
SANITARY SEWER GRANT AGREEMENT

THIS AGREEMENT made this 28TH day of MAY, 2008, by and between the City of Napoleon, a Municipal Corporation, 255 West Riverview Avenue, Napoleon, Ohio, (hereinafter referred to as "City") and ERIC S. BABCOCK + VALERIE J. BOUT-BABCOCK, (hereafter referred to as "Homeowner").

WHEREAS, Napoleon has initiated a program of construction grants for removing clear water connections from the sanitary sewer system, and

WHEREAS, said grants are for two-thirds (2/3) of construction cost up to a maximum sum of twenty-five hundred dollars (\$2,500.00):

A. In consideration of Homeowner, whose real property is located at 825 STRONG STREET doing the following work at said location: SANITARY SEWER PIPE FROM EXISTING CLEANOUT TO NEW CONNECTION ON STRONG ST.

City agrees to pay \$ (2,975)(2/3) = 1,983.33 for such work subject to the following terms and conditions: 2500⁰⁰ CPL, 08.08.08

1. Homeowner shall produce satisfactory evidence of ownership in said real estate.
2. Homeowner shall produce two (2) written estimates of the construction cost prior to commencement of the work.
3. Homeowner shall contract with MOORE'S PLUMBING, a registered contractor with the City ("Contractor") to perform said work.
4. Homeowner understands and agrees that there is permitted only one (1) grant per property for the lifetime of this program.
5. Homeowner shall permit periodic City inspection of the work being performed by the Contractor.

6. Homeowner agrees that this Agreement shall not be construed as creating a joint venture, partnership, or master-servant relationship; further, the City shall not be considered to have any responsibility whatsoever to Contractor for the payment of Contractor's bills; further, Homeowner shall hold City harmless from the same.

7. Homeowner agrees to hold harmless the City, its officers, agents, employees and volunteers against any and all claims that may arise out of use of any grant funds and/or the performance of inspections being made by the City; further, Homeowner agrees to indemnify the City, its officers, agents, employees and volunteers against any and all claims for injury or damage to person or property that may be asserted by any person as a result of any action or non-action of the City, its officers, agents, employees and volunteers associated or in connection with this Agreement or services provided hereunder.

8. Homeowner shall notify the City of the date the work is to commence and shall provide City with a construction schedule. All Work must be completed no later than JUNE 30, 2008.

9. Homeowner agrees any change in the original estimate amount must be approved in advance by the City if the amount is larger than first estimated.

10. Homeowner agrees that the City shall have thirty (30) days after final inspection of the work and upon the City receiving paid receipts from Homeowner evidencing that the Contractor has been paid in full, whichever comes last, to pay the Homeowner the amount specified in paragraph (A) above.

11. In the event that a new storm sewer and/or sanitary sewer tap is needed in connection with the work, the City will waive the sewer tap fee and will not be counted as part of the amount specified in paragraph (A) above.

12. This Grant Agreement shall only be amended as to the scope and size of the project by attaching hereto a copy of such amendment, in writing.

13. This Agreement is binding on the parties, their heirs or successors and assigns.

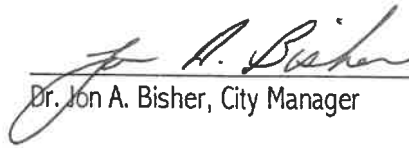
14. This Agreement shall be controlled under the laws of Ohio.

Homeowner

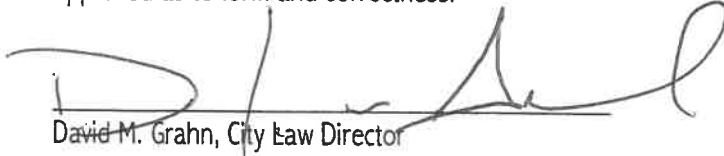


Homeowner

City of Napoleon


Dr. Jon A. Bisher, City Manager

Approved as to form and correctness:


David M. Grahn, City Law Director

* * * * *

Certification of Funds

Attest:

I, Gregory J. Heath, Finance Director of the City of Napoleon, Ohio hereby certify that the money to meet this Agreement has been lawfully appropriated for the purpose of the agreement and is in the treasury of the City of Napoleon, Ohio or is in the process of collection to the credit of the appropriate fund free from prior encumbrance.


Gregory J. Heath, Finance Director

INVOICE APPROVAL

PO # PG681021	BLANKET PO Y- <input type="checkbox"/> N- <input checked="" type="checkbox"/>
VNF 5998	
ACCOUNT	AMOUNT
520-6311-57800	5767 ⁰⁰
	5767 ⁰⁰
	5116 ⁰⁷
	5767 ⁰⁰
PO ADJUST ADJUST AMOUNT <input type="checkbox"/>	CLOSE PO Y- <input checked="" type="checkbox"/> N- <input type="checkbox"/>
APPROVAL FOR	DATE
<i>[Signature]</i>	09/16/09
AUTHORIZED SIGNATURE	DATE
RETURN (APPROVED) FINANCE TO PROCEED	TO YELLOW PO TO

[Signature]
08.08.08



CITY OF NAPOLEON, OHIO
 255 W. RIVERVIEW AVENUE • P.O. BOX 151 • NAPOLEON, OHIO 43545
 PHONE (419) 599-1235 FAX (419) 599-8393
 MAIL INVOICES TO ABOVE ADDRESS

PURCHASE ORDER NUMBER
MUST APPEAR
 ON YOUR INVOICE

RG081021

PURCHASE ORDER AND CERTIFICATE

DEPT. REQ. NO. : 27833
 P.O. DATE : 08/05/08

DELIVER TO:

631
 SEWER/COLLECTION SYSTEM
 CITY OF NAPOLEON, OHIO
 1775 INDUSTRIAL DR, PO BOX 151
 NAPOLEON, OH 43545-0151

VENDOR TO:

05998
 VALERIE BOLDT-BABCOCK
 825 STRONG STREET
 NAPOLEON, OH 43545

SHIP TERMS : NET 0 DAYS

ACCOUNT NUMBER	AMOUNT
520.6311.57800	\$567.00
TOTAL:	\$567.00

NOTE: MUNICIPALITY EXEMPT FROM FEDERAL EXCISE AND STATE SALES TAX
 POLITICAL SUB-DIVISION OF STATE OF OHIO
 FEDERAL EXEMPTION REGISTRY NUMBER — 34-6400941

QUANTITY	UNIT	ITEM DESCRIPTION	PRICE / UNIT	AMOUNT
1	EA.	REMAINDER FOR ADDITIONAL WORK FOR CWARP PROGRAM . . . { *DO NOT MAIL* } { *DO NOT MAIL* } RETURN ORIGINAL PO TO DEPARTMENT / DIVIS	567.00	\$567.00
TOTAL:				\$567.00

Handwritten signature and date: 08.08.08 51667
TOTAL: \$567.00

FINANCE DIRECTOR'S CERTIFICATE

It is hereby certified that the amount \$ 567.00 required to meet the contract, agreement, obligation, payment or expenditure for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of fund(s) as listed above and free from any obligation, certification, or previous encumbrances. (ORC 5705.41 D)

Dated 08-05-08
Handwritten signature of Finance Director

THIS PURCHASE ORDER NOT VALID UNLESS FINANCE DIRECTOR'S CERTIFICATE IS SIGNED.

CITY USE ONLY
 Authorizing signature on final goods and/or services received:
Handwritten signature
 DEPARTMENT / DIVISION HEAD
 DATE 08.07.08

CONTRACT PURCHASE ORDER SEE GENERAL TERMS AND CONDITIONS ON REVERSE SIDE

City of NAPOLEON

SANITARY SEWER GRANT APPLICATION

ORDINANCE 154-01

DATE: 11/2/07

NAME: ERIC S. BABCOCK * VALERIE J. BOWT-BABCOCK 419 266 3514

ADDRESS: 825 STRONG ST NAPOLEON OH 43545

PHONE #: 419 599 6472 CELL #: 419 266 3354

The Homeowner Grant Program is hereby established for the removal of clean water connections subject to the following rules:

Grants are available for two-thirds (2/3) of the construction cost of removing clean water connections from the sanitary sewer system up to a maximum of two thousand five hundred dollars (\$2,500.00). The grants are available on a first come, first served basis until the funds set aside for the program in a calendar year are completely depleted.

Have you ever applied for this type of grant for the above property before?

YES NO If yes please explain: _____

Are you the owner of the above property? YES NO
If no please explain: _____

A. The City will inspect the premises and provide the homeowner with a description of the scope of the work which would be eligible for the grant **PRIOR** to the homeowner obtaining estimates.

B. At least two (2) written estimates of the construction cost must be submitted to the City. **NO** work may be started until the grant agreement is signed by **BOTH** the homeowner and the City.

C. Contractors must meet the City's normal sewer contractors' registration requirements.

MOORE'S PLUMBING



O-829 County Road 11C
Napoleon, OH 43545
(419) 599-1993

PROPOSAL

DATE: 2-8-08

PROPOSAL SUBMITTED TO:	
NAME	Eric Babcock
ADDRESS	825 Strong St.
	Napoleon OH 43545
PHONE	

We hereby submit specifications and estimate for:

Install new 6" sewer line from front to back with new clean out.

All parts and labor

We hereby propose to furnish labor and materials - complete in accordance with the above specifications, for the sum of two thousand dollars (\$ 2,000.00) with payment to be made as follows:

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs, will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accident or delays beyond our control. This proposal subject to acceptance within _____ days and is void thereafter at the option of the undersigned.

Kim Moore

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature _____ Date of Acceptance _____



~ PROPOSAL ~
VERNON
NAGEL
 INCORPORATED
 GENERAL CONTRACTOR



O 154 County Road 11-C
 Napoleon, OH 43545
 Email: mnagel@henry-net.com

Phone (419) 592-3861
 Fax (419) 592-1537
 Website: nagelponds.com

NAME: Valerie Babcock
 ADDRESS: 825 Strong Street
 CTY/STATE: Napoleon, OH
 ZIP: 43545
 ATTN:

PROJECT NAME: Sanitary Sewer Hook-Up
 PROJECT LOCATION: Strong Street - Napoleon, OH
 DATE: December 27, 2007
 PHONE: 419-599-6472
 FAX:

We hereby submit specifications and estimates for:

Equipment mobilization.

Install 4" plastic SDR-35 sanitary sewer pipe from existing cleanout in back yard to 6" cleanout at Right-of-Way.

Does not include:

- Restoration
- Seeding, Mulching
- Tree Replacement

Notes:

Please be advised that some trees may have to be removed along the west property line in order allow enough room for the sewer trench.
 Sewer trench will be left mounded up to allow for natural settlement.
 Mechanical compaction may cause damage to sewer pipe.
 Owner is responsible for final grading of sewer trench after natural settlement has occurred.
 Owner is responsible for seeding and mulching disturbed area.
 Additional stone for sewer pipe bedding shall be an extra charge if needed due to excessively saturated sandy soil.
 Existing sewer pipe will be plugged at connection point for new sewer.
 Project will not be scheduled without acceptance of this proposal, please return one signed copy.

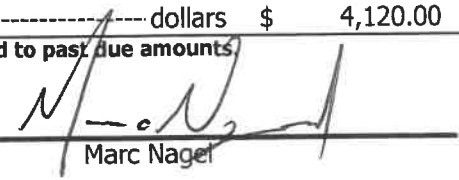
Contract Price: \$4,120.00

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

Four Thousand One Hundred Twenty & 00/100----- dollars \$ 4,120.00

Terms: Net Ten Days from Invoice Date. A late charge of 2% (24%APR) will be added to past due amounts.

Authorized Representative _____


 Marc Nagel

Note: This proposal is valid for 30 days

Acceptance of Proposal:

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: _____

Date: _____

MOORE'S PLUMBING



O-829 County Road 11C
Napoleon, OH 43545
(419) 599-1993

PLUMBING

Work Order

2498

TO: Eric Babcock
825 Strong St
Napoleon Ohio 43545

DATE OF ORDER <u>5-7-08</u>	HOME TELEPHONE
ORDER TAKEN BY	WORK TELEPHONE
CUSTOMER ORDER NO.	<input type="checkbox"/> DAYWORK <input type="checkbox"/> CONTRACT <input type="checkbox"/> EXTRA
STARTING DATE	<input type="checkbox"/> OVERTIME <input type="checkbox"/> OTHER
JOB NAME / NO.	
JOB LOCATION	
INVOICE DATE	JOB TELEPHONE

CHECK MARKS DENOTE: <input type="checkbox"/> WORK TO BE DONE <input type="checkbox"/> WORK COMPLETED	TROUBLESHOOT INSPECT	UNCLOG / CLEAN	REPAIR	RELACE	INSTALL	ROUGH IN	FINISH WORK	TERMS:
								DESCRIPTION OF WORK:
NO HEAT								Install New 6" sewer line front to back with 6" clean out. Add sump pump in floor
NO WATER								
BURST PIPE(S)								
THAW PIPE(S)								
INSULATE PIPE(S)								
BLOCKAGE - WASTE SYSTEM								
KITCHEN								LABOR
SINK								Sewer Line
INSTANT HOT								Sump Pump
WATER FILTER								
DISPOSAL								
DISHWASHER								
BATH (1) (2) (3)								TOTAL LABOR
LAVATORY								
WATER CLOSET								QTY. MATERIAL UNIT AMOUNT
BATHTUB								All parts & labor
SHOWER STALL / HEAD								
WHIRLPOOL / SPA / HOT TUB								
LAUNDRY								
WASHING MACHINE								
FAUCET(S)								
SILL COCK								
SUPPLY LINE(S)								
TRAP(S) / DRAIN(S)								
FILTER(S)								
GATE / BALL VALVE(S)								
WATER LINE(S)								
WELL / WATER PUMP								
PRESSURE TANK								
WATER SOFTENER / COND.								
SUMP / EFFLUENT PUMP								
WATER HEATER								
BOILER - STEAM / HOT WATER								
SAFETY VALVE								
CIRCULATOR								WORK ORDERED BY:
ZONE VALVE								
BASEBOARD(S) / RADIATOR(S)								I hereby acknowledge the satisfactory completion of the above described work.
FURNACE								
BURNER								
HEAT PUMP								
AIR CONDITIONER								
WASTE / SEWER LINE(S)								
VENT PIPE(S)								
								TOTAL MATERIALS
								TOTAL LABOR
								TAX
								OTHER CHARGES
								TOTAL

X [Signature] SIGNATURE DATE

Thank You!

TOTAL \$2450.00

MOORE'S PLUMBING



O-829 County Road 11C
Napoleon, OH 43545
(419) 599-1993

PLUMBING Work Order

2501

DATE OF ORDER <i>5-22-08</i>	HOME TELEPHONE
ORDER TAKEN BY	WORK TELEPHONE
CUSTOMER ORDER NO.	<input type="checkbox"/> DAYWORK <input type="checkbox"/> CONTRACT <input type="checkbox"/> EXTRA
STARTING DATE	<input type="checkbox"/> OVERTIME <input type="checkbox"/> OTHER
JOB NAME / NO.	
JOB LOCATION	
INVOICE DATE	JOB TELEPHONE

TO: *Eric Babcock*
825 Strong
Napoleon Ohio 43545

CHECK MARKS DENOTE: <input type="checkbox"/> WORK TO BE DONE <input type="checkbox"/> WORK COMPLETED	TROUBLESHOOT INSPECT	UNCLOG / CLEAN	REPAIR	RELACE	INSTALL	ROUGH IN	FINISH WORK
NO HEAT							
NO WATER							
BURST PIPE(S)							
THAW PIPE(S)							
INSULATE PIPE(S)							
BLOCKAGE - WASTE SYSTEM							
KITCHEN							
SINK							
INSTANT HOT							
WATER FILTER							
DISPOSAL							
DISHWASHER							
BATH (1) (2) (3)							
LAVATORY							
WATER CLOSET							
BATHTUB							
SHOWER STALL / HEAD							
WHIRLPOOL / SPA / HOT TUB							
LAUNDRY							
WASHING MACHINE							
FAUCET(S)							
SILL COCK							
SUPPLY LINE(S)							
TRAP(S) / DRAIN(S)							
FILTER(S)							
GATE / BALL VALVE(S)							
WATER LINE(S)							
WELL / WATER PUMP							
PRESSURE TANK							
WATER SOFTENER / COND.							
SUMP / EFFLUENT PUMP							
WATER HEATER							
BOILER - STEAM / HOT WATER							
SAFETY VALVE							
CIRCULATOR							
ZONE VALVE							
BASEBOARD(S) / RADIATOR(S)							
FURNACE							
BURNER							
HEAT PUMP							
AIR CONDITIONER							
WASTE / SEWER LINE(S)							
VENT PIPE(S)							

TERMS:


DESCRIPTION OF WORK:
Install New 4" pipe for Sump pump to Storm Drain

LABOR	HRS.	RATE	AMOUNT
TOTAL LABOR			

QTY.	MATERIAL	UNIT	AMOUNT
	<i>All parts + labor</i>		<i>\$525.00</i>
TOTAL MATERIALS			
TOTAL LABOR			
TAX			
OTHER CHARGES			
TOTAL			<i>\$525.00</i>

WORK ORDERED BY:

I hereby acknowledge the satisfactory completion of the above described work.

X  SIGNATURE DATE

Thank You!

8/2/03

To: Chad Lulfs
Engineering Department
City of Napoleon
255 West Riverview Ave.
PO Box 151
Napoleon, Ohio 43545

Dear Chad,

It is my understanding that we have \$567.00 to our credit left in the \$2500.00 of grant money available to residents on our street for the sewer project that began October 2007.

Please find enclosed, copies of the most recent invoices to complete the work. This is in addition to the first grant request for which we received reimbursement, due to unforeseen flooding since the first application was processed.

\$450.00 plus \$241.95 is for an additional sump pump and battery back up installed on 7/14/08 for a total of \$691.95. I realize that is over the \$567.00 left of the \$2500.00, therefore I am requesting the remainder \$567.00, to be sent to us as soon as possible.

Please also find enclosed, a receipt, total of \$67.03 from Home Depot, for the light pole we were told to purchase to replace the one taken out and broken by Nagel's construction at the beginning of the project. Please reimburse this amount as well, or forward it to Nagel's Construction with your insistence to reimburse to us as quickly as possible.

Neither of these requests include costs accrued for additional clean up (not yet hired), plus my own time spent for at least the 5 instances of flooding between 6/28/08 and 7/13/08 related to this project. I do not intend to request for this reimbursement as long as you are able to accommodate the above requests in a timely manner. This project has been a nightmare of repeated calls to your office, dirt, clean up and flooding since it began in October and I look forward to a swift conclusion.

I expect and thank you that the payment requests will be met as promptly as possible. Further correspondence can be made to me, Valerie, at:
825 Strong Street
Napoleon, Ohio 45345
419-599-6472

Thank You Sincerely,


Valerie J. Boldt-Babcock



LOWE'S HOME CENTERS, INC.
 1831 NORTH CLINTON ST.
 DEFIANCE, OH 43512
 (419)782-9000

-S.A.E.-

SALES #: S0231RL1 93:546 07-13-08

117257 BWE EMERGENCY SUMP PUMP S	136.00
117263 6 QUART ACID PARK	15.84
117266 EMERGENCY BATTERY	75.34

SUBTOTAL: 227.18

TAX: 14.77

INVOICE 31108 TOTAL: 241.95

BALANCE DUE: 241.95

M/C: 241.95

M/C XXXXXXXXXXXXX2516 059165

AMOUNT: 241.95

0231 TERMINAL: 31 07/13/08 16:25:53

OF ITEMS PURCHASED: 3
 EXCLUDES FEES, SERVICES AND SPECIAL ORDER ITEMS



THANK YOU
 FOR SHOPPING LOWE'S

~~RECEIPT REQUIRED FOR CASH REFUND~~

MOCRE'S PLUMBING



O-129 County Road 11C
Napoleon, OH 43545
(419) 599-1993

PLUMBING Work Order

2554

TO: Eric Babcock
825 Strong St
Napoleon Ohio 43545

DATE OF ORDER <u>7-11-08</u>	HOME TELEPHONE
ORDER TAKEN BY	WORK TELEPHONE
CUSTOMER ORDER NO.	<input type="checkbox"/> DAYWORK <input type="checkbox"/> CONTRACT <input type="checkbox"/> EXTRA
STARTING DATE	<input type="checkbox"/> OVERTIME <input type="checkbox"/> OTHER
JOB NAME / NO.	
JOB LOCATION	
INVOICE DATE	JOB TELEPHONE

CHECK MARKS DENOTE:							TERMS:						
<input type="checkbox"/> WORK TO BE DONE	TRICKLES/HOOTS INLEAKS	UNCLOG / CLEAN	REPAIR	RELACE	INSTALL	ROUGH IN	FINISH WORK	DESCRIPTION OF WORK:					
NO HEAT								<u>Install New Sump pump</u>					
NO WATER													
BURST PIPE(S)													
THAW PIPE(S)													
INSULATE PIPE(S)													
BLOCKAGE - WASTE SYSTEM													
KITCHEN								LABOR	HRS.	RATE	AMOUNT		
SINK													
INSTANT HOT													
WATER FILTER													
DISPOSAL													
DISHWASHER													
BATH (1) (2) (3)													
LAVATORY												TOTAL LABOR	
WATER CLOSET								QTY.	MATERIAL	UNIT	AMOUNT		
BATHTUB									<u>All parts & Labor</u>		<u>450.00</u>		
SHOWER STALL / HEAD													
WHIRLPOOL / SPA / HOT TUB													
LAUNDRY													
WASHING MACHINE													
FAUCET(S)													
SILL COCK													
SUPPLY LINE(S)													
TRAP(S) / DRAIN(S)													
FILTER(S)													
GATE / BALL VALVE(S)													
WATER LINE(S)													
WELL / WATER PUMP													
PRESSURE TANK													
WATER SOFTENER / COND.													
SUMP / EFFLUENT PUMP													
WATER HEATER													
BOILER - STEAM / HOT WATER													
SAFETY VALVE													
CIRCULATOR													
ZONE VALVE												TOTAL MATERIALS	
BASEBOARD(S) / RADIATOR(S)												TOTAL LABOR	
FURNACE													
BURNER													
HEAT PUMP												TAX	
AIR CONDITIONER													
WASTE / SEWER LINE(S)												OTHER CHARGES	
VENT PIPE(S)												TOTAL	<u>450.00</u>

WORK ORDERED BY: _____
I hereby acknowledge the satisfactory completion of the above described work.
X _____
SIGNATURE DATE

Thank You!

INVOICE NUMBER	INVOICE DATE
2554	7-14-08



TO: Eric Babcock
825 Strong St.
Napoleon, Ohio 43545

O-829 County Road 11C
Napoleon, OH 43545

(419) 599-1993

DATE	DESCRIPTION	CHARGES	CREDITS	BALANCE
		PREVIOUS BALANCE →		
7-14-08	Invoice # 2554			450.-
Thank You				INVOICE TOTAL 450.-

DETACH AND MAIL WITH YOUR REMITTANCE. YOUR CANCELLED CHECK IS YOUR RECEIPT.

ON ACCOUNTS REMAINING UNPAID AFTER 30 DAYS FROM DATE OF BILLING STATEMENT, A 1-1/2% SERVICE CHARGE PER MONTH WILL BE ADDED TO UNPAID BALANCE. THIS CHARGE IS COMPUTED AT AN ANNUAL PERCENTAGE RATE OF 18%.

INVOICE NUMBER	Payable upon receipt of invoice	AMOUNT DUE

FROM: _____

Please remit to:
Moore's Plumbing
O-829 County Road 11C
Napoleon, OH 43545