties and interest shall apply:

(1) Interest shall be imposed at the rate described in division (A) of this section, per annum, on all unpaid income tax, unpaid estimated income tax, and unpaid withholding tax.

(2)(a) With respect to unpaid income tax and unpaid estimated income tax, Belle Center, Ohio may impose a penalty equal to fifteen percent (15%) of the amount not timely paid.

(b) With respect to any unpaid withholding tax, Belle Center, Ohio may impose a penalty not exceeding fifty percent (50%) of the amount not timely paid.

(3)(a) For tax years ending on or before December 31, 2022, with respect to returns other than estimated income tax returns, Belle Center, Ohio may impose a penalty of \$25 for each failure to timely file each return, regardless of the liability shown thereon for each month, or any fraction thereof, during which the return remains unfiled regardless of the liability shown thereon. The penalty shall not exceed \$150 for each failure.

(b) For tax years ending on or after January 1, 2023, with respect to returns other than estimated income tax returns, Belle Center, Ohio may impose a penalty not exceeding \$25 for each failure to timely file each return, regardless of the liability shown thereon, except that Belle Center, Ohio shall abate or refund the penalty assessed on a taxpayer's first failure to timely file a return after the taxpayer files that return.

**V. ELECTION TO BE SUBJECT TO R.C. 718.80 TO 718.95**

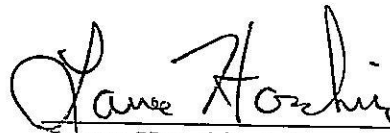
- Village of Belle Center, Ohio, hereby adopts and incorporates herein by reference Sections 718.80 to 718.95 of the ORC for tax years beginning on or after January 1, 2018.
- A taxpayer, as defined in division (C) of this section, may elect to be subject to Sections 718.80 to
- of the ORC in lieu of the provisions of this Ordinance.
- "Taxpayer" has the same meaning as in section 718.01 of the ORC, except that "taxpayer" does not include natural persons or entities subject to the tax imposed under Chapter 5745 of the ORC. "Taxpayer" may include receivers, assignees, or trustees in bankruptcy when such persons are required to assume the role of a taxpayer.

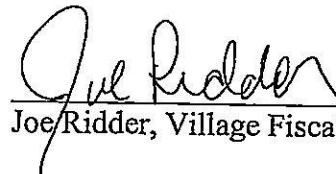
**NOW, THEREFORE, be it ordained by the Council of the Village of Belle Center, Ohio, as follows:**

1. The Village of Belle Center, Ohio, incorporates by reference and hereby adopts all Ohio Revised Code statutory changes mandated by the Ohio legislature.
2. The Council of the Village of Belle Center, Ohio, passed this Ordinance on a single reading on an emergency basis at the regularly-scheduled council meeting on the 14<sup>th</sup> day of April, 2024. This Ordinance shall, therefore, take effect as soon as is legally permissible.

Dated this 14<sup>th</sup> day of April, 2024.

ATTEST:

  
Lance Houchin, Mayor

  
Joe Ridder, Village Fiscal Officer

*This instrument prepared by Steven R. Fansler, Attorney at Law,  
212 North Detroit Street, P.O. Box 764, West Liberty, Ohio 43357*

VILLAGE OF BELLE CENTER  
101 KELLER AVE, BELLE CENTER, OHIO

RESOLUTION 2024-05

RESOLUTION EXPRESSING THE INTENT OF THE VILLAGE OF BELLE CENTER TO SELL PERSONAL PROPERTY: REFERENCED IN REVISED CODE §721.15 WHICH ARE NO LONGER NEEDED FOR PUBLIC USE OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH THEY WERE ACQUIRED

WHEREAS, Revised Code § 721.15 authorizes this Council to adopt a resolution to authorize the sale of personal property owned by the Village, referenced in Revised Code § 721.15 which are no longer needed for public use or obsolete or unfit for the use for which they were acquired; and

WHEREAS, this Council wishes to adopt such a Resolution expressing its intent to sell the property; and

WHEREAS, this Council wishes to authorize the Clerk to advertise in a newspaper of general circulation a notice of intent to sell unneeded, obsolete or unfit municipal personal property; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Belle Center, County of Logan and State of Ohio:

SECTION 1. This Council adopts this Resolution for the purpose of expressing its intent to sell unneeded, obsolete or unfit personal property listed below:

2011 John Deere X724 Riding Mower, estimated value \$5,400-6,000  
International 244 Utility Tractor, estimated value \$1,000  
2007 Ford F150 78,000 miles, estimated value \$2,000

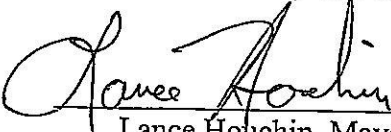
SECTION 2. Pursuant to Revised Code §721.15, the Clerk of Council is authorized and directed to publish notice of this Resolution in a newspaper of general circulation in the Village of Belle Center this Resolution in two issues of the Bellefontaine Examiner and on the Village's website.


SECTION 3: Property will be sold by using [www.govdeals.com](http://www.govdeals.com).

SECTION 4. The Council finds and determines that all formal actions of the Council relating to the adoption of this Resolution have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. This resolution is hereby declared to be an emergency measure immediately necessary for the preservation of health, safety and welfare of the residents of the Village of Belle Center, Ohio, for the reason that it is time sensitive and provides for efficient and cost-effective means for disposing of unneeded municipal property. It shall, therefore, take effect immediately upon the passage by the affirmative vote of not less than five (5) members elected to Council and approved by the Mayor or otherwise at the earliest time allowed by law.

Passed this 13<sup>th</sup> day of February 2024.

  
Lance Houchin, Mayor

  
Joe Ridder, Fiscal Officer

village of Belle Center  
P.O. Box 508  
Belle Center, Ohio 43310

Resolution # 2024-04

WHEREAS, we the Village of Belle Center *dh*  
(Jurisdiction name)

recognize the threats that natural and human-caused hazards pose to people and property within LOGAN County; and

WHEREAS, Logan County has prepared a multi-hazard mitigation plan, hereby known as The LOGAN COUNTY MULTI-HAZARD MITIGATION PLAN of October 24, 2023, in accordance with the Disaster Mitigation Act of 2000 and criteria contained in 44 CFR Part 201.6; and

WHEREAS, The Logan County Multi-Hazard Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in our jurisdiction from the impacts of future hazards and disasters; and

WHEREAS, we have participated in the process of developing this plan and our jurisdiction is represented by mitigation strategies in the plan,

THEREFORE, we do hereby adopt as our own the Logan County Multi-Hazard Mitigation Plan.

Adopted Date: 2-13-24

Signature:

Printed Name:

Anita Legge

Anita Legge

Joseph Matthews

Joseph Matthews

Art Daniels

Art Daniels

John Lowery

John Lowery

Robert James

Robert James

Shannon Penny

Shannon Penny

**AMENDED JOINT RESOLUTION FOR THE CREATION AND CONTINUED  
OPERATION OF THE BMRT AMBULANCE DISTRICT**

WHEREAS, the Village of Belle Center is a municipal corporation existing and operating pursuant to Title VII of the Ohio Revised Code; and

WHEREAS, the Township of McDonald is a township existing and operating pursuant to Title V of the Ohio Revised Code; and

WHEREAS, the Township of Richland is a township existing and operating pursuant to Title V of the Ohio Revised Code; and

WHEREAS the Township of Taylor Creek is a township existing and operating pursuant to Title V of the Ohio Revised Code; and

WHEREAS, the Village and Townships are responsible for the provision of ambulance and emergency medical services; and

WHEREAS, the Village and Townships previously created the BMRT Ambulance District in 1975 through joint legislative action of the political subdivisions;

WHEREAS, the Village and Townships, and their elected officials, believe that the residents of the Village and Townships will be best served by the continued operation of the joint ambulance district as set forth in this joint resolution; and

WHEREAS, Ohio Revised Code Section 505.71, et seq. sets forth the procedures by which a joint ambulance district may be created and operated; and

WHEREAS, the Village and Townships wish to set forth by this amended joint resolution the terms and conditions upon which said joint ambulance district will be operated commencing April 1, 2024;



THEREFORE, be it resolved by the Council of the Village of Belle Center and the Board of Trustees of the Townships of McDonald, Richland and Taylor Creek that:

**ARTICLE I**

**NAME OF DISTRICT AND CONTINUED OPERATION**

The separate legal entity, created previously by joint legislative action will continue to be known as the BMRT Ambulance District.

**ARTICLE II**

**TERRITORIAL LIMITS**

**Section 1**

The BMRT Ambulance District shall be comprised of all of the territory included in the Village of Belle Center and the unincorporated areas of the Township of Richland, and designated portions of the Townships of McDonald and Taylor Creek, as reflected in Exhibit A.

**Section 2**

In addition, the territory comprising the BMRT Ambulance District may include any municipal corporation or township as may be agreed upon by trustees of the BMRT Ambulance District and the governing authorities of such additional municipal corporation(s) or township(s).

**ARTICLE III**

**OFFICES**

**Section 1 - Principal Office**

The principal office of the BMRT Ambulance District shall be at such a place within the Ambulance District (its participating Village or Townships) as may be designated from time to time by the Board of Trustees.

## **ARTICLE IV**

### **TRUSTEES**

#### **Section 1 - Number of Trustees**

The governing board of the BMRT Ambulance District shall be a Board of District Trustees.

#### **Section 2 - Appointment and Term of Office of Trustees**

##### **A. Appointment of Trustees**

The Joint Ambulance District Trustees shall be appointed to terms in office as follows:

1. One member appointed by the Village of Belle Center council.
2. One member appointed by the Board of Trustees of McDonald Township.
3. One member appointed by the Board of Trustees of Richland Township.
4. One member appointed by the Board of Trustees of Taylor Creek Township.

#### **Section 3 – Term of Offices**

Each appointed representative of the Joint Ambulance District Board of Trustees shall serve a 1 year term on an annual basis.

#### **Section 4 – Appointment as of April 1, 2024 and Annually Thereafter**

The Trustees appointed by the respective political subdivisions to serve on the Board of Trustees in 2024 shall continue to serve the remainder of the calendar year, even though the Amended Joint Resolution has been adopted and is effective April 1, 2024.

Each political subdivision shall appoint its representative to the BMRT Ambulance District of Trustees no later than the political subdivision's annual re-organizational meeting..

Nothing prohibits any political subdivision from re-appointing a board member for consecutive terms.

### **Section 5 – Additional Trustees**

In the event an additional political subdivision (city, village or township) is added to the Joint Ambulance District, that political subdivision shall appoint one representative to serve on the Board of Trustees.

### **Section 6 - Compensation**

The compensation for members of the Board of Trustees shall be set by the Board. The rate set by the Board may not exceed the compensation permitted by State or other law, and may not be increased for the term in which a vote to increase the compensation takes place. Compensation shall only be paid for meetings which are attended by the Board members. Board members may be reimbursed for all necessary expenses incurred

## **ARTICLE V**

### **VACANCIES**

#### **Section 1 - Death or Resignation**

In the event of a vacancy due to a death, removal or resignation of a trustee of the BMRT Ambulance District, the seat shall be filled by the political subdivision making the original appointment.

#### **Section 2 - Removal**

Any member of the Board of Trustees may be removed for cause, that being misfeasance, malfeasance, nonfeasance, or any other basis as set forth in R.C. Section 733.35. The process for removal shall follow the general procedures set forth in R.C. 733.35 to 733.39. The Board of Fire District Trustees shall initiate the removal proceedings.

## ARTICLE VI

### TRUSTEE REQUIREMENTS OR LIMITATIONS

#### Section 1 - Active Employees

No trustee of the BMRT Ambulance District may be associated with the District as a first responder, EMT, paramedic or other employee.

#### Section 2 - Political Subdivision Employees

No trustee of the BMRT Ambulance District may be employed by the Village of Belle Center or the Townships of McDonald, Richland or Taylor Creek, unless as a Township Trustee or Village Council member. An "employee" is defined, for the purpose of this article, as a person who receives more than One Dollar (\$1.00) per year in compensation for services rendered to a Village or Township.

## ARTICLE VII

### DUTIES AND POWERS OF THE BOARD OF TRUSTEES

The Board of Trustees shall be responsible for the provision of ambulance and emergency medical services within the District, and shall have all power necessary to accomplish this purpose as set forth by the Ohio Revised Code and other rules and regulations set forth by the state and other applicable legislative bodies, including the power to contract with other political subdivisions, including districts, for the provision of ambulance or emergency medical services.

These general executive powers with respect to the operation of the District include, but are not limited to, the control of the expenditure of funds; the hiring and firing of medical personnel and employees; the formation of policies and regulations incident thereto; the formation and adoption of personnel policies and regulations; and the doing of all things necessary thereto in accordance with the statutes of Ohio to insure the operation of said District.

## ARTICLE VIII

### MEETINGS OF THE BOARD

The Joint Ambulance District Board is a public entity under Ohio law, and as such is subject to full compliance with Ohio's Open Meeting Act (Sunshine Law) and Public Records Act. Regular meetings of the Board of Trustees shall be held on a date and at a time and location to be set by the Board. All regular meetings shall be publicized.

Special meetings of the Board of Trustees may be held at any time upon call of the chairman, vice chairman, or majority of the members of the Board. All special meetings shall be publicized.

All regular meetings of the Board of Trustees shall be held within the territorial limits of the BMRT Ambulance District, as the Board may determine from time to time and as may be specified in a notice thereof.

A majority of the Board of Trustees shall constitute a quorum for the transaction of business.

The Executive Officer (Chief), if so employed, shall be entitled to sit with the Board at all meetings (executive sessions excluded, except by invitation), and may take part in any discussion, but shall have no vote.

## ARTICLE IX

### APPOINTMENT AND DUTIES OF OFFICERS OF THE BOARD OF TRUSTEES

#### Section 1 - General Provision

The Board of Trustees shall elect a Chairman and Vice Chairman. The Board may from time to time create such offices and appoint such other officers, advisors, administrators, or other employees as it may determine or deem to be in the best interest of the Joint Ambulance District.

The Chairman and Vice Chairman shall be chosen from among the members of the Board of Trustees. All other officers, subordinate officers and/or assistant officers need not be members of the Board of Trustees.

**Section 2 - Term of Office**

The Chairman and Vice Chairman shall serve for a period of one (1) year. All other officers of the board shall hold office during and at the pleasure of the Board of Trustees and, unless sooner removed by the Board of Trustees, until their successors are duly elected and qualified.

**Section 3 - Duties of Chairman**

The Chairman shall be an active executive officer of the BMRT Ambulance District, and shall exercise supervision over the business of the District and over its appointed officers, subject, however, to the control of the Board of Trustees. He or she shall have authority to sign all deeds, mortgages, bonds, contracts, notes and other instruments requiring his or her signature, and shall have other such powers and duties as the Board of Trustees may from time to time assign to him or her.

**Section 4 - Duties of Vice Chairman**

The Vice Chairman shall assume the duties of the Chairman at any and all times when the Chairman shall be absent and generally shall perform such duties as may from time to time be assigned by the Board of Trustees or the Chairman.

**ARTICLE X**

**COMMITTEES OF THE BOARD OF TRUSTEES**

The Board of Trustees may create, from time to time, committees to review matters that come before the Board, including, but not limited to, the control of expenditure of funds, personnel,

including the retention and recruitment of same, formation of policies and regulations relating to the operation of the District, and budgeting.

The chairman of the Board of Trustees shall be responsible for the appointment of board members, and other personnel as he or she may deem necessary, to the committees. Each committee shall have a chairperson to head the committee and shall report to the Board of Trustees at regular or special meetings as requested to do so by the chairman of the Board of Trustees.

## **ARTICLE XI**

### **DISTRICT LEGAL COUNSEL**

#### **Section 1 - Appointment and Duties**

The Board of Trustees of the BMRT Ambulance District may request the Logan County Prosecutor (or his or her subordinates) to act as the legal counsel to the Joint Ambulance District pursuant to R.C. Section 309.09(F). The County Prosecutor may serve in the capacity of an attorney with respect to all matters for which the District needs an attorney and may exercise reasonable discretion in determining the manner of providing legal services.

The Board of Trustees may also retain independent counsel to act as the District's legal advisor and attorney and to advise the District and Board of Trustees on all matters for which the District needs an attorney. The compensation for the counsel shall be determined by the Board of Trustees. Legal counsel shall serve at the pleasure of the Board.

#### **Section 2 - Conflict of Interest**

An attorney shall not accept or continue the representation of the Joint Ambulance District if a conflict of interest would be created, unless all of the following apply:

(a) The attorney will be able to provide competent and diligent representation to each affected client, including the Joint Ambulance District;

(b) Each affected client gives informed consent, confirmed in writing.

A conflict of interest exists if either of the following applies:

(a) The representation of the Joint Ambulance District will be directly adverse to another current client.

(b) There is a substantial risk that the attorney's ability to consider, recommend or carry out an appropriate course of action for that client will be materially limited by the lawyer's responsibility to another client, a former client, or a third person or by the lawyer's own personal interest.

Even if the Joint Ambulance District and the other client consent, the attorney shall not accept or continue the representation of the Joint Ambulance District if either of the following applies:

(a) The representation is prohibited by law; or

(b) The representation would involve the assertion of a claim by one client against another client represented by the attorney in the same proceeding.

## ARTICLE XII

### CLERK/FISCAL OFFICER

#### Section 1 - Appointment

The Board shall appoint a Clerk/Fiscal Officer who shall be the chief clerical (records) and fiscal officer of the Joint Ambulance District, keeping such monies in accounts as required by statute or by the direction of the Board. The Clerk/Fiscal Officer may be a resident of the Joint Ambulance District and shall serve at the pleasure of the Board. The salary for said Clerk/Fiscal Officer shall be set by the Board of Trustees, who shall also set forth the duties of the position where not specified by state or other law, or as set forth in Section 3 of this Article.



## **Section 2 – Bond**

Before entering upon official duties, the Clerk/Fiscal Officer shall execute a bond in the amount and with surety to be approved by the Board, payable to the State, and condition for the faithful performance of all official duties required of the Clerk/Fiscal Officer. The bond shall be deposited with a presiding officer of the Board, and copies of it, certified by the presiding officer, shall be filed with County Auditor of each county with a subdivision included in the Joint Ambulance District.

## **Section 3 - Specific Duties**

The Clerk/Fiscal Officer shall keep minutes of all the proceedings of the Board of Trustees, and shall make proper record of same, which shall be attested by same; sign all deeds, mortgages, bonds, contracts, notes and other instruments executed by the BMRT Ambulance District requiring his or her signature; give notice of meetings of the Board of Trustees; keep such books as may be required by the State and Federal Government; receive and have in charge all monies, bills, notes, bonds, and similar property belonging to the BMRT Ambulance District and shall do with the same as may be ordered by the Board of Trustees; keep such financial accounts as may be required; prepare, for submission at each regular meeting of the Board of Trustees, a detailed statement of the financial condition of the BMRT Ambulance District and shall receive and collect all monies and other credits due same and deposit them in a bank or banks designated by the Board of Trustees to the credit of and for the benefit of the BMRT Ambulance District.

## **ARTICLE XIII**

### **CONTRACTS, CHECKS, NOTES AND OTHER INSTRUMENTS**

#### **Section 1 - Authorizations**

All contracts, agreements, and other instruments, and all checks, drafts, notes, bonds, bills of exchange and orders for the payment of money, authorized by a majority vote of the Board of Trustees, shall, unless otherwise required by law, be signed by the Clerk/Fiscal Officer and any one of the following: the Chairman, Vice Chairman, or a trustee of the Board as designated by the Board.

## **ARTICLE XIV**

### **TAX AND BONDS**

To provide the services and equipment it considers necessary for the Joint Ambulance District, the Board may levy taxes, subject to Chapter 5705 of the Revised Code, and issue bonds and other evidences of indebtedness, subject to Chapter 133 of the Revised Code, after submitting a question of that issuance to the electors of the Joint Ambulance District in the manner provided by Chapter 133 of the Revised Code.

The District presently has three tax levies which provide tax revenue operations. These levies consist of a 1982 .5 mill continuous levy for current expenses, a 1990 .5 mill continuous levy for the purchase of ambulances and equipment, and a 3.1 mill five year levy first passed in 2020 for current expenses. These levies shall continue in effect until discontinued by the Board of Trustees or voters or are otherwise repealed or reduced by an act of the District Board of Trustees.

In the event an additional political subdivision is added to the District, the tax millage in effect for the Ambulance District shall be assessed to the area of joined political subdivision. The

District shall receive the additional revenue from the newly joined territory. There should not be a reduction in the effective tax millage based upon the addition of the new territory.

## **ARTICLE XV**

### **FUNDING FOR THE OPERATION OF THE JOINT AMBULANCE DISTRICT**

#### **Section 1 – Tax Revenue**

The District shall be funded by the receipt of levy money as set forth in Article XIV above.

#### **Section 2 – EMS Billing**

The District may bill for the care and/or treatment of patients as permitted by R.C. 505.721.

#### **Section 3 – Donations**

The District may also accept donations of supplies, equipment, business personal property, vehicles, and land. The District may accept monetary donations.

#### **Section 4 - Contracts**

The District may also enter into contracts for the provision of services.

## **ARTICLE XVI**

### **USE OF BUILDINGS AND PROPERTY**

#### **Section 1 – Fiscal Officer**

The District currently rents an office in the Township Building. The District shall have the authority to continue this rental arrangement or to enter into an agreement for the use of space at any other building. The District may also construct and occupy buildings that it owns.

#### **Section 2 – EMS Station**

The District currently occupies and operates from a building located at 102 E Buckeye Street, Belle Center, Ohio. The use of this building shall be subject to a written agreement with the

applicable parties. This agreement shall address the cost or sharing of utility, maintenance, supply and other expenses.

Any agreement between the parties to use or occupy real estate buildings and/or chattel property would be reduced to writing in a separate document between the parties.

### **Section 3 – District Ambulance and EMS Equipment**

To the extent the Township and/or Village provide any vehicles or equipment to the District, they shall make an inventory of all such property, equipment and vehicles. The provision of any equipment or vehicles shall be subject to a written lease.

## **ARTICLE XVII**

### **INSURANCE**

#### **Section 1 - Insurance Coverage**

The BMRT Ambulance District may purchase and maintain a policy or policies of liability insurance for the trustees, officers, employees, and appointees of the Joint Ambulance District, which policy may include personal injury liability coverage as to civil liability for malpractice, negligence, false arrest, detention, or imprisonment, malicious prosecution, libel, slander, defamation or other violation of the right of privacy, wrongful entry or eviction, invasion of the right of private occupancy, or other expense reasonably incurred by said trustees, officers, employees, and other appointees in connection with any action, suit or proceeding to which same may be a party by reason of his or her being or having been a trustee, officer, employee, or appointee of the BMRT Ambulance District.

## ARTICLE XVIII

### DISPOSITION OF PROPERTY

#### **Section 1 - Withdrawals or Dissolution of the District**

Any withdrawal or dissolution of the BMRT Ambulance District will be in compliance with this Resolution and with the Ohio Revised Code.

#### **Section 2 - Withdrawal of a Political Subdivision from Joint Ambulance District - Division of Property**

Should additional political subdivisions be added to the District and in the event any one political subdivision withdraws within three years of the creation of the District or within three years of joining the District (whichever occurs later), that political subdivision shall receive all original property so transferred to the District, reasonable wear and tear excepted.

#### **Section 3 - Dissolution of Joint Ambulance District - Division of Funds**

Upon the dissolution of the BMRT Ambulance District, each subdivision shall receive back all original property so transferred to the Joint Ambulance District, reasonable wear and tear excepted. With respect to all funds received by the Joint Ambulance District after January 1, 2024, the County Auditor shall ascertain, apportion, and order a division of the funds on hand, monies and taxes in the process of collection except for taxes levied for the payment of indebtedness, credits, and real and personal property, either in money or in kind, on the basis of the valuation of the respective tax duplicates of the political subdivisions comprising the BMRT Ambulance District at the time of such dissolution.

With respect to all remaining assets purchased by the Joint Ambulance District, the county auditor shall ascertain, apportion, and order division of the vehicles, equipment, supplies, and real and personal property, on the basis of evaluation of the respective tax duplicates of the remaining political subdivisions and remaining territory of the Joint Ambulance District, given due

consideration to the number of years the political subdivisions have been a member of the Joint Ambulance District and the historical contributions of the Joint Ambulance District's tax levies by those political subdivisions.

## **ARTICLE XIX**

### **EMERGENCY MEDICAL SERVICE PERSONNEL**

#### **Section 1 - EMS Chief**

The personnel of the Joint Ambulance District may include an EMS chief, who shall be appointed by the Board of Trustees pursuant to the Ohio Revised Code, with a salary to be set by the Board. The EMS Chief shall have all power necessary to accomplish the duties and responsibilities prescribed by the Ohio Revised Code, the Ohio Administrative Code, or as imposed upon him or her by the District Board of Trustees. The EMS Chief shall be charged with the general management of ambulance, emergency medical or rescue operations.

#### **Section 2 - Other Ambulance/EMS Personnel**

The Board of Trustees may also appoint, with the recommendation of the EMS chief, assistant and/or subordinate officers and EMS personnel, including "cadets" for the protection of the District. The Board of Trustees may prescribe their authorities and duties and may fix their compensation. EMS officers of the District, including the EMS chief, shall be appointed by the Board of Trustees in accordance with R.C. Section 505.72. All appointees are subject to appointment rules established by the Board of Trustees. These minimum standards or requirements may include, but are not limited to, successful completion of background check, drug screen, agility test, state mandated training, and physical fitness test.

### **Section 3 – Appointment of Officers**

All officers of the District, including the EMS chief, shall be appointed by the Board of Trustees in accordance with R.C. Section 505.72. The appointment process may be by written or verbal test, and may include an assessment center comprised of representatives of the Joint Ambulance District Board of Trustees, other officers, or other individuals employed outside of the District. An assessment center may review and assess the candidate's education, training, and experience, as well as his/her knowledge and capabilities relating to personnel matters, EMS operations, and other subjects specified by the Board of Trustees. EMS personnel may have input, as the EMS Chief and Board of Trustees see fit, into the assessment center process.

Nothing in this Joint Resolution shall prevent or prohibit the Board of Trustees of the Joint Ambulance District from later decreasing or increasing the total number of officer positions. The Joint Ambulance District may enter an agreement with any other political subdivision or entity for providing dispatch services for ambulance, emergency medical, or rescue services, or to any other call which the District provides response vehicles, manpower or other resources.

### **Section 4 – Removal of Officers**

Any employees of the Joint Ambulance District shall continue in office until removed as provided by Sections 733.35 to 733.39 of the Revised Code. To initiate removal proceedings, and for such purpose, the Board shall designate a private citizen to investigate the conduct and prepare the necessary charges in conformity with Sections 733.35 to 733.39 of the Revised Code. The Board may pay reasonable compensation to such person for that person's services.

In the case of the removal of an employee of the Joint Ambulance District, an appeal may be had from the decision of the Board of the Court of Common Pleas of the county in which the

District, or part of it, is situated, to determine the sufficiency of the cause of removal. Such appeal from the findings of the Board shall be taken within ten (10) days.

**Section 5 – Contract for Services**

In lieu of employing personnel, the District may contract for ambulance services, as permitted by the Ohio Revised Code and as set forth in Article XXI.

**ARTICLE XX**

**DISPATCHING**

The Joint Ambulance District may enter into an agreement with any other political subdivision or entity for providing dispatch service for fire, rescue, emergency, medical, hazardous material, or any other call to which the District provides response of vehicles, manpower or other resources.

**ARTICLE XXI**

**CONTRACTS FOR AMBULANCE AND EMS PROTECTION**

In order to obtain the service of ambulance service organizations, to obtain additional services from ambulance service organizations in times of emergency or to obtain the services of emergency medical service organization, the District may enter into a contract, for a period not to exceed three (3) years with one or more townships, municipal corporations, joint fire districts, non-profit corporations, or any other governmental unit that provides ambulance services or emergency medical services, with private ambulance owners, regardless of whether such townships, municipal corporations, joint fire districts, non-profit corporations, governmental units, or private ambulance owners are located within or without the state, upon such terms as are agreed to, to furnish or receive services from ambulances or emergency medical service organizations or the interchange of services from ambulance or emergency medical service organizations within the several



territories of the contracting subdivisions, if such contract is first authorized by all board of trustees and legislative authorities concerned.

The contract may provide for a fixed annual charge to be paid at the time agreed upon and stipulated in the contract, or for compensation based upon a stipulated price for each run, call, or emergency, or the elapsed time of service requiring such run, call, emergency, or any combination thereof.

For purposes of this section, "emergency medical service organization" has the same meaning as in Section 4765.01 of the Revised Code.

Ambulance services or emergency medical services rendered for a joint ambulance district under this section and section 505.71 of the Revised Code shall be deemed services of the district. These sections do not authorize suits against a district or any township or municipal corporation providing or receiving or contracting to provide or receive, such services under these sections or damages for injury or loss to persons or property or for wrongful death caused by persons providing such services.

## **ARTICLE XXII**

### **EFFECTIVE DATE**

#### **Section 1 - Effective Date**

The effective date of this resolution creating the BMRT Ambulance District, for all purposes whatsoever (whether used for purposes of reference or computation herein or hereafter), shall be April 1, 2024.

## **ARTICLE XXIII**

### **AMENDMENTS**

#### **Section 1 - Amendments to Rules and Regulations**

This Resolution may be amended at any meeting of the Ambulance District Board of Trustees called for that purpose by the unanimous vote of the Board of Trustees, and with the majority votes of each of the participating political subdivisions.

However, as set forth in Article II (Territorial Limits), an additional political subdivision may join the District by approval of a majority vote of the Joint Ambulance District Board of Trustees and a majority vote of the Board of Township Trustees or Village/City Council only.

## **ARTICLE XXIV**

### **SEVERABILITY**

If any provision of this Joint Resolution is held unenforceable or invalid, then such provision will be modified to reflect the parties' intention. All remaining provisions of this Joint Resolution shall remain in full force and effect.

# BMRT (Hardin County)





IN WITNESS WHEREOF, the Village of Belle Center has hereunto adopted the Joint Resolution as of the 13 day of February, 2024.

**Village of Belle Center**  
Lance Houchin  
LANCE HOUCHIN, Mayor

Anita Legge  
Anita Legge, President of Council Administrator

Steve Fausler As to Form - Solicitor  
Joe Bidder  
Joe Bidder Fiscal Officer

VILLAGE OF BELLE CENTER  
PO BOX 508, BELLE CENTER, OHIO 43310  
937-464-6012

**RESOLUTION 2024-2**

**A RESOLUTION AUTHORIZING VEHICLE PURCHASE AND FINANCING**

WHEREAS, the Village of Belle Center, Ohio has a need to purchase a truck to be utilized for its street, water and sewer service, described as a 2024 Ford F250 and;

WHEREAS, the Village has determined that it needs to obtain finance to pay for the truck,

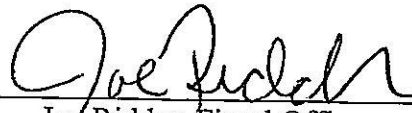
NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Belle Center, County of Logan, State of Ohio, at its regularly scheduled February 13<sup>th</sup> 2024 meeting as follows:

1. The Village needs to and shall purchase a truck described as 2024 Ford F250 for a total of \$55,699.00.
2. On behalf of the Village of Belle Center, Ohio, a loan in the amount of \$55,699 shall be procured with and through The Union Banking Company upon the terms negotiated: to be financed over a six-year period of time at a rate of 7%. The monthly payment is \$949.59. In addition, a \$300.00 loan processing fee is due upon signing.
3. Brandon Bingham shall hereby be designated as the authorized signer on all required documents to sign not in an individual capacity, but on behalf of the Village of Belle Center, Ohio, to carry out the terms of this resolution.

It was moved, seconded and passed on roll call vote of 6 - 0, at least three fourths of the elected Council members approving to pass this as an emergency measure on a single reading, and the Resolution shall become effective as soon as allowable by law.

Passed this 13<sup>th</sup> day of February 2024.

  
Lance Houchin, Mayor

  
Joe Ridder, Fiscal Officer

VILLAGE OF BELLE CENTER  
 PO BOX 508, BELLE CENTER, OHIO 43310  
 937-464-6012  
**RESOLUTION NO. 2024-1**  
**SUPPLEMENTAL APPROPRIATION RESOLUTION**

A resolution to make supplemental appropriations for Current Expenses and other Expenditures of the Village of Belle Center, State of Ohio, during the fiscal year ending December 31, 2024.

Section I. **BE IT RESOLVED** 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, 2024, the following amounts be and they are hereby set aside and appropriated as follows:

Section II. That there be appropriated from the  
 1000 GENERAL FUND EQUIPMENT 1000-800-520-0000 \$ 55,699.00  
**TOTAL SUPPLEMENTAL APPROPRIATION \$ 55,699.00**

FUND SUMMARY	APPROPRIATION BALANCE	SUPPLEMENTAL APPROPRIATION	APPROPRIATION NEW BALANCE
1000 – GENERAL FUND	\$ 291,364.00	\$55,699.00	\$ 347,063.00
2011 – STREET FUND	\$ 93,760.96		\$ 93,760.96
2021 – STATE HIGHWAY	\$ 9,500.00		\$ 9,500.00
2901 – PERMISSIVE TAX	\$ 25,500.00		\$ 25,500.00
4201 – CITGO PROJECT	\$ 25,000.00		\$ 25,000.00
5101 – WATER OPERATING	\$ 101,029.40		\$ 101,029.40
5201 – SEWER OPERATING	\$ 252,588.60		\$ 252,588.60
5601 – GARBAGE OPERATING	\$ 109,249.58		\$ 109,249.58
5701 – WATER CAPITAL IMPROVEMENT	\$ 55,600.10		\$ 55,505.10
5781 – ENTERPRISE DEPOSIT FUND	\$ 2,500.00		\$ 2,500.00
<b>TOTAL APPROPRIATIONS</b>	<b>\$ 966,092.64</b>	<b>\$55,699.00</b>	<b>\$1,021,791.64</b>

Section III. The Fiscal Officer is hereby authorized to draw 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 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 purpose other than those covered by the other specific appropriations herein made.

At the regularly scheduled meeting 2-13-2024 it was moved, seconded and passed by a vote of 6-0 at least three fourths of the elected Council members approving to pass this as an emergency measure on a single reading, and the Resolution shall become effective as soon as allowable by law.

  
 Lance Houchin, Mayor

  
 Joe Ridder, Fiscal Officer