

**Village of Russells Point
Regular Council Meeting
Council Chambers**

Meeting Agenda August 17, 2020

1. Call to Order
2. Roll Call
3. Approval of Previous Meeting Minutes – August 3, 2020
4. Reports
 - a. Financial Report
 - b. Maintenance Team Report
 - c. Code Enforcement Report
 - d. Police Report
 - e. Parks & Recreation Report
 - f. EMS Report
5. Ordinances and Resolutions
 - a. Resolution 20-940 – Amounts and Rates
 - b. Resolution 20-941 – Weeds & Litter Tax Assessment
 - c. Ordinance 20-1182 – Amending Codified Ordinance (rates and fees)
6. Citizen's Comments
7. Old Business
8. New Business
9. Next Council Meeting – Tuesday, September 8, 2020
10. Adjournment
11. Upcoming Meetings
 - a. BPA – August 24, 2020 at 6:00 p.m.

**INDIAN LAKE OHIO
VILLAGE OF RUSSELLS POINT
COUNCIL MEETING**

MEETING MINUTES

August 3, 2020

Due to COVID-19 and the stay at home order this meeting was held by public teleconference via GoToMeeting.

Mayor Reames called the Meeting to order at 7:00 p.m.

Roll Call: Ms. Joan Hinterschied, present; Mr. John Huffman, present; Ms. Kelly Huffman, present; Mr. Greg Iiams, present; Ms. Joan Maxwell, present; Ms. Shannon Stinemetz, present.

Recorder: Fiscal Officer Jeff Weidner

Guests: Ms. Dianne Gauder, Mayor's Court Clerk
Mr. Joe Freyhof, Police Chief
Mr. Adam Sorenson, Crisis Intervention Team

Minutes: July 20, 2020 Council Meeting

Ms. Kelly Huffman moved to approve the July 20, 2020 Council Meeting Minutes as submitted. Ms. Shannon Stinemetz seconded the motion.

*The Vote: Ms. Joan Hinterschied, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea;
Mr. Greg Iiams, yea; Ms. Joan Maxwell, yea; Ms. Shannon Stinemetz, yea.*

The motion passed: 6 yeas – 0 nays

Reports: Mayor's Court Report –

The July 2020 statement for Mayor's Court showing Village revenue of \$1,644.00 was presented to Council for approval.

Ms. Joan Hinterschied moved to approve the July 2020 Mayor's Court Statement as submitted. Ms. Joan Maxwell seconded the motion.

*The Vote: Ms. Joan Hinterschied, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea;
Mr. Greg Iiams, yea; Ms. Joan Maxwell, yea; Ms. Shannon Stinemetz, yea.*

The motion passed: 6 yeas – 0 nays

BPA Report –

Council was provided a written report outlining discussions held in the prior board meeting.

Indian Joint Fire District Report –

This report was provided in writing by Ms. Joan Maxwell. Council had no questions.

Park & Recreation Report –

Tyler Avila has completed a lot of work on the ball fields in preparation of a baseball tournament. The next park board meeting will be held Monday, August 10th at 7:30 p.m. This meeting will be held at the municipal building as well as via teleconference. Ms. Joan Hinterschied is applying for a Community Grant in the amount of \$500 through Dicks Sporting Goods for two tether ball sets and two basketball backboards and nets. She is also working on applying for the donation of another backboard and net through Walmart.

Police Report -

Chief Freyhof introduced Adam Sorenson from the Mental Health, Drug and Alcohol Services and Chair of the Crisis Intervention Team. Mr. Sorenson spoke of a six-month

Public Health and Safety Team Grant that was received from the CDC. He explained the purpose of the grant and how the money will be used to reduce the opiate use disorder. They also received a grant for the Crisis Intervention Team to recognize law enforcement officers who do a good job helping those with persistent mental illness. Russells Point Police Officer, Kyle Myers went through the Crisis Intervention Team Training in the fall and has applied the training in the field with success. Officer Myers was recognized with a CIT Officer Award for his outgoing efforts and applying his training in the field.

ORDINANCES & RESOLUTIONS: None

CITIZEN COMMENTS:

OLD BUSINESS:

A. Municipal Building Property Drainage

Mr. Weidner informed council that he received a quote of \$3,000 to determine the valuation of the MacDonald property adjacent to the southeast corner of the municipal building property. The valuation is for the fifteen foot easement that is needed to complete the drainage project.

B. Traffic Light Inspection/Repairs

Security Fence Group recently completed the annual inspection of the traffic light controller at U.S. Rt. 33 and S.R. 708. Their report indicates that the controller and MMU are approximately twenty years old and that any failure would result in replacement. In addition, one of the batteries is leaking acid. The cost to replace the controller was quoted at \$5,825 (Econolite Controller) or \$5,375 (Eagle Controller).

C. Code Enforcement Department

Mayor Reames explained that she would like to split the duties of code enforcement and zoning. Dianne Gauder will continue to do perform the zoning duties and the police department will be taking on the duties of code enforcement. By assigning the code enforcement duties to the police department, this will allow more personnel, more community outreach, and will allow for an additional police officer leading to a goal of a full-time police department. She explained that if we employ another officer at a rate of \$15.00 per hour for 32 hours per week, including retirement benefits and health insurance is estimated at around \$27.31 per hour, and approximately \$19,226 for the remainder of 2020. Based on the unencumbered balance in the code enforcement department that could be used to fund the additional officer, less potential expenditures for the department, there may be a chance that appropriations may require a slight increase. Mayor asked council for their thoughts on the proposed idea. Ms. Hinterschied questioned as to whether the officer would be in addition to a part time code enforcement employee, to which Mayor Reames explained that a part-time code enforcement/zoning officer would no longer be needed taking this approach. Ms. Hinterschied reiterated, and the mayor confirmed that it would be one hire at 32 hours per week.

Ms. Joan Hinterschied made a motion to allow the split of zoning/code enforcement duties and hire an additional police officer as proposed. Ms. Shannon Stinemetz seconded the motion.

The Vote: Ms. Joan Hinterschied, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Mr. Greg Iiams, nay; Ms. Joan Maxwell, yea; Ms. Shannon Stinemetz, yea.

The motion passed: 5 yeas – 1 nay

D. HVAC System

Ms. Maxwell asked for an update on the replacement of the HVAC system. Mr. Weidner explained that Atlas Butler and Lochard have both been in to look at the current system and that he is waiting on their quotes. Currently multiple fans are being used to direct the cool air from the conference room area to the council chambers.

NEW BUSINESS: None

Ms. Joan Maxwell made a motion to adjourn the meeting and seconded by Mr. John Huffman.
The meeting was adjourned at 7:38 p.m.

Next Ordinance: 20-1182 Next Resolution: 20-940

Next Council Meeting: Monday, August 17, 2020 at 7:00 p.m.

Fiscal Officer Jeff Weidner

Mayor Robin Reames

Date Passed

FINANCIAL REPORT – JULY 2020

| | |
|-------------------------------|---------------------|
| July beginning pooled balance | \$4,608,052.08 |
| Revenue for July | \$171,260.56 |
| <u>Expenses for July</u> | <u>\$167,449.36</u> |
| May ending pooled balance | \$4,611,863.28 |

BREAKDOWN OF FUNDS

| | |
|---------------------------|---------------------|
| General Fund | \$2,048,985.68 |
| Water Funds | \$2,043,681.90 |
| <u>Remaining Funds</u> | <u>\$519,195.70</u> |
| May ending pooled balance | \$4,608,052.08 |

The Village books reconciled with the bank statement.

COVID Fund 2151 Expenses through August 6, 2020

| | |
|---------------------------------------|--------------------|
| GoToMeeting subscription | \$81.52 |
| Advertisements | \$190.85 |
| Dinkler Law – Legislation | \$12,878.14 |
| <u>Supplies & Materials</u> | <u>2,049.24</u> |
| Total Covid Fund 2151 Expenses | \$15,199.75 |

Other COVID related expenses and revenue loss

| | |
|--|--------------------|
| Water Disconnect Fees | \$5,250.00 |
| Water Late Penalties | \$1,765.70 |
| Overtime Payout (including benefits) – Police Dept. | \$4,837.05 |
| <u>Overtime Payout (including benefits) – Maintenance Team</u> | <u>\$1,958.86</u> |
| Total other expenses and revenue loss to date | \$13,811.61 |

Bank Reconciliation

UAN v2020.3

Reconciled Date 7/31/2020

Posted 8/6/2020 1:44:22 PM

| | | |
|--|---|------------------------------|
| Prior UAN Balance: | | \$4,608,052.08 |
| Receipts: | + | \$161,572.92 |
| Payments: | - | \$157,716.05 |
| Adjustments: | + | <u>-\$45.67</u> |
| Current UAN Balance as of 07/31/2020: | | \$4,611,863.28 |
| Other Adjusting Factors: | + | <u>\$0.00</u> |
| Adjusted UAN Balance as of 07/31/2020: | | <u><u>\$4,611,863.28</u></u> |
| | | |
| Entered Bank Balances as of 07/31/2020: | | \$4,619,145.25 |
| Deposits in Transit: | + | \$0.00 |
| Outstanding Payments: | - | \$7,281.97 |
| Outstanding Adjustments: | + | \$0.00 |
| Other Adjusting Factors: | + | <u>\$0.00</u> |
| Adjusted Bank Balances as of 07/31/2020: | | <u><u>\$4,611,863.28</u></u> |

Balances Reconciled

Governing Board Signatures

There are no outstanding receipts as of 07/31/2020.

There are no outstanding adjustments as of 07/31/2020.

Page: 1 of 1
 Account:
 Date: 07/31/2020

VILLAGE OF RUSSELLS POINT
 MMDA
 PO BOX 30
 RUSSELLS POINT OH 43348-0030

Enclosures 0

*** CHECKING *** PUBLIC FUND MM

Beginning balance on July 01, 2020
 Total Deposits and Credits: 5
 Total Checks and Debits: 0
 Cycle Service Charge
 Ending balance on July 31, 2020

Beginning Rate 0.50000
 \$ 4,573,298.23
 + 7,590.59
 - .00
 - 0
 \$ 4,580,888.82

Number of days in this statement period: 31

● **Account Transactions**

| Date | Description | DEBITS | CREDITS |
|-------|---|--------|----------|
| 07/06 | EXCESS BALANCE TRANSFER FROM CK XXXXXXXXXXXX0724 | | 29.37 |
| 07/07 | EXCESS BALANCE TRANSFER FROM CK XXXXXXXXXXXX0724 | | 4,911.26 |
| 07/16 | EXCESS BALANCE TRANSFER FROM CK XXXXXXXXXXXX0724 | | 728.72 |
| 07/27 | EXCESS BALANCE TRANSFER FROM CK XXXXXXXXXXXX0724 | | 339.15 |
| 07/31 | INTEREST PAYMENT | | 1,582.09 |

● **Balance By Date**

| Date | Balance | Date | Balance | Date | Balance | Date | Balance |
|-------|--------------|-------|--------------|-------|--------------|-------|--------------|
| 06/30 | 4,573,298.23 | 07/06 | 4,573,327.60 | 07/07 | 4,578,238.86 | 07/16 | 4,578,967.58 |
| 07/27 | 4,579,306.73 | 07/31 | 4,580,888.82 | | | | |

● **Interest Information**

PAYER FEDERAL ID NUMBER..... 34-4322730
 INTEREST PAID YEAR TO DATE..... 23,253.26

**REG CC FUNDS AVAILABILITY CHANGES EFFECTIVE JULY 1,2020
 INCREASED LIMITS! SEE ENCLOSED FUNDS AVAILABILITY
 DISCLOSURE. PLEASE CONTACT BRANCH WITH ANY QUESTIONS.**

**Osgood State Bank**275 W. MAIN, P.O. BOX 89
OSGOOD, OHIO 45351Page: 1 of 10
Account:
Date: 07/31/2020**VILLAGE OF RUSSELLS POINT
OPERATING ACCOUNT
PO BOX 30
RUSSELLS POINT OH 43348-0030****Enclosures 41******* CHECKING *** NON-INT STATE/POL**Beginning balance on July 01, 2020
Total Deposits and Credits: 78
Total Checks and Debits: 85
Cycle Service Charge
Ending balance on July 31, 2020

| | |
|----|------------|
| \$ | 45,831.85 |
| + | 159,990.83 |
| - | 167,556.25 |
| - | 0 |
| \$ | 38,256.43 |

Number of days in this statement period: 31

● Account Transactions

| <u>Date</u> | <u>Description</u> | <u>DEBITS</u> | <u>CREDITS</u> |
|-------------|--------------------------------|---------------|----------------|
| 07/01 | AC HUNT MERCH SVCS DEPOSIT | | 255.41 |
| 07/01 | AC OWDA CASH CON | 23,136.39 | |
| 07/02 | AC HUNT MERCH SVCS DEPOSIT | | 440.38 |
| 07/02 | AC COSE RECURRING INS PAYMNT | 5,599.83 | |
| 07/03 | AC HUNT MERCH SVCS DISCOUNT | 14.05 | |
| 07/03 | AC HUNT MERCH SVCS FEE | 49.65 | |
| 07/03 | AC HUNT MERCH SVCS INTERCHNG | 83.27 | |
| 07/03 | AC VILLAGE OF RUSSE PP 13 2020 | 10,883.99 | |
| 07/06 | AC HUNT MERCH SVCS DEPOSIT | | 1,115.66 |
| 07/06 | AC DIV OF TAX OPER CASH DIS | | 15,000.00 |
| 07/06 | RDC DEPOSIT | | 2,735.80 |
| | NUMBER 0000000001 | | |
| 07/06 | RDC DEPOSIT | | 4,475.97 |
| | NUMBER 0000000001 | | |
| 07/06 | RDC DEPOSIT | | 7,941.48 |
| | NUMBER 0000000001 | | |
| 07/06 | RDC DEPOSIT | | 12,000.00 |
| | NUMBER 0000000001 | | |
| 07/06 | EXCESS BALANCE TRANSFER | 29.37 | |
| | TO CK XXXXXXXXXXXX0740 | | |
| 07/07 | RDC DEPOSIT | | 3,012.55 |
| | NUMBER 0000000001 | | |
| 07/07 | RDC DEPOSIT | | 3,309.95 |
| | NUMBER 0000000001 | | |
| 07/07 | RDC DEPOSIT | | 3,911.69 |
| | NUMBER 0000000001 | | |
| 07/07 | AC DPL UTILITYPMT | 19.76 | |
| 07/07 | AC DPL UTILITYPMT | 19.92 | |

Cash Summary by Fund

July 2020

| Fund # | Fund Name | Fund Balance 7/1/2020 | Fund Balance Adjustments | Revenue (excluding transfers and advances in) | Transfers In | Advances In | Total Fund & Adjustments & Revenue | Expenditures (excluding transfers and advances out) | Transfers Out | Advances Out | Fund Balance 7/31/2020 | Non-Pooled Balance | Pooled Balance |
|---------------|----------------------------------|-----------------------|--------------------------|---|--------------|-------------|------------------------------------|---|---------------|--------------|------------------------|--------------------|----------------|
| 1000 | General | \$2,071,093.19 | \$0.00 | \$67,052.73 | \$0.00 | \$0.00 | \$2,138,145.92 | \$77,155.70 | \$12,004.54 | \$0.00 | \$2,048,965.68 | \$0.00 | \$2,048,965.68 |
| 2011 | Street Maintenance | \$240,468.25 | \$0.00 | \$6,959.10 | \$0.00 | \$0.00 | \$247,427.35 | \$3,680.95 | \$0.00 | \$0.00 | \$243,746.40 | \$0.00 | \$243,746.40 |
| 2021 | State Highway | \$22,604.21 | \$0.00 | \$565.38 | \$0.00 | \$0.00 | \$23,169.59 | \$121.88 | \$0.00 | \$0.00 | \$23,047.71 | \$0.00 | \$23,047.71 |
| 2041 | Parks and Recreation | \$1,412.97 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$1,412.97 | \$92.07 | \$0.00 | \$0.00 | \$1,320.90 | \$0.00 | \$1,320.90 |
| 2081 | Drug Law Enforcement | \$6,554.80 | \$0.00 | \$10.00 | \$0.00 | \$0.00 | \$6,564.80 | \$0.00 | \$0.00 | \$0.00 | \$6,564.80 | \$0.00 | \$6,564.80 |
| 2101 | Auto Permissive | \$90,563.55 | \$0.00 | \$871.16 | \$0.00 | \$0.00 | \$91,434.71 | \$0.00 | \$0.00 | \$0.00 | \$91,434.71 | \$0.00 | \$91,434.71 |
| 2151 | Coronavirus Relief Fund | \$0.00 | \$0.00 | \$32,194.28 | \$0.00 | \$0.00 | \$32,194.28 | \$4,096.76 | \$0.00 | \$0.00 | \$28,097.52 | \$0.00 | \$28,097.52 |
| 2901 | Police 3 Mill | \$28,111.31 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$28,111.31 | \$20,832.69 | \$0.00 | \$0.00 | \$7,278.62 | \$0.00 | \$7,278.62 |
| 2903 | State Police Training Grant | \$2,385.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$2,385.00 | \$0.00 | \$0.00 | \$0.00 | \$2,385.00 | \$0.00 | \$2,385.00 |
| 4101 | Municipal Building | \$0.00 | \$0.00 | \$0.00 | \$6,004.54 | \$0.00 | \$6,004.54 | \$6,004.54 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| 4203 | OPWC Paving | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| 4204 | Clean Ohio III | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| 4501 | Main Street | \$12,827.02 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$12,827.02 | \$0.00 | \$0.00 | \$0.00 | \$12,827.02 | \$0.00 | \$12,827.02 |
| 4901 | Misc Capital Projects | \$48,000.00 | \$0.00 | \$0.00 | \$6,000.00 | \$0.00 | \$54,000.00 | \$0.00 | \$0.00 | \$0.00 | \$54,000.00 | \$0.00 | \$54,000.00 |
| 5101 | Water Operating | \$1,801,914.44 | \$0.00 | \$60,552.99 | \$0.00 | \$0.00 | \$1,862,467.43 | \$27,331.44 | \$55,100.00 | \$0.00 | \$1,780,035.99 | \$0.00 | \$1,780,035.99 |
| 5201 | Storm Sewer Operating | \$46,752.80 | \$0.00 | \$1,149.92 | \$100.00 | \$0.00 | \$48,002.72 | \$0.00 | \$0.00 | \$0.00 | \$48,002.72 | \$0.00 | \$48,002.72 |
| 5701 | Utility Improvement | \$143,820.24 | \$0.00 | \$0.00 | \$20,000.00 | \$0.00 | \$163,820.24 | \$3,091.94 | \$0.00 | \$0.00 | \$160,728.30 | \$0.00 | \$160,728.30 |
| 5721 | Mortgage Debt Service | \$0.00 | \$0.00 | \$0.00 | \$35,000.00 | \$0.00 | \$35,000.00 | \$23,136.39 | \$0.00 | \$0.00 | \$11,863.61 | \$0.00 | \$11,863.61 |
| 5741 | Debt Service Reserve | \$91,054.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$91,054.00 | \$0.00 | \$0.00 | \$0.00 | \$91,054.00 | \$0.00 | \$91,054.00 |
| 9101 | Unclaimed Monies | \$490.30 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$490.30 | \$0.00 | \$0.00 | \$0.00 | \$490.30 | \$0.00 | \$490.30 |
| 9901 | Mayor's Court-State Costs & Fees | \$0.00 | \$0.00 | \$1,905.00 | \$0.00 | \$0.00 | \$1,905.00 | \$1,905.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Report Total: | | \$4,608,052.08 | \$0.00 | \$171,260.56 | \$67,104.54 | \$0.00 | \$4,846,417.18 | \$167,449.36 | \$67,104.54 | \$0.00 | \$4,611,863.28 | \$0.00 | \$4,611,863.28 |

Last reconciled to bank: 07/31/2020 - Total other adjusting factors: \$0.00

2,043,681.90 Water funds

Cash Summary by Fund

1/1/2020 to 7/31/2020

| Fund # | Fund Name | Fund Balance 1/1/2020 | Fund Balance Adjustments | Revenue (excluding transfers and advances in) | Transfers In | Advances In | Total Fund & Adjustments & Revenue | Expenditures (excluding transfers and advances out) | Transfers Out | Advances Out | Fund Balance 7/31/2020 | Non-Pooled Balance | Pooled Balance |
|---------------|----------------------------------|-----------------------|--------------------------|---|--------------|-------------|------------------------------------|---|---------------|--------------|------------------------|--------------------|----------------|
| 1000 | General | \$2,024,541.96 | \$0.00 | \$331,755.75 | \$0.00 | \$0.00 | \$2,356,297.71 | \$224,177.05 | \$83,134.98 | \$0.00 | \$2,048,965.68 | \$0.00 | \$2,048,965.68 |
| 2011 | Street Maintenance | \$219,246.85 | \$0.00 | \$52,318.04 | \$0.00 | \$0.00 | \$271,564.89 | \$27,818.49 | \$0.00 | \$0.00 | \$243,746.40 | \$0.00 | \$243,746.40 |
| 2021 | State Highway | \$24,232.77 | \$0.00 | \$3,912.04 | \$0.00 | \$0.00 | \$28,144.81 | \$5,087.10 | \$0.00 | \$0.00 | \$23,047.71 | \$0.00 | \$23,047.71 |
| 2041 | Parks and Recreation | \$1,501.78 | \$0.00 | \$108.00 | \$0.00 | \$0.00 | \$1,511.78 | \$190.88 | \$0.00 | \$0.00 | \$1,320.90 | \$0.00 | \$1,320.90 |
| 2081 | Drug Law Enforcement | \$5,856.80 | \$0.00 | \$708.00 | \$0.00 | \$0.00 | \$6,564.80 | \$0.00 | \$0.00 | \$0.00 | \$6,564.80 | \$0.00 | \$6,564.80 |
| 2101 | Auto Permissive | \$87,349.69 | \$0.00 | \$4,085.02 | \$0.00 | \$0.00 | \$91,434.71 | \$0.00 | \$0.00 | \$0.00 | \$91,434.71 | \$0.00 | \$91,434.71 |
| 2151 | Coronavirus Relief Fund | \$0.00 | \$0.00 | \$32,194.28 | \$0.00 | \$0.00 | \$32,194.28 | \$4,086.76 | \$0.00 | \$0.00 | \$28,097.52 | \$0.00 | \$28,097.52 |
| 2901 | Police 3 Mill | \$13,768.32 | \$0.00 | \$76,015.44 | \$65,000.00 | \$0.00 | \$154,783.76 | \$147,505.14 | \$0.00 | \$0.00 | \$7,278.62 | \$0.00 | \$7,278.62 |
| 2903 | State Police Training Grant | \$2,585.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$2,585.00 | \$200.00 | \$0.00 | \$0.00 | \$2,385.00 | \$0.00 | \$2,385.00 |
| 4101 | Municipal Building | \$0.00 | \$0.00 | \$0.00 | \$12,134.98 | \$0.00 | \$12,134.98 | \$12,134.98 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| 4203 | OPWC Paving | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| 4204 | Clean Ohio III | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| 4501 | Main Street | \$12,827.02 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$12,827.02 | \$0.00 | \$0.00 | \$0.00 | \$12,827.02 | \$0.00 | \$12,827.02 |
| 4901 | Misc Capital Projects | \$48,000.00 | \$0.00 | \$0.00 | \$6,000.00 | \$0.00 | \$54,000.00 | \$0.00 | \$0.00 | \$0.00 | \$54,000.00 | \$0.00 | \$54,000.00 |
| 5101 | Water Operating | \$1,705,031.36 | \$0.00 | \$395,819.58 | \$0.00 | \$0.00 | \$2,100,850.94 | \$235,271.96 | \$65,542.99 | \$0.00 | \$1,780,035.99 | \$0.00 | \$1,780,035.99 |
| 5201 | Storm Sewer Operating | \$39,272.69 | \$0.00 | \$8,023.37 | \$706.66 | \$0.00 | \$48,002.72 | \$0.00 | \$0.00 | \$0.00 | \$48,002.72 | \$0.00 | \$48,002.72 |
| 5701 | Utility Improvement | \$176,565.24 | \$0.00 | \$0.00 | \$20,000.00 | \$0.00 | \$196,565.24 | \$35,836.94 | \$0.00 | \$0.00 | \$160,728.30 | \$0.00 | \$160,728.30 |
| 5721 | Mortgage Debt Service | \$65,910.06 | \$0.00 | \$0.00 | \$64,836.33 | \$0.00 | \$130,746.39 | \$118,882.76 | \$0.00 | \$0.00 | \$11,863.61 | \$0.00 | \$11,863.61 |
| 5741 | Debt Service Reserve | \$91,054.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$91,054.00 | \$0.00 | \$0.00 | \$0.00 | \$91,054.00 | \$0.00 | \$91,054.00 |
| 9101 | Unclaimed Monies | \$490.30 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$490.30 | \$0.00 | \$0.00 | \$0.00 | \$490.30 | \$0.00 | \$490.30 |
| 9901 | Mayor's Court-State Costs & Fees | \$0.00 | \$0.00 | \$7,463.00 | \$0.00 | \$0.00 | \$7,463.00 | \$7,463.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Report Total: | | \$4,518,233.84 | \$0.00 | \$912,304.52 | \$168,677.97 | \$0.00 | \$5,599,216.33 | \$818,675.08 | \$168,677.97 | \$0.00 | \$4,611,863.28 | \$0.00 | \$4,611,863.28 |

Last reconciled to bank: 07/31/2020 - Total other adjusting factors: \$0.00

Payment Listing

July 2020

| Payment Advice # | Post Date | Transaction Date | Type | Vendor / Payee | Amount | Status |
|------------------|------------|------------------|------|---|-------------|--------|
| 394-2020 | 07/06/2020 | 07/06/2020 | CH | Dayton Power & Light (MUNI) | \$485.33 | C |
| 395-2020 | 07/06/2020 | 07/06/2020 | CH | Dayton Power & Light (Leppich) | \$19.76 | C |
| 396-2020 | 07/06/2020 | 07/06/2020 | CH | Dayton Power & Light (OldTwr) | \$35.38 | C |
| 397-2020 | 07/06/2020 | 07/06/2020 | CH | Dayton Power & Light (Plant) | \$1,363.69 | C |
| 398-2020 | 07/06/2020 | 07/06/2020 | CH | CenturyLink (Plant) | \$197.57 | C |
| 399-2020 | 07/06/2020 | 07/06/2020 | CH | VECTREN ENERGY DELIVERY | \$66.29 | C |
| 400-2020 | 07/06/2020 | 07/06/2020 | CH | Vectren Energy Delivery | \$49.37 | C |
| 401-2020 | 07/06/2020 | 07/06/2020 | CH | WEX Bank | \$756.61 | C |
| 403-2020 | 07/03/2020 | 07/06/2020 | CH | Huntington Merchant Services | \$146.97 | C |
| 404-2020 | 07/02/2020 | 07/06/2020 | CH | COSE | \$5,599.83 | C |
| 405-2020 | 07/06/2020 | 07/06/2020 | CH | Anthem Life Insurance Company | \$127.25 | C |
| 413-2020 | 07/01/2020 | 07/07/2020 | CH | Ohio Water Development Authority | \$23,136.39 | C |
| 428-2020 | 07/17/2020 | 07/20/2020 | CH | Huntington National Bank (Village Bond) | \$6,004.54 | C |
| 429-2020 | 07/08/2020 | 07/20/2020 | CH | Dental Care Plus, Inc. | \$288.42 | C |
| 430-2020 | 07/20/2020 | 07/20/2020 | CH | Mastercard | \$479.63 | C |
| 431-2020 | 07/20/2020 | 07/20/2020 | CH | Time Warner Cable | \$378.15 | C |
| 432-2020 | 07/20/2020 | 07/20/2020 | CH | Time Warner Cable (WTP Internet) | \$96.98 | C |
| 445-2020 | 07/27/2020 | 07/27/2020 | CH | Anthem Life Insurance Company | \$127.25 | C |
| 446-2020 | 07/27/2020 | 07/27/2020 | CH | Dayton Power & Light (Leppich) | \$19.76 | C |
| 447-2020 | 07/27/2020 | 07/27/2020 | CH | Dayton Power & Light (MUNI) | \$490.68 | C |
| 448-2020 | 07/27/2020 | 07/27/2020 | CH | Dayton Power & Light (MUNI) | \$20.03 | C |
| 449-2020 | 07/27/2020 | 07/27/2020 | CH | Dayton Power & Light (OldTwr) | \$26.60 | C |
| 450-2020 | 07/27/2020 | 07/27/2020 | CH | Dayton Power & Light (Plant) | \$1,549.54 | C |
| 451-2020 | 07/27/2020 | 07/27/2020 | CH | WEX Bank | \$879.42 | C |
| 452-2020 | 07/27/2020 | 07/27/2020 | CH | Mastercard | \$808.78 | C |
| 458-2020 | 07/31/2020 | 08/06/2020 | CH | Osgood State Bank | \$34.95 | C |
| 8468 | 07/06/2020 | 07/06/2020 | AW | Bellefontaine Examiner | \$72.39 | C |
| 8469 | 07/06/2020 | 07/06/2020 | AW | Best Door & Window | \$89.95 | C |
| 8470 | 07/06/2020 | 07/06/2020 | AW | Clark | \$136.96 | C |
| 8471 | 07/06/2020 | 07/06/2020 | AW | Dale Albert | \$1,280.75 | C |
| 8472 | 07/06/2020 | 07/06/2020 | AW | Donnellon McCarthy Enterprises, Inc. | \$176.39 | C |
| 8473 | 07/06/2020 | 07/06/2020 | AW | Digital Ally | \$20.00 | C |
| 8474 | 07/06/2020 | 07/06/2020 | AW | Golden Graphics | \$378.00 | C |
| 8475 | 07/06/2020 | 07/06/2020 | AW | Habitec Security | \$158.85 | C |
| 8476 | 07/06/2020 | 07/06/2020 | AW | Julian and Grube, Inc. | \$3,400.00 | C |
| 8477 | 07/06/2020 | 07/06/2020 | AW | Miami Valley Lighting LLC | \$38,366.16 | C |
| 8478 | 07/06/2020 | 07/06/2020 | AW | MA SI-Mobile Analytical Services, Inc. | \$304.15 | C |
| 8479 | 07/06/2020 | 07/06/2020 | AW | Rite Aid | \$64.11 | C |
| 8480 | 07/06/2020 | 07/06/2020 | AW | Roger Brown | \$1,079.50 | C |
| 8481 | 07/06/2020 | 07/06/2020 | AW | Shafer's Garage & Towing | \$125.00 | C |
| 8482 | 07/06/2020 | 07/06/2020 | AW | Trithium Solutions | \$406.05 | C |
| 8483 | 07/06/2020 | 07/06/2020 | AW | Vance's Law Enforcement | \$31.20 | C |
| 8484 | 07/06/2020 | 07/06/2020 | AW | VERIZON WIRELESS | \$331.80 | C |
| 8485 | 07/06/2020 | 07/06/2020 | AW | Univar USA Inc. | \$55.68 | C |
| 8486 | 07/06/2020 | 07/06/2020 | AW | Waste Management of Ohio | \$102.99 | C |
| 8487 | 07/06/2020 | 07/06/2020 | AW | WREN'S SERVICE STATION | \$150.00 | C |

Payment Listing

UAN v2020.3

July 2020

| Payment Advice # | Post Date | Transaction Date | Type | Vendor / Payee | Amount | Status |
|---------------------------------|------------|------------------|------|--------------------------------------|--------------|--------|
| 8488 | 07/06/2020 | 07/06/2020 | AW | Fidelity Security Life (Avesis) | \$64.15 | C |
| 8505 | 07/20/2020 | 07/20/2020 | AW | Duff Quarry, Inc. | \$326.72 | C |
| 8506 | 07/20/2020 | 07/20/2020 | AW | Donnellon McCarthy Enterprises, Inc. | \$132.83 | C |
| 8507 | 07/20/2020 | 07/20/2020 | AW | E J Prescott, INC.-Lima | \$718.54 | C |
| 8508 | 07/20/2020 | 07/20/2020 | AW | GALLS, AN ARAMARK COMPANY | \$126.64 | C |
| 8509 | 07/20/2020 | 07/20/2020 | AW | Indian Lake Carquest | \$1.32 | C |
| 8510 | 07/20/2020 | 07/20/2020 | AW | Logan County Sewer District | \$88.00 | C |
| 8511 | 07/20/2020 | 07/20/2020 | AW | LOGAN COUNTY ELECTRIC COOPERATIVE | \$50.00 | C |
| 8512 | 07/20/2020 | 07/20/2020 | AW | Lakeview Hardware, Inc. | \$59.62 | C |
| 8513 | 07/20/2020 | 07/20/2020 | AW | ML Tech Services | \$1,186.80 | O |
| 8514 | 07/20/2020 | 07/20/2020 | AW | Lochard Inc. | \$69.00 | C |
| 8515 | 07/20/2020 | 07/20/2020 | AW | MAI-Mobile Analytical Services, Inc. | \$334.20 | C |
| 8516 | 07/20/2020 | 07/20/2020 | AW | Miles Leak Detection | \$500.00 | C |
| 8517 | 07/20/2020 | 07/20/2020 | AW | Ohio Association of Chiefs of Police | \$195.00 | C |
| 8518 | 07/20/2020 | 07/20/2020 | AW | Shafer's Garage & Towing | \$125.00 | O |
| 8519 | 07/20/2020 | 07/20/2020 | AW | Security Unlimited Professionals | \$105.00 | C |
| 8520 | 07/20/2020 | 07/20/2020 | AW | WREN'S SERVICE STATION | \$150.00 | O |
| 8521 | 07/20/2020 | 07/20/2020 | AW | Dinkler Law Office, LLC | \$16,450.50 | C |
| 8522 | 07/27/2020 | 07/27/2020 | AW | Fidelity Security Life (Avesis) | \$64.15 | O |
| 8523 | 07/27/2020 | 07/27/2020 | AW | Bellefontaine Examiner | \$20.48 | C |
| 8524 | 07/27/2020 | 07/27/2020 | AW | Donnellon McCarthy Enterprises, Inc. | \$58.96 | C |
| 8525 | 07/27/2020 | 07/27/2020 | AW | MAI-Mobile Analytical Services, Inc. | \$66.55 | C |
| 8526 | 07/27/2020 | 07/27/2020 | AW | Security Unlimited Professionals | \$330.00 | O |
| 8527 | 07/27/2020 | 07/27/2020 | AW | Vance's Law Enforcement | \$111.40 | C |
| 8528 | 07/27/2020 | 07/27/2020 | AW | Vogel Plumbing & Heating | \$3,091.94 | O |
| 8529 | 07/27/2020 | 07/27/2020 | AW | VERIZON WIRELESS | \$334.08 | O |
| Total Payments: | | | | | \$114,679.98 | |
| Total Conversion Vouchers: | | | | | \$0.00 | |
| Total Less Conversion Vouchers: | | | | | \$114,679.98 | |

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

ZONING OFFICER
COUNCIL REPORT

- Last Report to Council was July 20, 2020.
- Five (5) Zoning Permits have been received since the last report:
New Roof and Detached Garage = 1
New Business Signage = 1
Fencing = 1
Pergola = 1
New Restaurant & Signage = 1

There are approximately ten (10) Zoning Permits Applications for various projects expected to be submitted within the next few weeks.

- No new Contractor Registrations.
- Five (5) Garage Sale Permits issued – four (4) for Labor Day weekend.
- Accompanied Chief of Police at various sites to address public complaints.
- Site Inspections performed at new and open/pending Zoning Permit locations.
- Recommended COVID-19 precautions are being taken dealing with the public, paperwork, and funds received.



This report prepared by:
Dianne Gauder, Clerk of Court/Mayor's Assistant/Zoning Officer
Administrative Offices
August 14, 2020

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

(VILLAGE COUNCIL)

Revised Code, Secs. 5705.34-5705.35

20-940

The Council of the Village of Russells Point, Logan *County, Ohio,*
met in _____ *session on the* _____ *day of* _____, 20____, *at the*
office of _____ *with the following members present:*

M _____ *Moved the adoption of the following Resolution:*

WHEREAS, The Budget Commission of Logan *County, Ohio, has abolished the*
Tax Budget for the next succeeding fiscal year commencing January 1st, 20__ and

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

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

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

SCHEDULE A

SUMMARY OF THE AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

| FUND | Amount to be Derived from Levies Outside 10 Mill Limitation | Amount Approved by Budget Com- mission Inside 10 Mill Limitation | County Auditor's Estimate of Tax Rate to be Levied Inside Outside 10 M. 10 M. Limit Limit | |
|------------------------------|---|--|---|------|
| General Fund | | \$ 88,000.00 | 2.60 | |
| General Bond Retirement Fund | | | | |
| Street Fund | | | | |
| Recreation Fund | | | | |
| Police Levy Fund | \$110,000.00 | | | 4.50 |
| Fund | | | | |
| TOTAL | \$110,000.00 | \$ 88,000.00 | 2.60 | 4.50 |

SCHEDULE B
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIED

| FUND | Maximum Rate Authorized To be Levied | County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column II) |
|--|--|---|
| GENERAL FUND: | | |
| Current expense levy authorized by voters on _____, 20 ____. | | |
| Not to exceed _____ years. | | |
| Current expense levy authorized by voters on _____, 20 ____. | | |
| Not to exceed _____ years. | | |
| SPECIAL LEVY FUNDS: | | |
| Levy Authorized by voters on _____ Nov 6 _____, 20 ____. | | |
| Not to exceed <u>continue</u> years. Police (Cont.) | 3.00 | \$ 64,000.00 |
| Levy Authorized by voters on _____ May 2 _____, 20 ____. | | |
| Not to exceed <u>continue</u> years. Police (Cont.) | 1.50 | \$ 46,000.00 |
| Levy Authorized by voters on _____, 20 ____. | | |
| Not to exceed _____ years. | | |

And be it further

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

*M _____ Seconded the Resolution and the roll being called upon its
adoption the vote resulted as follows:*

M _____, _____

M _____, _____

M _____, _____

M _____, _____

M _____, _____

M _____, _____

M _____, _____

Adopted the _____ day of _____, 20 ____

President of Council

Attest

Clerk of Council

CERTIFICATE OF COPY

ORIGINAL ON FILE

The State of Ohio, _____ Logan _____ County, ss.

I, _____, Clerk of the Council of the Village of _____ Russells Point, _____
Ohio within and for said County, and in whose custody the Files and Records of said Board are
required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and
copied from the original _____

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

WITNESS my signature, this _____ day of _____, 20 _____

Clerk of Council

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

RESOLUTION NO. 20-941

A RESOLUTION CERTIFYING UNPAID CHARGES FOR SERVICES PERFORMED BY THE VILLAGE OF RUSSELLS POINT UNDER ORC NO. 731.51 AND AUTHORIZING THE LOGAN COUNTY AUDITOR TO PLACE THE DELINQUENT AMOUNTS ON THE 2019 TAX DUPLICATES FOR COLLECTION.

WHEREAS, the following properties and owners were served notice to cut noxious weeds and remove litter from the property (Ref.; ORC 731.51); and

WHEREAS, the following property owners failed to comply with the notice and the Legislative Authority authorized the noxious weeds to be cut and destroyed and the removal of litter (Ref.; ORC 731.53); and

THEREFORE, the Legislative Authority authorizes the Village Clerk to certify the amounts due the Village from the property owners listed below to the Logan County Auditor to be placed on the 2020 Tax Year Duplicate (Ref.; ORC 731.54).

| | | |
|---|---|----------|
| 52-032-13-09-002-000 Lot: 0002 1-7-8 | Kyla R. Gilbert (06/22/2020) 320 Elliott Rd., Russells Point, OH 43348 | \$564.49 |
| 52-032-13-10-001-000 Lot: 0004 884 | Deloris A. Hudkins (06/22/2020) 502 Fairview Ave., Russells Point, OH 43348 | \$564.49 |
| 52-032-13-10-001-001 Lot: 0004 885 | Deloris A. Hudkins (06/22/2020) Fairview Ave. - Lot 885, Russells Point, OH 43348 | \$564.49 |
| 52-032-13-10-001-002 Lot: 0004 883 | Deloris A. Hudkins (06/22/2020) Fairview Ave. - Lot 883, Russells Point, OH 43348 | \$564.49 |
| 52-032-14-04-007-000 Lot: 0004 1145 PT | June A. Smith, C/O June Boatman (06/23/2020) Lincoln Blvd.-Lot 1145 PT, Russells Point, OH 43348 | \$564.49 |
| 52-032-14-04-006-000 Lot: 0004 1146 | June A. Smith, C/O June Boatman (06/23/2020) Lincoln Blvd.-Lot 1146, Russells Point, OH 43348 | \$564.49 |
| 52-032-09-03-009-000 Lot: 0002 36-6-8 | Benjamin D. Bost (06/23/2020) 128 Bristol Circle Dr., Russells Point, OH 43348 | \$564.49 |
| 52-032-09-03-010-000 Lot: 0002 36-6-8 | Benjamin D. Bost (06/23/2020) 124 Bristol Circle Dr., Russells Point, OH 43348 | \$564.49 |
| 52-032-09-02-002-000 Lot: 0002 36-6-8 | Liberty Land, LTD, C/O M.Yackshaw (06/22/2020) 154 Sunnyside Ave., Russells Point, OH 43348 | \$514.52 |
| 52-032-13-16-012-000 Lot: 0004 1069 | David M. Cordle, C/O Linda Cordle (07/27/2020) Lake Ave-Lot 1069, Russells Point, OH 43348 | \$539.13 |
| 52-032-13-16-009-000 Lot: 0004 946 947 | John Albanese, C/O Maxine Getreu (08/10/2020) Lake Avenue-Lot 946-947, Russells Point, OH 43348 | \$532.26 |

Passed: _____

Fiscal Officer Jeff Weidner

Mayor Robin Reames

ORDINANCE 20-1182

EXHIBIT A

377.04 PERMIT TO OPERATE WITHIN VILLAGE CORPORATION LIMITS.

- (a) An owner of a golf cart must apply to the Village of Russells Point to obtain a permit to operate a golf cart within the Village Corporation Limits. The owner shall submit the following to the Village before a permit will be issued to operate a golf cart in the Village:
- (1) A completed application
 - (1) ~~(2)~~ Proof of current insurance liability coverage;
 - (2) ~~(3)~~ A copy of a current valid registration for the golf cart;
 - (3) ~~(4)~~ Payment of the A permit fee of \$25.00 as set by Council in the Schedule of Rates and Fees and Rates. (Ord. 20-1182. Passed ____ -2020.)
- (b) A permit issued under this chapter shall be issued to the owner of the golf cart.
- (c) Each permit shall be issued on an annual basis and begin on the first day of May of the current year the permit is issued and expire on the last day of April of the following year. An owner of a golf cart may also apply for a permit during an early registration period beginning March 1 of each year.
- (d) No person shall alter a permit or possess a permit that has been altered.
- (e) No person shall procure or attempt to procure a permit license by fraud, deceit, misrepresentation, or any false statement.
- (f) The permit issued under this chapter will be issued in the form of two permit decals and shall be displayed on the inspected golf cart on the lower driver side of the front windshield and on the passenger side rear panel of the golf cart. The decals shall contain a permit number and must be kept clean and visible at all times. (Ord. 17-1148. Passed 3-20-17.)

521.12 PROHIBITED DISCHARGE OF SEWAGE.

- (a) No person shall throw, deposit, discharge or accumulate, or permit to be thrown, deposited, discharged or accumulated, any dirt, paper, filth, sweepings, sewage, filthy water, offal, wood, manure, refuse matter, or rubbish of any kind whatsoever into or upon any public street, road, alley, or public grounds, or upon any private premises.
- (b) No person shall discharge or permit or cause to be discharged sewage, the overflow, drainage, or contents of a sewage tank, sewage pipe or sewage system, or other offensive waste onto the surface of the ground or onto any street, road, alley, excavation, drainage ditches, watercourse, water supply, wetland, cistern, natural or artificial well, sink hole, crevice, or other opening extending into limestone, sandstone, or other rock or shale formations.
- (c) No sewage disposal device or equipment shall be installed or maintained on property whenever a sanitary sewer is available. Whenever a sanitary sewer is made available, any existing sewer disposal device or equipment shall be abandoned and the sewage discharged from the building to the sanitary sewer shall be through a watertight connecting sewer. No roof water, cistern overflow, interior water discharged from a sump pump, or surface overflow shall be discharged into the sanitary sewer.
- (d) No sewage disposal device or equipment of necessity shall be installed, or the premises served thereby used for human habitation, until and unless a permit authorizing the installation and use has been duly issued by the Logan County Water Pollution Control District or the Village Code Enforcement Officer.
- (e) Any person violating the provisions of this section is creating a public nuisance and shall forthwith remove the same on order of the Code Enforcement Officer. If the person violating the provisions of this section does not comply with the order of the Code Enforcement Officer immediately, the Village may temporarily suspend water service to the property where the nuisance is being created until the nuisance is abated. A fee of \$50.00 as set by the Board of Public Affairs by Resolution which shall be listed in the Schedule of Fees and Rates shall be assessed to resume water service to the property owner

ORDINANCE 20-1182

EXHIBIT A

where the nuisance was created. Water service shall not resume until said fee is paid. (Ord. 20-1182. Passed ____-2020)

- (f) Whoever violates any provision of this section is guilty of a misdemeanor of the first degree. Each day on which an offense occurs or continues shall be deemed a separate offense.
(Ord. 16-1141. Passed 11-21-16.)

713.03 ~~LICENSE~~ PERMIT APPLICATION AND REQUIREMENTS.

- (a) Applications for ~~licenses~~ permits for peddlers or solicitors shall be filed with the Mayor on a form to be furnished by the Village, which shall require, at least, the following information:
- (1) The name of the applicant;
 - (2) If the applicant is an individual, a physical description of the applicant;
 - (3) The applicant's social security number or federal identification number;
 - (4) The name and address of the person by whom the applicant is employed, or for whom he is soliciting, if any, and the length of the applicant's service with such employer or person;
 - (5) If the applicant is an individual, all places of residence of the applicant and all employment during the preceding year;
 - (6) The nature and character of the goods to be sold or services to be furnished by the applicant, or the purpose for which funds are being peddled or solicited;
 - (7) The names of other municipalities in which the applicant has recently conducted peddling or solicitation activities;
 - (8) If the applicant is a recognized charitable not-for-profit organization, proof of tax exempt status.
- (b) Applicants who are individuals shall furnish a recent photograph of himself or herself not more than one year old.
- (c) Applications shall be made at least forty-eight hours before the ~~license~~ permit is issued.
- (d) If the Mayor determines, after an investigation, that the information furnished under the requirements of division (a) above is correct; that the applicant proposes to engage in lawful commercial or professional enterprise, and that neither the applicant nor the enterprise upon which the applicant proposes to engage constitute a clear and present danger to the residents of the municipality, he shall issue a ~~license~~ permit to the applicant upon payment of the license fee as set by Council in the Schedule of Rates and Fees which shall be valid for thirty (30) consecutive days.

| | |
|---------------------------------|----------|
| 7 consecutive days | \$10.00 |
| 6 consecutive months | \$50.00 |
| 1 year | \$100.00 |

~~—All annual licenses issued under the provisions of this chapter shall expire on December 31 in the year when issued. Other licenses shall expire on the date specified in the license.~~

(Ord. 07-998. Passed 5-7-07; Ord. 20-1182. Passed ____-2020.)

717.02 TEMPORARY BUSINESS LICENSE PERMIT; FEE AND DURATION.

- (a) Each person, whether principal or agent, who proposes to conduct or engage in the sale of goods, wares, merchandise, property, tangible or intangible, of any nature whatsoever, and services, from a temporary place of business, within the Village, shall, before opening same and before offering sale of such goods, wares, merchandise, property and/or services, procure a license permit to do so from the Mayor, which application shall be made not less than fifteen days prior to the time such activity is to take place. (Ord. 841. Passed 3-6-95.)

ORDINANCE 20-1182

EXHIBIT A

- (b) The applicant for a temporary business license shall furnish the Mayor with the following information on forms provided by the Village:
- (1) Full name of the applicant.
 - (2) Date of birth of the applicant.
 - (3) Local address, if any.
 - (4) Permanent home address.
 - (5) A physical description of the applicant, setting forth age, height, weight, color of hair and eyes, and sex.
 - (6) Social security number.
 - (7) A description of the nature of the business and the location and the goods, wares, merchandise and/or services to be sold. Written consent of the premises or other duly authorized person shall be provided.
 - (8) Telephone number of the applicant.
 - (9) Number of employees.
 - (10) Date and hours of operation.
 - (11) Whether the applicant has ever been convicted of a crime and, if so, where and the nature of the offense and punishment or penalty imposed thereof.
 - (12) Such other information as the Mayor may require.
 - (13) Police background check.
 - (14) An application made for Village Income Tax.
- (Ord. 07-997. Passed 5-5-07.)
- (c) A nonrefundable ~~license fee as set by Council in the Schedule of Rates and Fees and Rates of one hundred dollars (\$100.00)~~ shall be submitted with the application.
- (Ord. 841. Passed 3-6-95; Ord. 20-1182. Passed ____-2020.)
- (d) The ~~license permit~~ shall be valid for a period not to exceed thirty days from the date of issuance. No ~~license permit~~ issued hereunder shall be assigned or transferred to another person or entity.
- (e) The Mayor shall issue a ~~license permit~~ to the applicant unless he has determined:
- (1) That the applicant has made a false misleading or deceptive statement in providing the information required under Section 717.02(b) hereof; or
 - (2) That the applicant has been convicted of a felony or of a misdemeanor involving moral turpitude during the five years preceding the date of application; or
 - (3) That the proposed location of the temporary business would constitute a hazard to the public health, safety and welfare.
 - (4) And the applicant complies with all other Village Ordinances
- (Ord. 07-997. Passed 5-5-07.)

721.02 PERMIT; FEE.

- (a) No person, firm or corporation shall conduct home sales within any residential zoning district, as defined by the Village zoning regulations, in the Village, without first obtaining a permit from the Mayor; said permit shall be obtained from the Mayor or the Mayor's office: ~~a five dollar (\$5.00) fee shall be charged for each permit. and payment of the permit fee as set by Council in the Schedule of Rates and Fees and Rates shall be required for each permit.~~ (Ord. 20-1182. Passed ____-2020.)
- (b) Only three home sale permits shall be issued for a single address in any 12-month period, and are only valid for three consecutive days, including permit fee free weekends.
- (c) There shall be no permit fee for a garage sale permit on the following weekends:
- (1) The weekend preceding Memorial Day, including Monday;

ORDINANCE 20-1182

EXHIBIT A

- (2) Independence Day weekend which is defined as three consecutive days, one of which is Independence Day, regardless of whether or not Independence Day occurs on a weekend;
- (3) The weekend preceding Labor Day, including Monday.
- (d) A permit fee shall be required to conduct a home sale on a permit fee free weekend.
- (e) A permit fee free holiday home sale permit shall count toward the limit of three yard sales annually per single address. (Ord. 16-1137. Passed 7-5-16.)

905.03 PERMIT FEE AND DEPOSIT.

~~Payment of the excavation permit fee as set by Council in the Schedule of Rates and Fees and Rates A permit fee shall be collected by the Mayor for the issuance of an excavation permit. The fee for each permit shall be twenty-five dollars (\$25.00). The permit shall be issued upon payment of the fee and upon compliance with the following requirements:~~

- (a) The applicant for the permit shall state the name and address and principal place of business of the applicant, the location and approximate size of the excavation to be made, the purpose of the work and the approximate time which will be required to complete such work, including backfilling the excavation and removing all obstructions, material and debris. An extension of time may be granted by the Mayor for good and sufficient reasons.
 - (b) A deposit of monies in the form of cash or certified check shall be placed with the Mayor, to insure that the street surface, curb, gutter, sidewalk or area located between the sidewalk and the curb shall be satisfactorily restored. ~~The deposit shall be as set by Council in the Schedule of Rates and Fees and Rates, a minimum of one hundred fifty dollars (\$150.00) for three square yards or less of surface to be disturbed, plus thirty dollars (\$30.00) per square yard for each additional square yard disturbed. For each lineal foot of curb or gutter to be removed or broken, a deposit of twenty-five dollars (\$25.00) per lineal foot of curb or gutter shall be required. The Village shall refund the cash deposit within ten days after completion of work in a satisfactory manner. The Village may use any or all of such deposits to pay the cost of any work the Village performs to restore or maintain the public place as herein provided in the event the applicant fails to perform such work in which event the amount refunded to the permittee shall be reduced by the amount thus expended by the Village.~~
 - (1) Also, such costs as may be incurred by the Village, either for providing adequate protective devices, maintaining a clean work area, repairing damages to Village utilities, shall be retained by the Village.
 - (2) ~~The applicant shall be permitted to establish a running account by making an initial deposit of not less than five hundred dollars (\$500.00) and not more than one thousand dollars (\$1,000) to be replenished by the applicant voluntarily or upon request by the Village. No permit shall be issued under this provision unless there is an unencumbered amount in the applicant's account sufficient to cover the deposit requirement on the permit applied for. The unencumbered balance in the running account may be refunded at any time at the request of the applicant.~~
 - (c) The applicant shall agree to restore the disturbed area in accordance with the specifications provided herein. All costs of restoration shall be borne by the applicant.
 - (d) If deemed necessary by the Mayor, the applicant may be required to provide a plat or drawing showing the location of the desired subsurface structure and a description of the work involved.
- (Ord. 611. Passed 4-2-84; (Ord. 20-1182. Passed ____-2020.)

909.01 REQUIREMENTS.

Any private entrance onto public streets constructed after the passage of this section must comply with the following written regulations.

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- (a) All private drives that are to be constructed shall be the responsibility of the individual wishing said driveway.
 - (b) A permit must be obtained from the ~~Building Inspector~~ Enforcement/Zoning Officer. No construction shall start unless a permit is obtained.
 - (c) The ~~Building Inspector~~ Enforcement/Zoning Officer shall determine the size (diameter) of the culvert required.
 - (d) No culvert shall be less than twenty feet in length. Longer length and head walls may be required if the ~~Building Inspector~~ Enforcement/Zoning Officer finds it necessary.
 - (e) All culverts shall be corrugated metal pipe, reinforced concrete, or an approved type of equal strength.
 - (f) Backfill for the culvert shall be stone or gravel aggregate of size No. 310.
 - (g) The grade shall be on the flow line of the existing side ditch and shall slope with the natural grade of the side ditch unless otherwise directed by the ~~Building Inspector~~ Enforcement/Zoning Officer.
 - (h) The owner shall be responsible for the purchase of all materials and the installation of the materials and shall pay all the costs of said materials and labor.
 - (i) The ~~Building Inspector~~ Enforcement/Zoning Officer shall inspect the driveway after construction to check compliance of the above.
 - (j) Payment of the permit fee as set by Council in the Schedule of Rates and Fees and Rates
~~A ten-dollar (\$10.00) fee is required upon application of a permit, and if approved by Inspector at completion, five dollars (\$5.00) will be refunded.~~
- (Ord. 494. Passed 8-29-75; (Ord. 20-1182. Passed ____-2020.)

909.02 LANDFILLS.

Use of private entrances onto a public street or alley within the Village for the purpose of transporting landfill materials onto private lands from and after the passage of this chapter must comply with the following written regulations:

- (a) Landfilling of private property shall be the responsibility of the owner of said property.
- (b) A permit must be obtained from the Mayor if the Mayor determines, based upon the information in a written application which shall be made for said permit, that landfill materials are planned to be placed upon private land by means of one or more trucks for a period in excess of seven days or by means of more than three truckloads, whichever is the lesser.
- (c) The Mayor shall establish terms and conditions of the permit such that the subject private entrance(s) onto public street(s) and/or alley(s) shall be used to haul landfill materials of a type that reasonably promote the use of the subject private land for its purpose under the Zoning Ordinance in effect at the issuance of said permit.
- (d) Based upon the information in the required application for the permit as to the planned location of the private entrance(s) to be used for landfilling purposes, the planned weight of the truck(s) hauling the landfill, and the frequency and number of truckloads of landfill, the Mayor shall establish an amount of bond and shall require written evidence that the applicant has obtained said bond before issuing the permit, said bond to be set by the Mayor in an amount sufficient to insure the complete restoration of any pavement, graveled surface, drainage, shoulder, structure, sod, or other items in or on the rights of way of the subject street(s) and/or alley(s) disturbed by the permittee.
- (e) The owner of the subject private property shall be responsible for the costs of landfilling, the permit, and the bond required for issuance of the permit
- (f) Payment of the permit fee as set by Council in the Schedule of Rates and Fees and Rates

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~~A ten dollar (\$10.00) fee shall be required upon application for the permit., five dollars (\$5.00) of which shall be refunded upon satisfactory completion of hauling of the landfill according to the provisions of the permit. (Ord. 20-1182. Passed ____-2020.)~~

- (g) For purposes of this section, "private entrance" means any place along the boundary of private property where actual physical access to said property is or may be made.
(Ord. 613. Passed 4-2-84.)

919.05 SCHEDULE OF FEES AND CHARGES.

- (a) It is hereby determined necessary for the protection of public health, safety, and welfare that a system of charges for Utility service be established which justly and equitably allocates the cost of providing the services of the Utility to each residential and commercial property. The Storm Water Management Service Charges provided for in this Chapter are deemed reasonable and necessary to pay the costs of the Utility's Stormwater Management Programs for the operation, maintenance, repair and replacement of the capital facilities of the Village's Stormwater Drainage System, for the planning, design, acquisition, construction, reconstruction, improvement, and extension of capital facilities of that System, to provide for the payment of debt service on obligations incurred and anticipated to be incurred for capital facilities of that System and to maintain adequate fund reserves to provide for reasonable expected variations in the collection of Service Charges, in the cost of providing services, and in the demand for services.
- (b) There is hereby levied and imposed upon all residential and commercial properties within the Village of Russells Point a just and equitable Storm Water Management Service Charge for storm drainage service, or subsequent service, construction, reconstruction, maintenance, operation, and extension and a Storm Water Management Enterprise Fund is established for the foregoing purposes.
- (c) Fees and charges shall be collected with the monthly water bill of water users or billed alone as a storm water drainage charge for those users not charged for Village water. In the event the owner and non-owner users of a particular property are not the same, the liability for each the owner and non-owner user for the Storm Water Management Service charge attributable to that Commercial or Residential Property shall be joint and several.
- (d) Payments for the storm water management service charge shall be made to the Village with one payment method for both the water service charge and the stormwater management service charge, provided that payments made with a monthly water bill shall be credited to the storm water management service charge first, while the remainder of the payment shall be applied to the balance due for water service.
- (e) Said charges shall be paid monthly by those liable therefore, and placed in a storm water management fund to be used only for the purposes provided in this chapter.
- (f) It is hereby determined that a property in the Village is furnished service ~~approximately in proportion to the amount of the property's impervious surface, as determined by the Board of Public Affairs and by use classification as established by the Village Council to calculate charges.; and therefore, t~~ The Village Council hereby establishes the following property use classifications to calculate charges: and rates for charges for this service:
- (1) Residential property ~~\$1.00 per month;~~
 - (2) Commercial property ~~\$2.00 per month.~~
- (g) Rates set after June 1, 2016 shall be set by Resolution passed by the Board of Public Affairs and shall be listed in the Schedule of Fees and Rates.
(Ord. 16-1133. Passed 4-18-16; (Ord. 20-1182. Passed ____-2020.)

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1307.04 DURATION AND FEE.

The certificate of registration shall be valid for the calendar year in which it is issued and shall be renewed annually thereafter. An annual registration fee as set by Council in the Schedule of Rates and Fees and Rates of fifty dollars (\$50.00) shall be paid with the application and each renewal application. The following registration fees shall be paid with all original applications:

| | |
|-------------------------------|---------|
| Individuals and organizations | \$75.00 |
|-------------------------------|---------|

(Ord. 20-1182. Passed ____-2020.)

1309.02 APPLICATION FOR PERMIT; FEE.

Upon written application signed by the owner of the structure(s) for which the application to tear down is made, the Building Inspector Enforcement/Zoning Officer shall issue a permit, pursuant to this chapter, for the tear down of any said structure(s) located within the Village upon payment of the permit fee as set by Council in the Schedule of Rates and Fees and Rates and submission of a completed application. ~~charge the sum of twenty dollars (\$20.00) for each said permit.~~ Said application shall specify the lot number, street number, owner of the structure(s) to be torn down, the structure(s) to be torn down, and the contractor, if any, who will tear down said structure(s). No greater fee will be charged for a permit providing for the tear down of multiple numbers of structures located on the same lot.

(Ord. 670. Passed 11-18-85.) (Ord. 20-1182. Passed ____-2020.)

1313.05 APPEALS AND VARIANCES.

(a) Appeals Board Established.

- (1) The Village Council of Russells Point shall appoint an Appeals Board consisting of the Board of Zoning Appeals of the Village of Russells Point. The members shall serve five (5) year terms after which time they shall be reappointed or replaced by the Russells Point Village Council. Each member shall serve until his/her successor is appointed.
- (2) The chairperson of the Board of Zoning Appeals shall be the chairperson of the Appeals Board. Meetings of the Appeals Board shall be held as needed and shall be held at the call of the Chairperson, or in his absence, the Acting Chairperson. All meetings of the Appeals Board shall be open to the public except that the Board may deliberate in executive sessions as part of quasi-judicial hearings in accordance with law. The Appeals Board shall keep minutes of its proceedings showing the vote of each member upon each question and shall keep records of all official actions. Records of the Appeals Board shall be kept and filed in the Village of Russells Point Municipal Building, 433 S.R. 708, Russells Point, Ohio 43348.

(b) Powers and Duties.

- (1) The Appeals Board shall hear and decide appeals where it is alleged there is an error in any order, requirement, decision or determination made by the Enforcement/Zoning Officer or Floodplain Administrator in the administration or enforcement of these regulations.
- (2) Authorize variances in accordance with subsection (d) hereof.

(c) Appeals. Any person affected by any notice and order, or other official action of the Enforcement/Zoning Officer or Floodplain Administrator may request and shall be granted a hearing on the matter before the Appeals Board provided that such person shall file, within thirty (30) days of the date of such notice and order, or other official action, a brief statement of the grounds for such hearing or for the mitigation of any item appearing on any order of the Floodplain Administrator's decision. Such appeal shall be in writing, signed by the applicant, and be filed with the

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Enforcement/Zoning Officer or Floodplain Administrator. The payment of the filing fee as set by Council the Schedule of Rates and Fees shall be made within the thirty (30) days of the date of such notice and order, or other official action. Upon receipt of the appeal and filing fee, the Floodplain Administrator shall transmit said notice and all pertinent information on which the Floodplain Administrator's decision was made to the Appeals Board.

Upon receipt of the notice of appeal and filing fee, the Appeals Board shall fix a time within thirty (30) days for the hearing, give notice in writing to parties in interest, and decide the appeal within a reasonable time after it is submitted.

~~Fee for the appeal is seventy-five dollars (\$ 75.00) in cash or a check made payable to the Village of Russells Point. (Ord. 20-1182. Passed ___-2020.)~~

- (d) Variances. Any person believing that the use and development standards of these regulations would result in unnecessary hardship may file an application for a variance. The Appeals Board shall have the power to authorize, in specific cases, such variances from the standards of these regulations, not inconsistent with Federal regulations, as will not be contrary to the public interest where, owing to special conditions of the lot or parcel, a literal enforcement of the provisions of these regulations would result in unnecessary hardship.

(1) Application for a variance.

- A. Any owner, or agent thereof, of property for which a variance is sought shall make an application for a variance by filing it with the Enforcement/Zoning Officer or Floodplain Administrator, who upon receipt of the variance shall transmit it to the Appeals Board.
- B. Such application at a minimum shall contain the following information: Name, address, and telephone number of the applicant; legal description of the property; parcel map, parcel number(s), lot number(s); description of the existing use; description of the proposed use; location of the floodplain; description of the variance sought; and reason for the variance request.
- C. The application shall be accompanied by the payment of the Fee for the variance is as set by Council in the Schedule of Rates and Fees and Rates, one hundred fifty dollars (\$150.00) in cash or check made to the Village of Russells Point. (Ord. 20-1182. Passed ___-2020.)

- (2) Notice for public hearing. The Appeals Board shall schedule and hold a public hearing within thirty (30) days after the receipt of an application for a variance from the Enforcement/Zoning Officer or Floodplain Administrator. Prior to the hearing, a notice of such hearing shall be given in one (1) or more newspapers of general circulation in the community at least ten (10) days before the date of the hearing.

(3) Public hearing.

- A. At such hearing the applicant shall present such statements and evidence as the Appeals Board requires. In considering such variance applications, the Appeals Board shall consider and make findings of fact on all evaluations, all relevant factors, standards specified in other sections of these regulations and the following factors:
 1. The danger that materials may be swept onto other lands to the injury of others.
 2. The danger to life and property due to flooding or erosion damage.
 3. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
 4. The importance of the services provided by the proposed facility to the community.

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5. The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage.
 6. The necessity to the facility of a waterfront location, where applicable.
 7. The compatibility of the proposed use with existing and anticipated development.
 8. The relationship of the proposed use to the comprehensive plan and floodplain management program for that area.
 9. The safety of access to the property in times of flood for ordinary and emergency vehicles.
 10. The expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site.
 11. The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- B. Variances shall only be issued upon:
1. A showing of good and sufficient cause.
 2. A determination that failure to grant the variance would result in exceptional hardship due to the physical characteristics of the property. Increased cost or inconvenience of meeting the requirements of these regulations do not constitute an exceptional hardship to the applicant.
 3. A determination that the granting of a variance will not result in increased flood heights beyond that which is allowed in these regulations; additional threats to public safety; extraordinary public expense, nuisances, fraud on or victimization of the public, or conflict with existing local laws.
 4. A determination that the structure or other development is protected by methods to minimize flood damages.
 5. A determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- C. Upon consideration of the above factors and the purposes of these regulations, the Appeals Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of these regulations.

(4) Other conditions for variances.

- A. Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- B. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half ($\frac{1}{2}$) acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items in subsection (d)(3)A.1. to 11. have been fully considered. As the lot size increases beyond one half acre, the technical justification required for issuing the variance increases.
- C. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(e) Procedure at Hearings.

- (1) All testimony shall be given under oath.
- (2) A complete record of the proceedings shall be kept, except confidential deliberations of the Board, but including all documents presented and a verbatim record of the testimony of all witnesses.

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- (3) The applicant shall proceed first to present evidence and testimony in support of the appeal or variance.
 - (4) The Administrator may present evidence or testimony in opposition to the appeal or variance.
 - (5) All witnesses shall be subject to cross-examination by the adverse party or their counsel.
 - (6) Evidence that is not admitted may be proffered and shall become part of the record for appeal.
 - (7) The Board shall issue subpoenas upon written request for the attendance of witnesses. A reasonable deposit to cover the cost of issuance and service shall be collected in advance.
 - (8) The Board shall prepare conclusions of fact supporting its decision. The decision may be announced at the conclusion of the hearing and thereafter issued in writing or the decision may be issued in writing within a reasonable time after the hearing.
- (f) Appeals to the Court. Those aggrieved by the decision of the Appeals Board may appeal such decision to the Logan County Court of Common Pleas, as provided in Chapter 2506 of the Ohio Revised Code. (Ord. 03-953. Passed 12-1-03.)

1319.03 REGISTRATION REQUIREMENTS.

For any abandoned real property located within the Village of Russells Point, any foreclosing entity that files a foreclosure action, accepts a deed in lieu of foreclosure, buys real property at a Sheriff Sale, or accepts property as result of a government insured mortgage or loan, shall register the abandoned property with the Enforcement/Zoning Officer ~~Village Code Enforcement Officer~~ within ten days after property becomes vacant.

- (a) The foreclosing entity shall pay a registration fee as set by Council in the Schedule of Rates and Fees and Rates as part of the registration of the abandoned property. ~~of one hundred dollars (\$100.00).~~ If the foreclosing entity is a government agency, the registration fee shall be waived.
 - (b) It is the responsibility of the foreclosing entity making the initial application for registration and any subsequent applications for registration to provide the following required information:
 - (1) The name of the foreclosing entity.
 - (2) The direct mailing address of the foreclosing entity, excluding P.O. boxes.
 - (3) The statutory agent, address, telephone number and email address for the foreclosing entity.
 - (4) A foreclosing entity that is a corporation or an out of area foreclosing entity shall provide the name, mailing address of a local property management company (excluding P.O. boxes), telephone number and email address of the person responsible for the security, maintenance and marketing of the said property.
 - (c) Registration shall remain valid for twelve months. Should the property remain vacant upon expiration of the initial registration, the foreclosing entity shall complete another application to register the property as an abandoned property and pay an additional registration fee as set by Council in the Schedule of Rates and Fees ~~and Rates, fifty dollars (\$50.00) registration fee.~~
 - (d) Any person, firm, partnership, co-partnership, association, fiduciary, beneficiary, lender, corporation or any legal entity that has registered a property under this chapter must report any change in registration information required by this chapter, within ten days of the change.
 - (e) If an abandoned property is identified and found not to be registered with the Enforcement/Zoning Officer ~~Village Code Enforcement Officer~~ ~~Village of Russells Point~~, orders will be issued to the foreclosing entity giving ten days to register with the Village Code Enforcement/Zoning Officer.
 - (f) All delinquent fees shall be paid by the owner prior to any transfer of an ownership interest in the vacant building. A lien may be placed on the property to collect delinquent fees. (Ord. 12-1074. Passed 7-2-12.)
- (Ord. 20-1182. Passed ____-2020.)

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1519.02 PUBLIC EXHIBITION PERMIT REQUIRED; FEE; BOND; RECORDS.

- (a) A licensed exhibitor of fireworks who wishes to conduct a public fireworks exhibition within the Municipality shall apply for approval to conduct the exhibition to the Fire Chief and from the Police Chief or other similar chief law enforcement officer, or the designee of the Police Chief or similar chief law enforcement officer.

The required approval shall be evidenced by the Fire Chief or Fire Prevention Officer and by the Police Chief or other similar chief law enforcement officer, or the designee of the Police Chief or similar chief law enforcement officer, signing a permit for the exhibition, the form for which shall be prescribed by the State Fire Marshal. Any exhibitor of fireworks who wishes to conduct a public fireworks exhibition may obtain a copy of the form from the Fire Marshal or, if it is available, from the Fire Chief, Fire Prevention Officer, Police Chief or other similar chief law enforcement officer, or the designee of the Police Chief or similar chief law enforcement officer.

- (b) Before a permit is signed and issued to a licensed exhibitor of fireworks, the Fire Chief or Fire Prevention Officer in consultation with the Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, shall inspect the premises on which the exhibition will take place and shall determine that, in fact, the applicant for the permit is a licensed exhibitor of fireworks. Each applicant shall show the applicant's license as an exhibitor of fireworks to the Fire Chief or Fire Prevention Officer.

The Fire Chief or Fire Prevention Officer and the Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, shall give approval to conduct a public fireworks exhibition only if satisfied, based on the inspection, that the premises on which the exhibition will be conducted allow the exhibitor to comply with the rules adopted by the Fire Marshal pursuant to Ohio R.C. 3743.53(B) and (E) and that the applicant is, in fact, a licensed exhibitor of fireworks. The Fire Chief or Fire Prevention Officer in consultation with the Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, may inspect the premises immediately prior to the exhibition to determine if the exhibitor has complied with the rules, and may revoke the permit for noncompliance with the rules.

- (c) The Fire Chief or Fire Prevention Officer and the Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, shall not issue a permit until the applicant pays a permit fee as set by Council in the Schedule of Rates and Fees and Rates of twenty-five dollars (\$25.00) plus any necessary costs incurred related to investigating ~~of investigation of the applicant and of inspecting the premises on which the exhibition will be conducted.~~ Each exhibitor shall provide an indemnity bond in at least the amount as set by Council in the Schedule of Rates and Fees and Rates of at least one million dollars (\$1,000,000), with surety satisfactory to the Fire Chief or Fire Prevention Officer and to Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, conditioned for the payment of all final judgments that may be rendered against the exhibitor on account of injury, death or loss to persons or property emanating from the fireworks exhibition, or proof of insurance coverage of at least the amount as set by Council in the Schedule of Rates and Fees and Rates one million dollars (\$1,000,000) for liability arising from injury, death or loss to persons or property emanating from the fireworks exhibition. The Legislative Authority Village Council may require the exhibitor to provide an indemnity bond or proof of insurance coverage in amounts greater than those required by this subsection, to be decided on a case by case basis based upon the findings and recommendations of the Fire Chief or Fire Prevention Officer and Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer. The Fire Chief or Fire Prevention Officer and Police Chief or other similar chief law enforcement officer, or a designee of

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such Police Chief or similar chief law enforcement officer, shall not issue a permit until the exhibitor provides the bond or proof of the insurance coverage required by this subsection.

- (d) (1) Each permit for a fireworks exhibition issued by the Fire Chief or Fire Prevention Officer and by the Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, shall contain a distinct number, designate the Municipality, and identify the certified Fire Safety Inspector, Fire Chief or Fire Prevention Officer who will be present before, during, and after the exhibition, where appropriate. A copy of each permit issued shall be forwarded by the Fire Chief or Fire Prevention Officer and by the Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, issuing it to the Fire Marshal, who shall keep a record of the permits received. A permit is not transferable or assignable.
- (2) The Fire Chief, Fire Prevention Officer and Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, shall keep a record of issued permits for fireworks exhibitions. In this list, the Fire Chief, Fire Prevention Officer, Police Chief or other similar chief law enforcement officer, or a designee of such Police Chief or similar chief law enforcement officer, shall list the name of the exhibitor, the exhibitor's license number, the premises on which the exhibition will be conducted, the date and time of the exhibition and the number of the permit issued to the exhibitor for the exhibition.
- (e) The governing authority having jurisdiction in the location where an exhibition is to take place shall require that a certified Fire Safety Inspector, Fire Chief, or Fire Prevention Officer be present before, during, and after the exhibition, and shall require the certified Fire Safety Inspector, Fire Chief, or Fire Prevention Officer to inspect the premises where the exhibition is to take place and determine whether the exhibition is in compliance with this chapter and Ohio R.C. Chapter 3743. (ORC 3743.54) (Ord. 20-1182. Passed -2020.)