

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-1

Passed MARCH 1 19 83

ANNUAL APPROPRIATION ORDINANCE

AN ORDINANCE TO MAKE APPROPRIATION FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF AMANDA, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 1982.

SECTION 1. BE IT RESOLVED, by the Council of the Village of Amanda, State of Ohio, that, to provide for the current expenses and other expenditures of the Village of Amanda during the fiscal year ending December 31, 1982, the following sums be and they are hereby set aside and appropriated as follows, viz:

SECTION 2. That there be appropriated from the GENERAL FUND:

Al-1-C	Street Lighting	
	230 Contractual Services	3,200.00
	Total Street Lighting	\$ 3,200.00
Al-1-E	Traffic Signals, Signs and Markings	700.00
	Total Program 1 Security Persons/Property	\$ 3,900.00
	PROGRAM 2 PUBLIC HEALTH & WELFARE	
Al-2-B	Payment to County Board of Health	\$ 1,069.44
	Total Program 2 Public Health & Welfare	\$ 1,069.44
	PROGRAM 7 GENERAL GOVERNMENT	
Al-7-A	Mayor & Administrative Offices	
	211 Salaries	1,200.00
	230 Contractual Services	250.00
	Total Mayor & Administrative Office	\$ 1,450.00
Al-7-B	Legislative Activities (Council)	
	211 Salaries	2,800.00
	230 Contractual Services	2,200.00
	Total Legislative Activities	\$ 5,000.00
Al-7-C	Mayor's Court	
	230 Contractual Services	25.00
	Total Mayor's Court	\$ 25.00

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Al-7-D Clerk, Treasurer

211 Salaries 1,441.00

230 Contractual Services 200.00

240 Other Operations & Maint. 400.00

Total Clerk, Treasurer \$ 2,041.00

Al-7-E Lands and Buildings

230 Contractual Services 750.00

Total Lands and Buildings \$ 750.00

Al-7-G County Auditor's and Treasurer Fees \$ 250.00

Al-7-H Tax Delinquent Land Advertising \$ 2.00

Al-7-X Other \$ 2,150.00

Total Program 7 General Government \$11,668.00

SECTION 3. That there be appropriated from the GENERAL FUND for contingencies for purposes not otherwise provided for, to be expended in accordance with the provisions of Section 5705.40, R.C., the sum of:

\$ 506.96

GRAND TOTAL GENERAL FUND APPROPRIATION \$17,144.40

SECTION 4. That there be appropriated from the following SPECIAL REVENUE FUNDS:

Bl Street Construction, Maintenance, and Repair Fund

PROGRAM 6 TRANSPORTATION

Bl-6-A Street Construction and Reconstruction

250 Capital Outlay 15,700.00

Total Street Construction and Reconstruction \$15,700.00

Bl-6-B Street Maintenance and Repair

211 Salaries 4,000.00

230 Contractual Services 550.00

240 Other Operations and Maintenance 1,700.00

Total Street Maintenance and Repair \$ 6,250.00

Bl-6-C Street Cleaning, Snow and Ice Removal

211 Salaries 2,100.00

240 Other 387.00

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El-5-B	Billing	
	211 Salaries	1,441.00
	230 Contractual Services	192.93
	240 Other	1,200.00

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	Total Billing	\$ 2,833.93
El-5-C	Supply	
	211 Salaries	3,800.00
	230 Contractual Services	10,000.00
	240 Other	1,000.00
	Total Supply	\$14,800.00
El-5-E	Pumping	
	211 Salaries	1,300.00
	230 Contractual Services	7,000.00
	240 Other	2,600.00
	Total Pumping	\$10,900.00
El-5-F	Distribution	
	211 Salaries	150.00
	Total Distribution	\$ 150.00
El-5-G	Meters	
	211 Salaries	800.00
	240 Other	900.00
	Total Meters	\$ 1,700.00
El-5-I	Lands and Buildings	
	260 Debt Service	12,000.00
	Total Lands and Buildings	<u>\$12,000.00</u>
	Total El Water Fund	\$43,823.93

PROGRAM 5 BASIC UTILITY SERVICES

E8	Utilities Deposit Fund	
E8-5-A	Deposits Refunded	800.19
E8-5-B	Deposits Applied	200.00
	Total E8 Utilities Deposit Fund	<u>\$ 1,000.19</u>
GRAND TOTAL ENTERPRISE FUNDS		
	APPROPRIATION	<u>\$44,824.12</u>
	TOTAL ALL APPROPRIATIONS	\$104,923.41

SECTION 11. And the Village Clerk is hereby authorized to draw warrants on the Village Treasurer for payments from any of the foregoing

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appropriations upon receiving proper certificates and vouchers therefor, approved by the Board or Officers authorized by law to approve the same, or an Ordinance or Resolution of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds (2/3) vote of council for items of expense constituting a legal obligation against the Village, and for purposes other than those covered by other specific appropriations herein made.

SECTION 12. This Resolution shall take effect at the earliest period allowed by law.

FEBRUARY 1, 1983

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:
Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

2ND FEBRUARY 22 Yeas: 5 Nays: 0
3RD MARCH 1 5 yeas 0 nays Nancy L. Sigrist
Clerk

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CERTIFICATE

Section 5705.39, R.C.—"No appropriation measure shall become effective until the county auditor files with the appropriating authority. . . . a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, does not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure. . . ."

The State of Ohio, Fairfield County, ss.

I, Nancy L. Sigrist, Clerk of the Village of Amanda in said County, and in whose custody the files, journals and records, are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Ordinance is taken and copied from the original Ordinance now on file with said Village, that the foregoing Ordinance has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 2nd day of February, 1982

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda, Ohio

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Dayton Legal Blank Co. 10114

Ordinance No. 82-2

Passed MARCH 1 1983

AN ORDINANCE AUTHORIZING EXECUTION OF A SUPPLEMENTAL ESCROW TRUST AGREEMENT RELATING TO THE PLAN FOR THE FUNDING AND PAYMENT OF THE OUTSTANDING \$33,000 FIRST MORTGAGE WATERWORKS REVENUE BONDS OF THE VILLAGE OF AMANDA AND DIRECTING THE TRUSTEE UNDER THE INDENTURE OF MORTGAGE SECURING SAID REVENUE BONDS TO DELIVER A DOCUMENT EVIDENCING DEFEASANCE OF THE PLEDGE OF AND LIEN ON THE PROPERTY AND REVENUES OF THE MUNICIPALLY OWNED WATERWORKS SYSTEM

WHEREAS, the Village of Amanda, Fairfield County, Ohio (the "Village"), acting through this Council, by Resolution passes this date, retained special legal counsel in order to pursue and consummate a plan outlined by the Fifth Third Bank and Peck, Shaffer & Williams, bond counsel, both of Cincinnati, Ohio, to fund and pay the outstanding \$33,000 First Mortgage Waterworks Revenue Bonds, date November 1, 1952, (herein "Outstanding Revenue Bonds") of the Village secured by an Indenture of Mortgage of even date between the Village and The Lincoln National Bank of Cincinnati, Ohio, Trustee, now the Fifth Third Bank, Cincinnati, Ohio, as successor Trustee, (herein "Trustee"); and

WHEREAS, said funding plan provides for the purchase of United States Government obligations from the proceeds of sale of U. S. Government obligations necessary presently held by the Trustee and available in the various accounts created under said Indenture of Mortgage, along with any other lawfully available funds of the municipally owned waterworks system (herein "Waterworks System"), as may be necessary; and

WHEREAS, it is necessary that the Village and the Trustee enter into a Supplemental Escrow Trust Agreement (a) to accomplish the funding of the Outstanding Revenue Bonds; (b) setting forth the rights and duties of the parties after the pledge of and lien upon the properties and revenues is defeased; and (c) obtaining documentary evidence as such defeasance from the Trustee; and

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WHEREAS, said funding plan has been approved by the Trustee by letter dated December 8, 1981, containing certain terms and conditions;

NOW THEREFORE, BE IT ORDAINED, by the Council of the Village of Amanda, County of Fairfield, Ohio:

SECTION 1. That the Mayor and Village Clerk and the President and clerk of the Board of Trustees of Public Affairs of the Village of Amanda are hereby authorized and directed to execute and enter into on behalf of the Village a Supplemental Escrow Trust Agreement supplementing the Indenture of Mortgage, setting forth (a) the method of funding and payment of the Outstanding Revenue Bonds, (b) the rights and duties of the parties after the defeasance of the pledge of and lien upon the properties and revenues of the Waterworks System securing the Outstanding Revenue Bonds, and providing for the retention and disbursal of all moneys in any funds or accounts created and established under the Indenture of Mortgage; and (c) to provide a document by the Trustee evidencing the defeasance of the pledge of and lien on the property and revenues of said Waterworks System when the funding program has been implemented. Such Supplemental Escrow Trust Agreement shall be substantially in the form attached hereto as Exhibit "A".

SECTION 2. The Trustee shall proceed immediately with the sales and purchases of U. S. obligations as set forth under the plan of funding attached as Exhibit "B", and shall be held harmless for acting solely thereunder.

SECTION 3. The Trustee shall be paid for its services in acting as Trustee under said Agreement, in accordance with its existing fee schedule for such services.

SECTION 4. That the appropriate officers of the Village are authorized to execute and deliver on behalf of the Village, such other certificates, documents and instruments in connection with the authorization of the Supplemental Escrow Trust Agreement as may be required, necessary or appropriate. The Village shall also cause to be executed and/or filed any and all other instruments as may be required in order to preserve and protect the security of the holders of the Outstanding Revenue Bonds. Such documents shall be subject to such changes, insertions and omissions as may be approved by the execution thereof by the proper officers of the Village.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted

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in an open meeting of this Council, and that all deliberations of this Council or of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code, and the rules of this Council adopted in accordance therewith.

FEBRUARY 1, 1983

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

2ND FEBRUARY 22, 1983 Yeas: 5 Nays: 0
3RD MARCH 1, 1983 5 yeas 0 nays *Nancy L. Sigrist*
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RE: ORDINANCE 82-2

The undersigned Clerk of Council of the Village of Amanda, Fairfield County, Ohio, does hereby certify that the foregoing is a true and correct copy of an ordinance adopted by said Council on March 1, 1982.

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

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Exhibit A

SUPPLEMENTAL ESCROW TRUST AGREEMENT

Dated as of December 1, 1981

By and Between

VILLAGE OF AMANDA, OHIO

and

THE FIFTH THIRD BANK

Cincinnati, Ohio

Trustee

In Re:

OUTSTANDING \$33,000.00 FIRST MORTGAGE WATERWORKS REVENUE BONDS

Dated November 1, 1952

Dayton Legal Blank Co. 10114

Passed_____19____

THIS SUPPLEMENTAL ESCROW TRUST AGREEMENT, dated as of the 1st day of December, 1981, by and between the Village of Amanda, County of Fairfield, Ohio, acting through its duly authorized officers (the "Village"), party of the first part, and the Fifth Third Bank, Cincinnati, Ohio, a banking association duly organized, existing and authorized to accept and execute trusts of the character herein set out under the laws of the State of Ohio (the "Trustee"), party of the second part;

WHEREAS, by appropriate legislation the Council of the Village of Amanda, Fairfield County, Ohio, constructed and does operate and maintain a waterworks system (herein "Waterworks System") to serve the inhabitants of the Village and other users; and

WHEREAS, the Village issued \$90,000.00 First Mortgage Waterworks Revenue Bonds, dated November, 1952, of which \$33,000.00 are presently outstanding, unmatured and unpaid (the "Outstanding Revenue Bonds") pursuant to Article XVIII, Section 12 of the Ohio Constitution, for the purpose of constructing said Waterworks System; and

WHEREAS, the Outstanding Revenue Bonds are secured by an Indenture of Mortgage by and between the Village and the Lincoln National Bank of Cincinnati, now The Fifth Third Bank, Cincinnati, Ohio, Trustee, (the "Trustee"), dated as of November 1, 1952; and

WHEREAS, Article XI, Section 55 (a) of the Indenture of Mortgage provides in substance that the properties and revenues of the Waterworks System will be subject to the pledge and lien authorized by Article XVIII, Section 12 of the Ohio Constitution until the Outstanding Revenue Bonds have been paid in full unless the Mortgagor shall make disposition of the entire indebtedness hereby secured in the following way among others, to wit:

- (a) By well and truly paying or causing to be paid the principal of and interest on the

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Bonds outstanding hereunder as and when the same become due and payable.

WHEREAS, the parties have determined to provide for payment of all of the Outstanding Revenue Bonds by authorizing the sale of certain U.S. Government obligations held by the Trustee in various accounts under the Trust Indenture, as may be necessary, and the purchase with said proceeds of other U.S. Government obligations to fund and pay the principal and interest of the Outstanding Revenue Bonds on their respective anniversary dates to final maturity, Exhibit A attached hereto and made a part hereof; and

WHEREAS, by an Ordinance duly adopted on March 1, 1982, I, Council of the Village of Amanda authorized the Mayor and Village Clerk and the President and Clerk of the Board of Trustees of Public Affairs to execute and enter into this Supplemental Escrow Trust Agreement, to set forth the funding program for the Outstanding Revenue Bonds, the rights and duties of the parties after the defeasance of the pledge of and lien on the property and revenues of the Waterworks System and the submission by the Trustee of evidence of said defeasance;

NOW THEREFORE, in order to set forth (a) the plan for the funding and payment of the Outstanding Revenue Bonds; (b) the rights and duties of the parties after the defeasance of the pledge of and lien upon the property and revenues of the Waterworks System securing the Outstanding Revenue Bonds, and providing for the retention and disbursement of all moneys in any funds or accounts created and established under the Indenture of Mortgage; and (c) the submission by the Trustee under the Indenture of Mortgage securing said Outstanding Revenue Bonds of a document evidencing the defeasance of the pledge of said lien on the property and revenues of said Waterworks System; and for and in consideration of the premises, and the acceptance by the Trustee of the Supplemental Escrow Trust Agreement created, one dollar (\$1.00) duly paid by the Village to the Trustee at or before the execution of these presents, and for other good and valuable considerations, the receipt of which is hereby acknowledged, the Village hereby agrees with the Trustee as hereinafter provided:

SECTION 1. There is hereby created and established a special segregated and irrevocable escrow fund to be held by the Trustee and designated as "Amanda Waterworks System Escrow Bond Fund" (the "Escrow Fund"). Said Escrow Fund shall be established by converting such U.S. Treasury obligations

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presently held by the Trustee in various accounts created under the Indenture of Mortgage into cash to the extent necessary based upon the funding plan upon which the Trustee is authorized to rely, to purchase the United States Treasury obligations (the "Securities") set forth in Exhibit "A" attached hereto and made a part hereof; provided, however, that the maturing principal and interest payments on such Securities shall in no event be less than the amount which will be sufficient to pay the principal of and interest on the Outstanding Revenue Bonds when due at their respective anniversary dates of payment. The sum of Forty Thousand Nine Hundred Twenty Dollars (\$40,920.00) (plus accrued interest) in cash (the "Moneys") shall be deemed as of December 1, 1981, to constitute the cash amount required to be deposited in the Escrow Fund from the sale of U.S. Government obligations presently held by the Trustee by the next preceding sentence, although said amount may be adjusted to the actual time and date of purchase of the Securities, depending on market conditions. The deposit of the Moneys in the Escrow Fund for the Outstanding Revenue Bonds shall constitute an irrevocable escrow deposit of the Moneys solely for the purpose herein provided.

SECTION 2. All other monies and/or investments remaining after completion of the purchase of Securities to effect the funding program set forth in the foregoing Section 1 shall be transferred to the Waterworks Revenue Fund heretofore created to be used for any lawful Waterworks System purpose.

SECTION 3. The Village hereby assigns to the Trustee under the Supplemental Escrow Trust Agreement, all of its right, title and interest in and to the following assets of the Waterworks System:

- (a) the Moneys;
- (b) the Securities and all rights of the Village of Amanda with respect thereto;
- (c) all payment of principal and interest on the Securities; and
- (d) all additions to, substitution for, and all the proceeds of items (a) through (c) above.

Any of the items referred to in subsection (b) through (d) shall be held in the Escrow Fund by the Trustee for the purpose thereof.

SECTION 4. The occurrence of any of the following events shall constitute a default hereunder:

- (I) the failure by the Village to pay, when due, any of the Outstanding Revenue Bonds (if the Securities prove insufficient

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for any reason to pay, when due, the principal and interest on such bonds;

(II) the insolvency of the Village:

(III) the filing by or against the Village of any proceeding under any federal or state insolvency law; or

(IV) the commencement of any moratorium on the payment of any or all of the indebtedness, liabilities or obligation of the Village upon the occurrence of any such event of default, the Trustee in its discretion may exercise with respect to the Escrow Fund any one or more of the rights and remedies provided a secured party under the Ohio version of the Uniform Commercial Code.

Whenever notice is required by law to be sent by the Trustee to the Village of any sale or other disposition of the Escrow Fund, or any part thereof, five days' written notice sent by certified mail to the Village at the Municipal Offices, Amanda, Ohio, will be deemed reasonable.

SECTION 5. The Trustee shall sell the U.S. obligations as may be necessary, and purchase the Securities with the proceeds and, upon such purchase of the Securities, all documents evidencing rights in the Securities, all payments of principal of and interest on the Securities, and all additions to, substitutions for the proceeds of the Moneys, such documents and such payments will become part of the Escrow Fund.

SECTION 6. The Securities have been selected to mature and bear interest at times and in such amounts that the maturing principal of and interest payments on the Securities are sufficient in amount to pay all debt service requirements on the Outstanding Revenue Bonds. Accordingly, the Trustee shall present the Securities or cause the Securities to be presented for payment with the proceeds deposited into the Escrow Fund upon the respective interest and principal dates of payment of the Securities. Such proceeds shall be invested by the Trustee and accumulated interest earned thereon prior to the time funds are required to be transferred from said Escrow Fund to the Bond Account under Section 6 herein for payment of debt service of the Outstanding Revenue Bonds, shall be transferred (if not needed for debt service) immediately after November 1, of each year to the Village to the credit of said Revenue Fund.

SECTION 7. There shall be transferred by the Trustee from the Escrow Fund from time to time, as required, into the Bond Account created under the Indenture of Mortgage and retained hereunder, sufficient funds for the

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payment of the principal and interest on the Outstanding Revenue Bonds on their respective anniversary payment dates.

SECTION 8. Any amounts remaining in the Escrow Fund and in the Bond Fund created and established under the Indenture of Mortgage and retained under the Supplemental Escrow Trust Agreement, after the final payment of all principal and interest due on the Outstanding Revenue Bonds at final maturity, shall be disbursed to the Village to the credit of the Revenue Fund of the Waterworks System of the Village of Amanda.

SECTION 9. The Village may at any time direct the Trustee upon recommendation of fiscal advisers acceptable to the Trustee to make additions amendments, or modifications to the securities to be purchased as of December 1, 1981, including but not limited to the purchase of additional or substituted securities. Upon such purchase, all such additional or substituted securities shall become part of the Escrow Fund. The Trustee shall not be required to take any action with respect to the Securities unless there are sufficient Moneys, if needed, in the Escrow Fund to take the actions so directed by the Village. In no event shall the Trustee be required to take any action which, in its sole judgment, would create an insufficiency of Moneys to pay, when due, all principal and interest on the Outstanding Revenue Bonds.

SECTION 10. All terms and conditions of the Indenture of Mortgage to the extent not modified or rendered inapplicable by the defeasance of the pledge of and lien upon the property and revenues of the Waterworks System, the provision for payment of the Outstanding Revenue Bonds through the purchase and pledge of the United States Treasury obligations, and the provisions of this Supplemental Escrow Trust Agreement, shall remain in full force and effect.

SECTION 11. This Trustee may construe any of the provisions of this Supplemental Escrow Trust Agreement, as they may appear to it to be ambiguous or inconsistent, and any reasonable construction of any of the provisions hereof by the Trustee in good faith shall be binding on the parties hereto.

SECTION 12. The Escrow Fund hereby created shall be irrevocable and the Trustee shall have an express pledge of and security interest in the Securities and other assets therein until the payment in full of the principal and interest on the Outstanding Revenue Bonds.

IN WITNESS WHEREOF, the Village of Amanda, County of Fairfield, State of Ohio, has caused this Supplemental Escrow Trust Agreement to be executed in the name of said Village by the Mayor and Village Clerk and the

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President and Clerk of the Board of Trustees of Public Affairs, and the corporate seal of the Village to be hereunto affixed, and attested by said Village Clerk, and The Fifth Third Bank, Cincinnati, Ohio, as Trustee, in token of its acceptance of the trusts created hereunder has caused this Supplemental Escrow Trust Agreement to be executed in its corporate name and its corporate seal to be affixed and attested by its appropriate officers, all as of the day and year first above written.

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Signed and acknowledged by
the Mayor, Village Clerk and
President and Clerk of the
Board of Trustees of Public
Affairs, in the presence of:

DONALD HEDRICK

JOHN SIGRIST

VILLAGE OF AMANDA, OHIO

By Sarah R. Kennedy
Mayor

By Nancy L. Sigrist
Village Clerk

By
President, Board of Trustees
RON THAXTON

By Nancy L. Sigrist
Clerk, Board of Trustees

VILLAGE CORPORATE SEAL

ATTEST:

Nancy L. Sigrist
Village Clerk

Signed, sealed and acknowledged
in the presence of:

THE FIFTH THIRD BANK,
CINCINNATI, OHIO,
Trustee

By

By

BANK SEAL

ATTEST:

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STATE OF OHIO)
)
)
COUNTY OF FAIRFIELD)

SS:

On this _____ day of _____, _____, before me,
a Notary Public, in and for said County and State, personally appeared
_____, Mayor, _____,
Village Clerk, _____ and
_____, President and Clerk, respectively, of the
Board of Trustees of Public Affairs, who, upon their oaths, acknowledged
themselves to be officers of the Village of Amanda, Ohio, duly elected or appointed
to their respective offices, and that they, as such officers, being authorized so
to do, executed the foregoing instrument for the purposes contained therein, by
subscribing thereto the name of said Village by their respective names.

IN WITNESS WHEREOF, I have hereunto set my hand and official
seal of office on this the _____ day of _____, _____.

Notary Public

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STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

On this day of , before me,
a Notary Public, in and for said County and State, personally appeared
and who, upon their
oaths, acknowledged themselves to be officers of The Fifth Third Bank, Cincinnati,
Ohio, and that they, as such officers, being authorized so to do, executed the
foregoing instrument for the purposes contained therein, by subscribing thereto
and attesting the official seal of said association as such officers, respectively.

IN WITNESS WHEREOF, I have hereunto set my hand and official
seal the day of , .

Notary Public

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EXHIBIT B

VILLAGE OF AMANDA
Outstanding \$33,000 First Mortgage
Waterworks Revenue Bonds
4%, dated November 1, 1952
(plus accrued interest)

<u>Date</u>	<u>Principal</u>	<u>Interest</u>
5/1/82	\$ -0-	\$ 660.00
11/1/82	3,000.00	660.00
5/1/83	-0-	600.00
11/1/83	3,000.00	600.00
5/1/84	-0-	540.00
11/1/84	3,000.00	540.00
5/1/85	-0-	480.00
11/1/85	3,000.00	480.00
5/1/86	-0-	420.00
11/1/86	3,000.00	420.00
5/1/87	-0-	360.00
11/1/87	3,000.00	360.00
5/1/88	-0-	300.00
11/1/88	3,000.00	300.00
5/1/89	-0-	240.00
11/1/89	3,000.00	240.00
5/1/90	-0-	180.00
11/1/90	3,000.00	180.00
5/1/91	-0-	120.00
11/1/91	3,000.00	120.00
5/1/92	-0-	60.00
11/1/92	<u>3,000.00</u>	<u>60.00</u>
Totals	\$33,000.00	\$7,920.00

Grand Total - \$40,920.00

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PURCHASE OF U. S. TREASURY NOTES TO PAY OUTSTANDING \$33,000 VILLAGE REVENUE BONDS

\$3,000 -	8-3/8%	U. S. Treasury Notes		
		due 9/30/82 at 98.25	\$ 2,947.50	\$ 47.63
\$3,000 -	9-3/4%	U. S. Treasury Notes		
		due 9/30/83 at 96.875	2,906.25	55.45
\$3,000 -	12-1/8%	U. S. Treasury Notes		
		due 9/30/84 at 99.8125	2,994.38	68.95
\$3,000 -	9-5/8%	U. S. Treasury Notes		
		due 8/15/85 at 91.375	2,741.25	90.23
\$3,000 -	8%	U. S. Treasury Notes		
		due 8/15/86 at 83.75	2,512.50	75.00
\$3,000 -	12%	U. S. Treasury Notes		
		due 5/15/87 at 97.50	2,925.00	22.87
\$3,000 -	8-1/4%	U. S. Treasury Notes		
		due 5/15/88 at 80.75	2,422.50	15.73
\$3,000 -	9-1/4%	U. S. Treasury Notes		
		due 5/15/89 at 83	2,490.00	17.63
\$3,000 -	10-3/4%	U. S. Treasury Notes		
		due 8/15/90 at 88.75	2,662.50	100.78
\$3,000 -	14-1/2%	U. S. Treasury Notes		
		due 5/15/91 at 107	<u>3,210.00</u>	<u>27.64</u>
		Totals	\$27,811.88	\$521.91

Grand Total - \$28,333.79

Balance in Trust Account - \$38,479.23

Cost of U. S. Government Notes- 28,333.79

Balance payable to Village - \$10,145.44

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**CERTIFICATE OF TRUSTEE FOR
DEFEASANCE OF PLEDGE OF AND
LIEN UPON REVENUES OF THE
WATERWORKS SYSTEM IN THE
VILLAGE OF AMANDA,
FAIRFIELD COUNTY, OHIO**

* * * * *

WHEREAS, the Village of Amanda issued \$90,000 of First Mortgage Waterworks Revenue Bonds (the "Outstanding Revenue Bonds") pursuant to Article XVIII, Section 12, of the Ohio Constitution, dated November 1, 1952, for the purpose of constructing, operating and maintaining a waterworks system (herein "Waterworks System"), of which \$33,000 is presently outstanding; and

WHEREAS, the Outstanding Revenue Bonds are secured by an Indenture of Mortgage by and between the Village and The Lincoln National Bank of Cincinnati, now The Fifth Third Bank, Cincinnati, Ohio, Trustee (the "Trustee"), dated as of November 1, 1952, (the "Indenture"); and

WHEREAS, Article XI, Section 55 (a) of the Indenture provides in substance that the property and revenues of the Waterworks System will be subject to the pledge and lien imposed by said Indenture under authority of Article XVIII, Section 12, of the Ohio Constitution until the Outstanding Revenue Bonds have been paid or provision for their payment has been made; and

WHEREAS, the parties have determined to provide for payment of all of the Outstanding Revenue Bonds by authorizing the sale of certain U.S. Government Obligations held by the Trustee in various accounts under the Indenture, as may be necessary, and the purchase with said proceeds of other U.S. Government obligations to fund and pay the principal and interest of the Outstanding Revenue Bonds on their respective anniversary dates to final maturity; and

WHEREAS, in accordance with an ordinance adopted March 1, 1982, by the Council of the Village of Amanda, the Village and the Trustee executed and entered into a Supplemental Escrow Trust Agreement setting forth the funding program for the Outstanding Revenue Bonds, the implementation thereof, the rights and duties of the parties after the defeasance of the pledge of and lien

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Passed 19

on the waterworks property and revenues, and the submission by the Trustee of evidence of said defeasance; and

WHEREAS, pursuant to the terms and conditions of said Supplemental Escrow Trust Agreement, the Trustee has converted such U.S. Treasury obligations presently held by it in various accounts created under the Indenture into cash to the extent necessary to purchase certain described United States Treasury obligations with maturing interest payments which will be sufficient to pay the principal of and interest on the Outstanding Revenue Bonds; and

WHEREAS, said Supplemental Escrow Trust Agreement provided for the submission by the Trustee to the Village of Amanda of an instrument evidencing the defeasance of and lien upon the property and revenues of the Waterworks System of the Village of Amanda;

NOW THEREFORE, The Fifth Third Bank, Cincinnati, Ohio, as Trustee under the Indenture of Mortgage dated November 1, 1952, securing the Outstanding Revenue Bonds, hereby defeases, releases, extinguishes and discharges in full the pledge of and lien upon the property and revenues of the Waterworks System of the Village of Amanda, Fairfield County, Ohio, imposed and prescribed by said Indenture of Mortgage pursuant to authority of Article XVIII, Section 12, of the Ohio Constitution, and recorded as a real estate mortgage on January 21, 1953, File No. 17546, in Book 165, beginning at page 365, and permanently indexed as Chattel Mortgage No. 33 in Book 1, at page 24, in the Recorder's Office of Fairfield County, Ohio.

Instructions are hereby given said County Recorder to enter said satisfaction, release and defeasance of record of said document.

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Signed, sealed and acknowledged
in the presence of:

THE FIFTH THIRD BANK,
CINCINNATI, OHIO, Trustee

By _____

ATTEST: _____

STATE OF OHIO)
)
)
COUNTY OF HAMILTON)

SS:

On this _____ day of _____, _____,
before me, a Notary Public in and for said County and State, personally appeared
_____ and _____, who upon
their oaths, acknowledged themselves to be officers of The Fifth Third Bank,
Cincinnati, Ohio, and that they, as such officers, being authorized so to do,
executed the foregoing instrument for the purposes contained therein, by
subscribing thereto the name of said Trustee bank and by affixing thereto and
attesting the official seal of said Trustee bank as such officers respectively.

IN WITNESS WHEREOF, I have hereunto set my hand and official
seal this _____ day of _____, _____.

Notary Public

RE: ORDINANCE 82-2

The undersigned Clerk-Treasurer for the Village of Amanda, Ohio,
hereby certifies that she has duly published this Ordinance in the five places
designated by the Council of the Village of Amanda, Ohio, for the minimum period
of fifteen (15) days.

Dated: June 8, 1983

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-3

Passed MARCH 1 19 83

ORDINANCE TO JOIN COALITION FOR UNIFORM GAS RATES

WHEREAS, it is deemed by this Village Council to be in the best interests of the Village of Amanda, to obtain a uniform rate of cost for natural gas, for and on behalf of the residents of this Village,

NOW THEREFORE, BE IT ORDAINED, by the Village of Amanda, State of Ohio:

THAT, this Village join and be a part of a coalition organized to negotiate such a uniform rate.

Sarah R. Kennedy
Mayor

Vote: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0

Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RE: ORDINANCE 82-3

The undersigned Clerk-Treasurer for the Village of Amanda, Ohio, hereby certifies that she has duly published this ordinance in the five places designated by the Council of the Village of Amanda, Ohio, for the minimum period of fifteen (15) days.

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

RECORD OF ORDINANCES

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Ordinance No. 82-4

Passed MARCH 1 19 83

Pursuant to Section 743.28 of the Ohio Revised Code as amended by Amended House Bill No. 156, 113th General Assembly, the council of the Village of Amanda hereby notifies Columbia Gas of Ohio and the Public Utilities Commission of Ohio of its intent to negotiate jointly with other municipal corporations in Fairfield, Hocking, Licking, Perry, Pickaway and Ross Counties for the purpose of establishing a uniform gas rate.

BE IT ORDAINED, BY THE COUNCIL OF THE Village of Amanda, Ohio:

SECTION 1. THAT, for the purpose of this ordinance, uniform rate shall be defined as a single gas rate which would apply to every municipal corporation in the group. Group shall be defined as all of the municipalities which enact ordinances expressing their intent to negotiate jointly for a uniform rate and give jointly written notification by the Mayors to the company. Mayors shall mean the mayors of all the municipalities in the group, and Company shall mean Columbia Gas of Ohio, Inc.

SECTION 2. THAT, upon written receipt of a joint notification by the Mayors of the group of municipalities which have enacted ordinances expressing a desire to negotiate a uniform gas rate, the Village of Amanda respectfully requests Columbia Gas of Ohio to commence negotiations with the uniform gas rate committee to be comprised of representative from the Office of the Consumers' Counsel as well as representatives from the municipalities who choose to attend such negotiations. Unless otherwise indicated, the Office of the Consumers' Counsel will act as principal negotiator and all correspondences, communications, information, etc., shall be provided to the Office of the Consumers' Counsel.

SECTION 3. THAT, the date the company receives joint notification by the Mayors shall be the date which designates the commencement of the first 90-day period of negotiations for a uniform gas rate.

SECTION 4. Where such negotiations do not, within ninety days after commencement, result in an agreement between the group and the company, the group may exercise the rights of a municipal corporation under section 743.26 of the Ohio Revised Code on the same basis as if it were a single municipal corporation and enact a uniform rate ordinance (s) fixing and regulating the price

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that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for the gas to the group of municipal corporations and to their inhabitants, in accordance with section 4909.34 of the Ohio Revised Code as amended by Amended House Bill No. 156.

SECTION 5. THAT, should the company refuse to accept the rates established by a uniform rate ordinance and thereafter file a complaint with the Public Utilities Commission of Ohio, in accordance with section 4909.34 (B) of the Ohio Revised Code as amended by Amended House Bill No. 156, the Village of Amanda requests the Commission to file a uniform cost of service which includes the service area of all municipalities in the group in order to establish a uniform rate which would apply to each municipality.

SECTION 6. THAT, the Village of Amanda respectfully requests Columbia Gas of Ohio to delay in submitting to the Public Utilities Commission of Ohio any formal application for an Increase in the Rates to be charged and collected for gas service in the Village of Amanda, for a period of not less than 180 days from the date in which uniform rate negotiations commenced, in order to allow the group of municipalities two 90-day negotiating periods to enact a uniform rate ordinance.

SECTION 7. THAT, any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 8. THAT, this ordinance shall become effective at the earliest date allowed by law.

Sarah R. Kennedy
Mayor

Vote: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0
Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-5

Passed AUGUST 2 1982

Any contract entered into under Section 715.34, 743.26 and 743.28 of the Ohio Revised Code between the Village of Amanda and Columbia Gas of Ohio will be subject to certain considerations as noted herein.

BE IT ORDAINED, by the Village of Amanda, Ohio, that:

SECTION 1. It is hereby prohibited for the Village of Amanda to enter into any contract or ordinance with Columbia Gas of Ohio which establishes a price or rate for utility service to include any operating expenses which are disallowed by order of the Public Utilities Commission of Ohio and/or by order of the Supreme Court of Ohio.

SECTION 2. It is hereby required that any contract or ordinance entered into between the Village of Amanda and Columbia Gas of Ohio reflect all rate making and cost methodologies adopted by order of the Public Utilities Commission of Ohio, including the treatment of federal, state and municipal taxes.

SECTION 3. It is hereby prohibited for the Village of Amanda to enter into any contract or ordinance with Columbia Gas of Ohio which fixes or incorporates a rate of return in excess of the rate of return granted to Columbia Gas of Ohio in its most recent rate proceeding before the Public Utilities Commission of Ohio.

Sarah R Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Pancy L Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 6 Nays: 0
Pancy L Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

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Ordinance No. 82-5

Passed 19

RE: ORDINANCE 82-5

The undersigned Clerk-Treasurer for the Village of Amanda, Ohio, hereby certifies that she has duly published this ordinance in the five places designated by the Council of the Village of Amanda, Ohio, for the minimum period of fifteen (15) days.

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

RECORD OF ORDINANCES

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Ordinance No. 82-6

Passed NOVEMBER 1 19 83

Levying a tax to provide funds for the purposes of general municipal operation, maintenance of equipment, extension, enlargement and improvement of municipal services and facilities and capital improvements, on all salaries, wages, commissions and other compensations earned by residents of this municipality; on all salaries, wages, commissions and other compensation earned by nonresidents of this municipality, for work done or services performed or rendered in this municipality; on the net profits earned on all business, professions or other activities conducted by residents of this municipality; on the net profits earned on all businesses, professions or other activities conducted in this municipality by nonresidents, and on the net profits earned by all corporations doing business in this municipality as the result of work done or services performed or rendered in this municipality; requiring the filing of returns and furnishing of information by employers and all those subject to said tax; imposing on employers the duty of collecting the tax at the source and paying the same to this municipality; providing for the administration, collection and enforcement of said tax; declaring violation thereof to be a misdemeanor and imposing penalties therefor.

BE IT ORDAINED, BY THE COUNCIL OF THE Village of Amanda, Ohio, that:

(1) Purpose

To provide funds for the purposes of general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements of this municipality there shall be, and is hereby, levied a tax on salaries, wages, commissions and other compensation and on net profits as hereinafter provided.

(2) Definitions

As used in this ordinance, the following words shall have the meaning ascribed to them in this section, except as and if the context clearly indicates or requires a different meaning.

ADMINISTRATOR-The individual designated by the ordinance, whether appointed or elected, to assist the Village Treasurer in administering and enforcing the provisions of the ordinance.

ASSOCIATION-A partnership, limited partnership, or any other form of unincorporated enterprise, owned by two or more persons.

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Ordinance No. 82-6

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BOARD OF REVIEW-The board created by and constituted as provided in Section 13 of this ordinance.

BUSINESS-An enterprise, activity, profession, or undertaking of any nature conducted for profit or ordinarily conducted for profit, whether by an individual, partnership, association, corporation or any other entity including but not limited to the renting or leasing of property, real, personal, or mixed.

CORPORATION-A corporation or joint stock association organized under the laws of the United States, the State of Ohio, or any other state, territory, or foreign country or dependency.

EMPLOYEE-One who works for wages, salary, commission or other type of compensation in the service of an employer.

EMPLOYER-An individual, partnership, association, corporation, governmental body, unit or agency, or any other entity, whether or not organized for profit, who or that employs one or more persons on a salary, wage, commission, or other compensation basis.

FISCAL YEAR-An accounting period of twelve (12) months or less ending on any day other than December 31st.

GROSS RECEIPTS-The total income from any source whatsoever.

NET PROFITS-A net gain from the operation of a business, profession, enterprise or other activity after provision for all ordinary, reasonable and necessary expenses either paid or accrued in accordance with the accounting system used by the taxpayer for federal income tax purposes, without deduction of taxes imposed by this ordinance, federal, state and other taxes based on income exclusive of the amount of Ohio franchise tax computed on the net worth basis; and in the case of an association, without deduction of salaries paid to partners, and other owners; and otherwise adjusted to the requirements of this ordinance.

NONRESIDENT-An individual domiciled outside this municipality.

NONRESIDENT UNINCORPORATED BUSINESS ENTITY-An unincorporated business entity not having an office or place of business within this municipality.

PERSON-Every natural person, partnership, fiduciary, association, or corporation. Whenever used in any clause prescribing and imposing a penalty, the term "person" as applied to any unincorporated entity, shall mean the partners or members thereof, and as applied to corporations, the officers thereof.

PLACE OF BUSINESS-Any bona fide office (other than a mere statutory office), factory, warehouse or other space which is occupied and used by the

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RESIDENT-An individual domiciled in this municipality.

TAXABLE INCOME-Wages, Salaries, and other compensation paid by an employer or employers before any deduction and/or the net profits from the operation of a business, profession or other enterprise or activity adjusted in accordance with the provision of the ordinance.

TAXPAYER-A person, whether an individual, partnership, association, or any corporation or other entity, required hereunder to file a return or pay a tax.

(3) Imposition of Tax

1. On all salaries, wages, commissions and other compensation earned during the effective period of the ordinance by residents of this municipality.

2. On all salaries, wages, commissions and other compensation earned during the effective period of the ordinance by nonresidents for work done or services performed or rendered in this municipality.

3. (a) On the portion attributable to this municipality of the net profits earned during the effective period of this ordinance of all resident unincorporated businesses, professions, or other entities, derived from sales made, work done, services performed or rendered and business or other activities conducted in this municipality.

(b) On the portion of the distributive share of the net profits earned during the effective period of this ordinance of a resident partner or owner of a resident unincorporated business entity not attributable

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to this municipality and not levied against such unincorporated business entity by this municipality.

4. (a) On the portion attributable to this municipality of the net profits earned during the effective period of this ordinance of all nonresident unincorporated businesses, professions or other entities, derived from sales made, work done, or services performed or rendered and businesses or other activities conducted in this municipality, whether or not such unincorporated business entity has an office or place of business in this municipality.

(b) On the portion of the distributive share of the net profits earned during the effective period of this ordinance of a resident partner or owner of a nonresident unincorporated business entity not attributable to this municipality and not levied against such unincorporated business entity by this municipality.

5. On the portion attributable to this municipality, of the net profits earned during the effective period of this ordinance of all corporations derived from sales made, work done, services performed or rendered and business or other activities conducted in this municipality, whether or not such corporations have an office or place of business in this municipality.

B. The portion of the net profits attributable to this municipality of taxpayer conducting a business, profession or other activity both within and without the boundaries of this municipality shall be determined as provided in RC 718.02 and in accordance with the rules and regulations adopted by the Administrator pursuant to this ordinance.

C. Residential Mandatory Filing

Each taxpayer shall, whether or not a tax is due and whether or not a tax or taxes have been deducted or withheld from a taxpayer make and file an Amanda Village income tax return on or before April 15, of the following year of the effective date of this Ordinance and on or before April 15 of each year thereafter. When the return is made for a fiscal year or any other period different from the calendar year the return shall be filed within one hundred and five (105) days from the end of said fiscal year or other period.

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D. Consolidated Returns

1. Filing of consolidated returns may be permitted, required, or denied in accordance with rules and regulations prescribed by the Administrator.
2. In the case of a corporation that carries on transactions with its stockholders or with other corporations related by stock ownership, interlocking directorates, or some other method, or in case any person operates a division, branch, factory, office, laboratory or activity within this municipality constituting a portion only of its total business, the Administrator shall require such additional information as he may deem necessary to ascertain whether net profits are properly allocated in this municipality. If the Administrator finds net profits are not properly allocated to this municipality by reason of transactions with stockholders or with other corporations related by stock ownership, interlocking directorates, or transactions with such division, branch, factory, office, laboratory or activity or by some other method, he shall make such allocation as he deems appropriate to produce a fair and proper allocation of net profits to this municipality.

E. Exceptions

The following shall not be considered taxable:

1. Poor relief, unemployment insurance benefits, supplemental unemployment benefits, old age pensions or similar payments received from local, state, or federal government or charitable or religious organizations.
2. Proceeds of insurance, annuities, workman's compensation insurance, social security benefits, pensions, compensations for damages for personal injuries and like reimbursements, not including damages for loss of profits.
3. Compensation for damage to property by way of insurance or otherwise.
4. Military pay or allowances of active members of the Armed Forces of the United States.
5. Any charitable, educational, fraternal or other type of non-profit association or organization enumerated in Section 718.01 of the Revised Code of Ohio which is exempt from payment of real estate taxes is

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exempt from payment of the tax imposed by this Ordinance, but only to the extent enumerated in said section.

6. Any association or organization falling in the category listed in the preceding paragraph is required to file declarations and final returns and remit the taxes levied under this Ordinance on all net profits from activities, the income from which is not specifically exempt from taxation in Section 718.01 of the Revised Code of Ohio.
7. Where such non-profit association or organization conducts income producing business both within and without the corporate limits, it shall calculate its profits allocable to the municipality under the method or methods provided above.
8. The tax provided for herein shall not be levied on the personal earnings of any natural person under eighteen (18) years of age.

(4) Effective Period

The tax shall be levied, collected and paid with respect to the salaries, wages, commissions and other compensation, and with respect to the net profits of businesses, professions or other activities earned on and after January 1, 1983.

(5) Return and Payment of Tax

A. Each taxpayer, except as herein provided, shall whether or not a tax be due thereon, make and file a return on or before April 30 of the year following the effective date of this ordinance, and on or before April 30 of each year thereafter. When the return is made for a fiscal year or other period different from the calendar year, the return shall be filed within four (4) months from the end of such fiscal year or period. The Administrator is hereby authorized to provide by regulation that the return of an employer or employers, showing the amount of tax deducted by said employer or employers from the salaries, wages, commissions or other compensation of an employee, and paid by him or them to the Administrator shall be accepted unless otherwise specified as the return required of any employee whose sole income, subject to tax under this ordinance, is such salary, wages, commission, or other compensation.

B. Every employer or officer of a corporation is deemed to be a trustee for this municipality in collecting and holding the tax required under the ordinance to be withheld and the funds so collected by such withholding are deemed to be trust funds.

The officer or the employee having control or supervision of or charged with the responsibility of filing the report and making payment, is personally

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C. The returns shall be filed with the Administrator on a form or forms furnished by or obtainable upon request from such Administrator setting forth:

- D. The Administrator may extend the time for filing of the annual return upon the request of the taxpayer for a period of not to exceed six (6) months, or one (1) month beyond any extension requested of or granted by the Internal Revenue Service for the filing of the Federal Income Tax Return. The Administrator may require a tentative return, accompanied by payment of the amount of tax shown to be due thereon by the date the return is normally due. No penalty shall be assessed in those cases in which the return is filed and the final tax paid within the period as extended.

- E. 1. The taxpayer making a return shall at the time of the filing thereof, pay to the Administrator the amount of taxes shown as due thereon; provided however, that where any portion of the tax so due shall have been deducted at the source pursuant to the provisions of § 6 of this ordinance, or where any portion of said tax shall have been paid by the taxpayer pursuant to the provisions of § 7 of this ordinance, or where an income tax has been paid to another municipality, credit for the amount so paid in accordance with § 15 hereof, shall be deducted from the amount shown to be due and only the balance, if any, shall be due and payable at the time of filing said return.
2. A taxpayer who has overpaid the amount of tax to which this municipality is entitled under the provisions of this ordinance may have such overpayment applied against any subsequent

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liability hereunder or, at his election indicated on the return, such overpayment (or part thereof) shall be refunded, provided that no additional taxes or refunds of less than one dollar (\$1.00) shall be collected or refunded.

F. 1. Amended returns: Where necessary an amended return must be filed in order to report additional income and pay any additional tax due, or claim a refund of tax overpaid, subject to the requirements and/or limitations contained in § 11 and § 15. Such amended returns shall be on a form obtainable on request from the Administrator. A taxpayer may not change the method of accounting or apportionment of net profits after the due date for filing the original return.

2. Within three (3) months from the final determination of any federal tax liability affecting the taxpayer's tax liability to this municipality, such taxpayer shall make and file an amended return showing income subject to the income tax of this municipality based upon such final determination of federal tax liability, and pay any additional tax shown due thereon or make claim for refund of any overpayment.

(6) Collection at Source

A. In accordance with rules and regulations prescribed by the Administrator, each employer within or doing business within this municipality shall deduct at the time of the payment of such salary, wage, commission or other compensation, the tax of three-quarters (3/4) percent of the gross salaries, wages, commissions or other compensation due by the employer to the employee or the tips or gratuities reported to the employer by each employee for social security or federal income tax purposes and shall on or before the last day of the month following the close of each calendar quarter make a return and pay to the Administrator the amount of taxes so deducted. The returns shall be on a form or forms prescribed by or acceptable to the Administrator and shall be subject to the rules and regulations prescribed therefor by the Administrator. Such employer shall be liable for the payment of the tax required to be deducted and withheld whether or not such taxes have in fact been withheld.

B. Such employer in collecting the tax shall be deemed to hold the same until payment is made by such employer to this municipality, as a trustee for the benefit of this municipality and any such tax collected by such employer

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C. On or before January 31 of each year beginning with 1983 each employer shall file a withholding return setting forth the names and addresses of all employees from whose compensation the tax was withheld during the preceding calendar year and the amount of tax withheld from his employees and such other information as may be required by the Administrator. All payments not subject to withholding shall be reported on a form required by the Administrator.

(7) Declarations

B. 1. Such declaration shall be filed on or before June 30 of each year during the life of this ordinance, or within six (6) months of the date the taxpayer becomes subject to the tax for the first time.

C. 1. Such declaration shall be filed upon a form furnished by, or obtainable from the Administrator, provided, however, credit shall be taken for this municipality's income tax to be withheld from any portion of such income. In accordance with the provisions of § 15 hereof, credit may be taken for tax to be paid to or to be withheld and remitted to another taxing municipality.

2. The original declaration (or any subsequent amendment thereof) may be increased or decreased on or before any subsequent quarterly payment date and provided for herein.

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D. Such declaration or estimated tax to be paid this municipality shall be accompanied by a payment of at least one-half (1/2) of the estimated annual tax and a similar amount on the last day of the twelfth month after the beginning of the taxable year. Provided, however, that in case an amended declaration has been filed, the unpaid balance shown due thereon shall be paid on the remaining payment date.

E. On or before the last day of the fourth month of the year following that for which such declaration or amended declaration was filed, an annual return shall be filed and any balance which may be due this municipality shall be paid therewith in accordance with the provisions of § 5 hereof.

F. Interest and Penalty

Any installment remaining unpaid ten (10) days after it becomes due shall be liable to a penalty of one and one-half (1 1/2) percent per month or fraction thereof and interest at the rate of one-half (1/2) percent per month or fraction thereof.

(8) Duties of the Administrator

- A. 1. The Administrator will be an employee of the Village Treasurer and be responsible to, and under the control of, the Village Treasurer.
2. It shall be the duty of the Tax Administrator to assist the Village Treasurer in receiving the tax imposed by this ordinance in the manner prescribed herein from the taxpayers; to keep an accurate record thereof; and, to report all monies so received.
3. It shall be the duty of the Administrator to assist the Village Treasurer in enforcing payment of all taxes owing this municipality, to keep accurate records for a minimum of five (5) years showing the amount due from each taxpayer required to file a declaration and/or to make any return, including taxes withheld, and to show the dates and amounts of payments thereof.

B. Said Administrator is hereby charged with assisting the Village Treasurer in the enforcement of the provisions of this ordinance, and is hereby empowered, subject to the approval of the Board of Review, to adopt and promulgate and to enforce rules and regulations relating to any matter or thing pertaining to the collection of taxes and the administration and enforcement of the provisions of this ordinance, including provisions for the re-examination and correction of

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returns. The Administrator is authorized to arrange for the payment of unpaid taxes, interest and penalties on a schedule of installment payments, when the taxpayer has proved to the Administrator that, due to certain hardship conditions he is unable to pay the full amount of the tax due. Such authorization shall not be granted until proper returns are filed by the taxpayer for all amounts owed by him under the ordinance.

Failure to make any deferred payment when due, shall cause the total unpaid amount, including penalty and interest, to become payable on demand and the provisions of § 11 and 12 of the ordinance shall apply.

C. In any case where a taxpayer has failed to file a return or has filed a return which does not show the proper amount of tax due, the Administrator may determine the amount of tax appearing to be due this municipality from the taxpayer and shall send to such taxpayer a written statement showing the amount of tax so determined, together with interest and penalties thereon, if any.

D. Subject to the consent of the Board of Review or pursuant to regulations approved by the Board, the Administrator shall have the power to compromise any interest or penalty, or both, imposed by § 10 of this ordinance.

(9) Investigative Powers of the Administrator; Penalty for Divulging Confidential Information.

A. The Administrator, or any authorized employee, is hereby authorized to examine the books, papers, records and federal income tax returns of any employer or of any taxpayer or person subject to, or whom the Administrator believes is subject to the provisions of this ordinance, for the purpose of verifying the accuracy of any return made, or, if no return was made, to ascertain the tax due under this ordinance. Every such employer, supposed employer, taxpayer or supposed taxpayer is hereby directed and required to furnish upon written request by the Administrator, or his duly authorized agent or employee, the means, facilities, and opportunity for making such examinations and investigations as are hereby authorized.

B. The Administrator is hereby authorized to order any person presumed to have knowledge of the facts to appear before him and may examine such person, under oath, concerning any income which was or should have been reported for taxation or any transaction tending to affect such income, and for this purpose may compel the production of books, papers, records and federal income tax returns and the attendance of all persons before him, whether as parties or

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witnesses, whenever he believes such persons have knowledge of such income information pertinent to such inquiry.

C. The refusal to produce books, papers, records and federal income tax returns, or the refusal to submit to such examination by any employer or person subject or presumed to be subject to the tax or by any officer, agent or employee of a person subject to the tax or required to withhold tax or the failure of any person to comply with the provisions of this section or with an order or subpoena of the Administrator authorized hereby shall be deemed a violation of this ordinance, punishable as provided in § 12 hereof.

D. Any information gained as a result of any returns, investigations, verifications or hearings before the Administrator, required by the ordinance or authorized by these rules and regulations shall be confidential and no disclosure thereof shall be made except for official purposes or as ordered by a court of competent jurisdiction. Any person divulging such information shall be guilty of a misdemeanor punishable by a maximum fine of five hundred dollars (\$500.00) or imprisonment for not more than six (6) months, or both. Each disclosure shall constitute a separate offense.

In addition to the above penalty, any employee of this municipality who violates the provisions of this section relative to the disclosure of confidential information shall be guilty of an offense punishable by immediate dismissal.

E. Every taxpayer shall retain all records necessary to compute his tax liability for a period of five (5) years from the date his return is filed, or the withholding taxes are paid.

(10) Interest and Penalties

A. All taxes imposed and all monies withheld or required to be withheld by employers under the provisions of this ordinance and remaining unpaid after they become due shall bear interest at the rate of one-half of one percent (1/2%) per month or fraction thereof.

B. In addition to interest as provided in paragraph A hereof, penalties based on the unpaid tax are hereby imposed as follows:

1. For failure to pay taxes due - other than taxes withheld; one and one-half percent (1 1/2) per month or fraction thereof.
2. For failure to remit taxes withheld from employees; five percent (5) per month or fraction thereof.

C. Exceptions. A penalty shall not be assessed on an additional tax assessment made by the Administrator when a return has been filed in good faith

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Passed 19

and the tax paid thereon within the time prescribed by the Administrator; and provided further, that, in the absence of fraud, neither penalty nor interest shall be assessed on any additional tax assessment resulting from a federal audit, providing an amended return is filed and the additional tax is paid within three (3) months after final determination of the federal tax liability.

D. The Administrator may abate penalty or interest, or both, or upon an appeal to the Board of Review from the refusal of the Administrator to recommend abatement of penalty and/or interest, the Board may nevertheless abate penalty or interest, or both.

(11) Collection of Unpaid Taxes and Refunds of Overpayments

A. All taxes imposed by this ordinance shall be collectible, together with any interest and penalties thereon, by a civil action at law. All additional assessments shall be made and all civil actions to recover municipal income taxes and penalties and interest thereon shall be brought within three (3) years after the tax was due or the return was filed, whichever is later.

B. Taxes erroneously paid shall not be refunded unless a claim for a refund is made. Claims for refund of municipal income taxes must be brought within the time limitation provided in Division A. of this Section.

C. Amounts of less than one dollar (\$1.00) shall not be collected or refunded.

(12) Violations; Penalties

A. Any person who shall:

1. Fail, neglect or refuse to make any return or declaration required by this ordinance; or
2. Make any incomplete, false or fraudulent return; or
3. Willfully fail, neglect or refuse to pay the tax, penalties or interest imposed by this ordinance; or
4. Willfully fail, neglect or refuse to withhold the tax from his employees or remit such withholding to the Administrator; or
5. Refuse to permit the Administrator or any duly authorized agent or employee to examine his books, records, papers and federal income tax returns relating to the income or net profits of a taxpayer; or
6. Fail to appear before the Administrator and to produce his books, records, papers or federal income tax returns relating to the income or net profits of a taxpayer upon order of subpoena of the Administrator; or

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7. Refuse to disclose to the Administrator any information with respect to the income or net profits to a taxpayer; or
8. Fail to comply with the provisions of this ordinance or any order or subpoena of the Administrator authorized hereby; or
9. Give to an employer false information as to his true name, correct social security number and residence address, or fail to promptly notify an employer of any change in residence address and date thereof; or
10. Fail to use ordinary diligence in maintaining proper records of employees' residence addresses, total wages paid and this municipality's income tax withheld, or to knowingly give the Administrator false information; or
11. Attempt to do anything whatsoever to avoid the payment of the whole or any part of the tax, penalties or interest imposed by this ordinance;

Shall be guilty of a misdemeanor and shall be fined not more than five hundred dollars (\$500.00) or imprisoned not more than six (6) months or both for each offense.

B. Prosecutions for an offense made punishable under this section or any other provision of this ordinance shall be commenced within three (3) years after the commission of the offense, provided that in the case of fraud, failure to file a return or the omission of twenty-five percent (25) or more of income required to be reported, prosecutions may be commenced within six (6) years after the commission of the offense.

C. The failure of any employer or person to receive or procure a return, declaration or other required form shall not excuse him from making any information return, return or declaration, from filing such form, or from paying the tax.

(13) Board of Review

A. A Board of Review, consisting of a chairman and two other individuals to be appointed by the Mayor with the approval of the Amanda Village Council is hereby created. A majority of the members of the Board shall constitute a quorum. The Board shall adopt its own procedural rules and shall keep a record of its transactions. Any hearing by the Board may be conducted privately and the provisions of § 9 hereof with reference to the confidential character of

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Dayton Legal Blank Co. 10114

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Passed 19

information required to be disclosed by the ordinance shall apply to such matters as may be heard before the Board on appeal.

B. All rules and regulations and amendments or changes thereto, which are adopted by the Administrator under the authority conferred by this ordinance, must be approved by the Board of Review before the same become effective. The Board shall hear and pass on appeals from any ruling or decision of the Administrator, and, at the request of the taxpayer or Administrator, is empowered to substitute alternate methods of allocation.

C. Any person dissatisfied with any ruling or decision of the Administrator which is made under the authority conferred by this ordinance may appeal therefrom to the Board of Review within thirty (30) days from the announcement of such ruling or decision by the Administrator, and the Board shall, on hearing, having jurisdiction to affirm, reverse or modify any such ruling or decision, or any part thereof.

(14) Allocation of Funds

The funds collected under the provisions of this ordinance shall be deposited in the General Fund of the Village.

(15) Reduced Tax Credit to Residents.

A. When the taxable income of a resident of this municipality is subject to a municipal income tax in another municipality on the same income taxable under this ordinance such resident shall be allowed a credit of the amount of income tax paid on such taxable income to such other municipality, equal to fifty percent (50) of the amount obtained by multiplying the lower of the tax rate of such other municipality or of this municipality by the taxable income earned in or attributable to the municipality of employment or business activity. For the purposes of this section taxable income shall include the distributive share of net profits of a resident partner or owner of an unincorporated business entity.

B. Method of Applying for Credit

1. No credit will be given unless the taxpayer claims such on his final return or other form prescribed by the Administrator, and presents such evidence of the payment of a similar tax to another municipality, as the Administrator may require.
2. A statement satisfactory to the Administrator from the taxing authority of the municipality to which the taxes are paid that an Amanda resident or his employer is paying the tax shall be considered as fulfilling the requirement of this section.

Dayton Legal Blank Co. 10114

Passed _____ 19__

(16) Saving Clause

If any sentence, clause, section or part of this ordinance, or any tax against any individual or any of the several groups specified herein, is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall affect only such clause, sentence, section or part of this ordinance and shall not effect or impair any of the remaining provision, sentences, clauses, sections or other parts of this ordinance. It is hereby declared to be the intention of the Council of this municipality that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof had not been included herein.

(17) Collection of Tax After Termination of Ordinance

A. This ordinance shall continue effective insofar as the levy of taxes is concerned until said ordinance is repealed, and insofar as the collection of taxes levied hereunder and actions or proceedings for collecting any tax so levied or enforcing any provisions of this ordinance are concerned, it shall continue effective until all of said taxes levied hereunder are fully paid and any and all suits and prosecutions for the collection of said taxes or for the punishment of violations of this ordinance shall have been fully terminated, subject to the limitations contained in § 11 and 12 hereof.

B. Annual returns due for all or any part of the last effective year of this ordinance shall be due on the date provided in § 5 and 6 of this ordinance as though the same were continuing.

(18) Contract Provisions

No contract on behalf of the Village of Amanda, for works or improvements of the Village shall be binding or valid unless such a contract contains the following provisions:

"Said _____ hereby further agrees to withhold Amanda Village Income Tax due or payable under the provisions of Ordinance No. _____ for wages, salaries, and commissions paid to its employees and further agrees that any of its subcontractors shall be required to agree to withhold and pay any such Village income tax due under said Ordinance for services performed under this contract."

(19) Mandatory Registration

All employers, contractors or subcontractors who do work in the Village of Amanda shall register with the Tax Administrator, and shall present a list of all employees, subcontractors, contractors or others who may do work for them

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-6

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whose profits, wages, or earnings are not presently subject to withholding of the Village of Amanda Income Tax. This list is due on or before February 28 of each year.

Commencing June 30, 1983, and annually thereafter, each owner or his duly designated agent, of two (2) or more units of real property located within the Village of Amanda and which are rented or are available for rent as of that date shall submit to the Tax Administrator of the Village of Amanda, a list of those tenants presently occupying these rental units and those units presently vacant. For the purposes of this section "rental units" includes any unit of real property which is subject to a rental agreement whether oral or written, for residential, commercial or industrial purposes.

Any person who violates the section shall be guilty of a misdemeanor and shall be subject to a fine of five dollars (\$5.00) per day for each and every day they remain in violation, or subject to a maximum penalty of twenty-five (\$25.00) dollars.

(20)

This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

SEPTEMBER 2ND

Sarah R. Kennedy
Mayor

Vote: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

2ND OCTOBER 4, 1983
3RD NOVEMBER 1, 1983
5 YEAR ONLY

Yeas: 5 Nays: 0
Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RE: ORDINANCE 82-6

The undersigned Clerk-Treasurer for the Village of Amanda, Ohio, hereby certifies that she has duly published this ordinance in the five places designated by the Council of the Village of Amanda, Ohio, for the minimum period of fifteen (15) days.

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-7

Passed OCTOBER 4 19 82

ORDINANCE DESIGNATING TAX ADMINISTRATOR

WHEREAS, the Village of Amanda, Ohio has resolved to enact a three-quarter (3/4) percent Village income tax; and,

WHEREAS, a tax administrator will be necessary to properly implement and collect said tax; and,

WHEREAS, the expertise of some person knowledgeable and experienced in the administration of an income tax will be necessary to this end;

NOW THEREFORE, BE IT ORDAINED, by the Village of Amanda, State of Ohio:

THAT, Fairfield Accounting, Inc., Chris Diley, President, be hired and appointed as the "Village Income Tax Administrator";

THAT, the mayor and clerk-treasurer are authorized to execute an employment agreement with said tax administrator, which defines said administrator's duties and responsibilities.

Sarah R. Kennedy
Mayor

Vote: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0
Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RE: ORDINANCE 82-7

The undersigned Clerk-Treasurer for the Village of Amanda, Ohio, hereby certifies that she has duly published this ordinance in the five places designated by the Council of the Village of Amanda, Ohio, for the minimum period of fifteen (15) days.

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-8

Passed DECEMBER 6 19 82

Fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for gas to the Village of Amanda, Ohio, and to its inhabitants, for the period of One (1) Year from and after bills rendered Unit 1, January 10, 1983.

BE IT ORDAINED, BY THE COUNCIL OF THE Village of Amanda, Ohio:

SECTION 1. THAT, for the period of One (1) Year from and after bills rendered Unit 1, January 10, 1983, the maximum price which Columbia Gas of Ohio, Inc., its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish gas to the Village of Amanda, Ohio (Municipality), and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows:

A "Customer Charge" of \$4.00 per meter per month, regardless of gas consumed and 11.583 cents per .100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars (\$4.00) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed six (6) months.

The above rate excludes gas costs and the Ohio Gross Receipts Tax. All bills rendered pursuant to this ordinance shall be adjusted to reflect the effect of the Ohio Gross Receipts Tax and are subject to decrease or increase in accordance with the "Gas Cost Recovery" Provisions of the Company's Rules and Regulations, on file with the Public Utilities Commission of Ohio.

SECTION 2. That it is expressly conditioned the service to be rendered by said Company, its successors or assigns, pursuant to this ordinance shall be primarily for domestic and commercial purposes and that service shall not be extended to other consumers of different classes until after all reasonable requirements for domestic and commercial purposes are fully met, and this provision shall be binding upon said Company, its successors or assigns, during each month

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-8

Passed 19

of each year; but during any month or year, subject to the foregoing limitations and after compliance with the foregoing provisions gas may be delivered to any other consumer and additional classes of consumers at such times and under such conditions and for such rates as may be agreed upon between the Company and such consumer or consumers.

SECTION 3. The terms and conditions of the service to be rendered shall conform with and be subject to the Rules and Regulations for furnishing gas service of the Company on file with and approved by the Public Utilities Commission of Ohio.

SECTION 4. That the gas furnished or delivered pursuant to the terms of this ordinance, by the said Company, shall have an average heating value of 1,000 British thermal units per cubic foot for any consecutive twelve (12) month period subject to a variance of not more than five (5) percent upward or downward.

SECTION 5. That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 6. That should any section or part of a section or provision of a section of this ordinance be declared void, the remainder of this ordinance shall not be affected hereby.

SECTION 7. This rate is the uniform rate negotiated for members of the Gas Rate Coalition pursuant to Section 4909.34 and 743.28, O.R.C.

SECTION 8. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements of the Village of Amanda, Ohio.

SECTION 9. That this ordinance shall become effective with bills rendered on and after January 10, 1983, or upon the expiration of the current ordinance, whichever date is later; provided, however, that this ordinance shall have no force or effect whatsoever unless written acceptance of this ordinance is filed by the Company with the Clerk of Council of the Village of Amanda, Ohio, prior to the expiration of thirty (30) days from the date this ordinance is passed.

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 82-8

Passed 19

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 6 Nays: 0
Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RE: ORDINANCE 82-8

The undersigned Clerk-Treasurer for the Village of Amanda, Ohio, hereby certifies that she has duly published this ordinance in the five places designated by the Council of the Village of Amanda, Ohio, for the minimum period of fifteen (15) days.

Dated: December 24, 1982

Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-1

Passed FEBRUARY 7 1983

ANNUAL APPROPRIATION ORDINANCE

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF AMANDA, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 1983

SECTION 1. BE IT RESOLVED by the Council of the Village of Amanda, State of Ohio, that, to provide for the current expenses and other expenditures of the Village of Amanda during the fiscal year ending December 31, 1983, the following sums be and they are hereby set aside and appropriated as follows, viz:

SECTION 2. That there be appropriated from the GENERAL FUND:

PROGRAM I - SECURITY OF PERSONS AND PROPERTY

Al-1-A Police Law Enforcement

210 Personal Services

211 Salaries 4,000.00

212 Employee Benefits 660.00

230 Contractural Services 400.00

240 Other Operations & Maintenance 700.00

Total Police Law Enforcement 5,760.00

Al-1-C Street Lighting

230 Contractural Services 3,600.00

Total Street Lighting 3,600.00

Al-1-E Traffic Signals, Signs and Markings

3,800.00

Total Program I

Security of Persons and Property \$ 13,160.00

PROGRAM II - PUBLIC HEALTH AND WELFARE

Al-2-B Payment to County Health District

870.22

Total Program II-Public Health and Welfare \$ 870.22

PROGRAM V - BASIC UTILITY SERVICES

Al-5-E Storm Sewers and Drains

211 Salaries 700.00

230 Contractural Services 3,379.00

Total Program V-Basic Utility Services \$ 4,079.00

RECORD OF ORDINANCES

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Ordinance No. 83-1 Passed 19

PROGRAM VI - TRANSPORTATION

Al-6-B	Street Maintenance and Repair	
	230 Contractural Services	10,000.00
	240 Other Operation & Maint.	500.00
	Total Program VI-Transportation	<u>\$ 10,500.00</u>

PROGRAM VII - GENERAL GOVERNMENT

Al-7-A	Mayor Office	
	211 Salaries	1,200.00
	230 Contractural Services	120.00
	240 Other Operations & Maint.	50.00
	Total Mayor's Office	1,370.00
Al-7-B	Legislative Activities (Council)	
	211 Salaries	2,880.00
	230 Contractural Services	2,500.00
	Total Legislative Activities	5,380.00
Al-7-C	Mayor's Court	
	230 Contractural Services	40.00
	Total Mayor's Court	40.00
Al-7-D	Clerk, Treasurer	
	211 Salaries	1,586.00
	230 Contractural Services	7,600.00
	240 Other	950.17
	Total Clerk, Treasurer	10,136.17
Al-7-E	Lands and Buildings	
	230 Contractural Services	650.00
	240 Other	250.00
	Total Lands and Buildings	900.00
Al-7-F	Boards and Commissions	
	230 Contractural Services	100.00
	240 Other	100.00
	Total Boards and Commissions	200.00
Al-7-G	County Auditor's and Treasurer's Fees	125.00
Al-7-H	Tax Delinquent Land Advertising	1.00
Al-7-X	Other	2,325.00
	Total Program VII-General Government	<u>\$ 20,477.17</u>

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Passed _____ 19____

1,518.00

B8 Police

Dayton Legal Blank Co. 10114

Passed _____ 19____

B8-1-A Police Law Enforcement

212 Personal Benefits	500.00
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230 Contractural Services	400.00
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240 Other	1,773.81
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Total Police and Law Enforcement	5,673.81
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B8-1-X	Other	580.00
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Total Program I-Security Persons and Property	<u>\$ 6,253.81</u>
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GRAND TOTAL SPECIAL REVENUE FUNDS	\$ 45,572.42
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El Water Fund

El-5-A Office

211 Salaries	1,440.00
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Total Office	1,440.00
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El-5-B Billing

211 Salaries	1,600.00
--------------	----------

230 Contractural Services	200.00
---------------------------	--------

240 Other	2,000.00
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Total Billing	3,800.00
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El-5-C Supply

211 Salaries	3,500.00
--------------	----------

230 Contractural	11,000.00
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240 Other	1,000.00
-----------	----------

Total Supply	\$ 15,500.00
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El-5-E Pumping

211 Salaries	1,000.00
--------------	----------

230 Contractual Services	6,000.00
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240 Other	1,500.00
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Total Pumping	8,500.00
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El-5-F Distribution

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Passed _____ 19____

	Program 5-Basic Utility Services	<u>\$ 47,319.00</u>
E8	Utilities Deposit Fund	
	PROGRAM V - BASIC UTILITY SERVICES	
E8-5-A	Deposits Refunded	893.19
E8-5-B	Deposits Applied	400.00
	Total for E8 Utilities Deposit Fund	<u>\$ 1,293.19</u>
	TOTAL ALL APPROPRIATIONS	\$144,789.00

appropriations herein made.

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-1

Passed 19

SECTION 12. This resolution shall take effect at the earliest period allowed by law.

Sarah R. Kennedy
Mayor

Vote: Yeas: 4 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 4 Nays: 0

Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

Dayton Legal Blank Co. 10114

Passed _____ 19____

Section 5705.39, R.C. - "No appropriation measure shall become effective until the county auditor files with the appropriating authority . . . a certificate that the total appropriations from each fund, taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure"

I, Nancy, L. Sigrist, Clerk of the Village of Amanda in said County, and in whose custody the files, journals, and records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Ordinance is taken and copied from the original Ordinance now on file with said Village that the foregoing Ordinance has been compared by me with the said original and that the same is correct and copy thereof.

Nancy L. Sigrist
Nancy L. Sigrist
Clerk-Treasurer
Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-2

Passed JANUARY 3 1983

ORDINANCE DESIGNATING POSTING PLACES

So as to be fully in compliance with Section 731.21 of the Ohio Revised Code;

NOW THEREFORE BE IT ORDAINED, by the Village of Amanda, State of Ohio:

THAT, the following five (5) locations, being deemed the most public places in the Village, be the locations for posting of Ordinances for a period of not less than Fifteen (15) days per Ordinance.

1. Hiatts Grocery Store
2. Clearcreek Valley Bank
3. Amanda Hardware and Trading Company
4. Schooley's Home Restaurant
5. Municipal Building

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Dorothy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 6 Nays: 0

Dorothy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-3

Passed MARCH 7 19 83

AN ORDINANCE GOVERNING GAME ROOMS AND BILLIARD HALLS

WHEREAS, this Council deems it in the best interests and for the general welfare of the residents of the Village, to control and regulate the number of gaming devices that are situated within this Village,

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

1. Every person providing a gaming device or billiard table for use by the public shall pay for the right to maintain such a table a fee of \$10.00 per year per game and \$20.00 per year per pool table.

2. Upon payment of such a fee a permit shall be issued by the Mayor of this Village entitling the permit owner to possess one game or one pool table per permit.

3. This Ordinance is in no way intended to prevent a permit owner from substituting games or pool tables within the year, but is intended to limit the number of games or tables made available to the public.

4. Games or gaming devices intended within the meaning of this Ordinance shall be all devices, electronic or not, which are made available for public use, or to persons at some cost, and those other than situated within a personal residence. A billiard table within the meaning of this Ordinance is defined as any table on which a form or variation of billiards is played.

5. This Ordinance does not apply to non-profit organizations.

Sarah R. Kennedy
Mayor

Vote: Yeas: 4 Nays: 0

ATTEST:

Nancy L. Sequist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: _____ Nays: _____

Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Ordinance No. 83-3 AMENDMENT

Passed March 7, 1983/
AMENDED April 2, 2001

AN ORDINANCE GOVERNING GAME ROOMS, BILLIARD HALLS, AND MACHINES RECEIVING OR DISPENSING MONIES.

WHEREAS, this Council deems it in the best interests and for the general welfare of the residents of the Village, to control and regulate the number of gaming devices and machines receiving or dispensing monies that are situated within this Village.

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

1. Every person or establishment providing a gaming device, billiard table or machines receiving or dispensing monies for use by the public shall pay for the right to maintain such a device. A fee of \$30.00 per year per machine or pool table.
2. Upon payment of such a fee, a permit shall be issued by the Mayor of this Village entitling the permit owner to possess one device per permit.
3. This Ordinance is in no way intended to prevent a permit owner from substituting machines or pool tables within the year, but is intended to limit the number of game machines or tables made available to the public.
4. Machines, Pool Tables or Gaming devices intended within the meaning of this Ordinance shall be all devices, electronic or not, which are made available for public use, or to persons at some costs, and those other than situated within a personal residence. A billiard table within the meaning of this Ordinance is defined as any table on which a form or variation of billiards is played.
5. This Ordinance is in know way intended to limit the number of devices within the Village of Amanda, but is to generate revenue for revitalization, beaufication of the Village of Amanda. Such as Tree re-planting, Christmas light decorations, parks, etc.

Betty Folk PPT
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Cheri L. Norman
Clerk

The Three-Reading Requirement was waived/not Waived:

WAIVED

Yeas: 6 Nays: 0

Cheri L. Norman
Clerk

RECORD OF ORDINANCES

Ordinance No. 83-3 AMENDMENT

Passed March 7, 1983/
AMENDED April 2, 2001

AN ORDINANCE GOVERNING GAME ROOMS, BILLIARD HALLS, AND MACHINES RECEIVING OR DISPENSING MONIES.

WHEREAS, this Council deems it in the best interests and for the general welfare of the residents of the Village, to control and regulate the number of gaming devices and machines receiving or dispensing monies that are situated within this Village.

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

1. Every person or establishment providing a gaming device, billiard table or machines receiving or dispensing monies for use by the public shall pay for the right to maintain such a device. A fee of \$35.00 per year per machine or pool table.
2. Upon payment of such a fee, a permit shall be issued by the Mayor of this Village entitling the permit owner to possess one device per permit.
3. This Ordinance is in no way intended to prevent a permit owner from substituting machines or pool tables within the year, but is intended to limit the number of game machines or tables made available to the public.
4. Machines, Pool Tables or Gaming devices intended within the meaning of this Ordinance shall be all devices, electronic or not, which are made available for public use, or to persons at some costs, and those other than situated within a personal residence. A billiard table within the meaning of this Ordinance is defined as any table on which a form or variation of billiards is played.
5. This Ordinance is in know way intended to limit the number of devices within the Village of Amanda, but is to generate revenue for revitalization, beauification of the Village of Amanda. Such as Tree re-planting, Christmas light decorations, parks, etc.

Mayor

Vote: Yeas: _____ Nays: _____

ATTEST:

Clerk

The Three-Reading Requirement was waived/not Waived:

WAIVED

Yeas: _____ Nays: _____

Clerk

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-4

Passed MAY 2 19 83

ORDINANCE PROVIDING FOR INTERIM POLICE PROTECTION, AND DECLARING AN EMERGENCY

WHEREAS, the Chief of Police of this Village has recently tendered his resignation, which resignation was accepted by said Village, and

WHEREAS, the Village Council has determined that Police protection is necessary for the preservation of public order, and

WHEREAS, interim protection is deemed necessary until such time that a new Police Chief and or Officers can be employed and trained,

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

THAT, special Deputies of the Fairfield County Sheriffs Department be hired by the Village on a contract basis, at the rate of seven dollars (\$7.00) per hour, for a maximum of one hundred twenty (120) hours per month.

Said Special Deputies shall be retained for the period from April 1, through December 31, 1983.

(Sally) Sarah R. Kennedy
Mayor

Vote: Yeas: 4 Nays: 2

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 6 Nays: 0

Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-5

Passed MAY 16 1983

ORDINANCE REGULATING CONTINUOUS PARKING AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Amanda considers unnecessary congestion on public streets to be detrimental to the preservation of the public peace, health and safety, interfering with the availability of such municipal services as fire and police protection, a situation now deemed undesirable;

NOW THEREFORE, BE IT ORDAINED, by the Village of Amanda, Ohio,

THAT, no person shall park a motor vehicle nor shall any vehicle be parked, left standing or abandoned upon any street or alley within the Village of Amanda, Ohio for a continuous period longer than forty-eight (48) hours.

This ordinance shall not be construed as effecting any other parking regulation now in effect or that may hereafter become effective, but shall be construed as an additional parking limitation.

This ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 6 Nays: 0

Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-6

Passed MAY 16 1983

ORDINANCE REGULATING PARKING OF VEHICLES USED FOR HUMAN HABITATION AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Amanda considers unnecessary congestion on public streets to be detrimental to the preservation of the public peace, health and safety, interfering with the availability of such municipal services as fire and police protection, a situation now deemed undesirable;

NOW THEREFORE, BE IT ORDAINED, by the Village of Amanda, Ohio,

THAT, no person shall park a house trailer, motor home, camping trailer, or any vehicle so designed as will permit the use and occupancy thereof for human habitation when connected to utilities, in a street, alley or roadway except for loading or unloading purposes.

This ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 6 Nays: 0
Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-7

Passed JUNE 6 19 83

AN ORDINANCE APPROVING, ADOPTING AND ENACTING PART FOUR (TRAFFIC) AND PART SIX (GENERAL OFFENSES) OF THE CODIFIED ORDINANCES OF AMANDA, OHIO; REPEALING ORDINANCES IN CONFLICT THEREWITH: PUBLISHING THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

WHEREAS, The Justinian Publishing Company has prepared and published Traffic and General Offenses Codes for the Municipality, incorporating the latest State law; and,

WHEREAS, the 1983 Traffic and General Offenses Codes, together with the new matter to be adopted, the matters to be amended and those to be repealed, are before the Council.

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

SECTION 1. The Traffic and General Offenses Codes of the Municipality are hereby approved, adopted and enacted as Part Four (Traffic) and Part Six (General Offenses) of the Codified Ordinances of Amanda, Ohio.

One book-form copy of Part Four (Traffic) and Part Six (General Offenses) of the Codified Ordinances shall be certified as correct by the Mayor and the Clerk of Council, attached to this ordinance as a part hereof, and filed with the permanent ordinance records of Amanda, Ohio.

SECTION 2. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of Part Four (Traffic) and Part Six (General Offenses) of the Codified Ordinances are hereby repealed as of the effective date of this ordinance except as follows:

(A) The enactment of Part Four (Traffic) and Part Six (General Offenses) of the Codified Ordinances shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, not to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-7

Passed 19

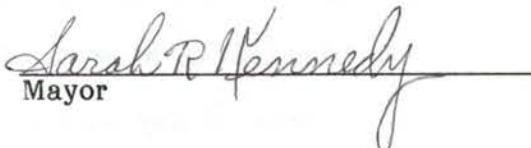
force notwithstanding its repeal for the purpose of revision and codification.

(B) The repeal provided above shall not affect:

- (1) The grant or creation of a franchise, license, right, easement or privilege;
- (2) The purchase, sale, lease or transfer of property;
- (3) The appropriation or expenditure of money or promise or guarantee of payment;
- (4) The assumption of any contract or obligation;
- (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (6) The levy or imposition of taxes, assessments or charges;
- (7) The establishment, naming, vacating or grade level of any street or public way;
- (8) The dedication of property or plat approval;
- (9) The annexation or detachment of territory;
- (10) Any legislation enacted subsequent to the adoption of this ordinance.

SECTION 3. Pursuant to Ohio Rev. Code § 731.21, 731.22 and 731.23, the Clerk of Council shall cause to be published a notice of the enactment of this ordinance, containing the title of the ordinance and a summary of the new matters covered by it, which summary is attached hereto and marked "Exhibit A."

SECTION 4. This ordinance is hereby declared to be an emergency measure, immediately necessary for the preservation of the public peace, health and safety, such emergency existing by reason of the necessity of providing Traffic and General Offenses Codes for the Municipality which are consistent with the latest State law, as required by the Ohio Constitution, and this ordinance, including Part Four (Traffic) and Part Six (General Offenses) of the Codified Ordinances adopted hereby, shall take effect and be in force immediately upon its passage by at least two-thirds of all the members elected to Council, otherwise from and after the earliest period allowed by law.


Mayor

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-7

Passed 19

Vote: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0

Nancy L. Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-8

Passed July 11 1983

**ORDINANCE REGULATING THE USE OF HOUSE
TRAILERS, MOBILE HOMES, HOUSE CARS,
CAMP CARS OR SIMILAR TYPE VEHICLES OR
STRUCTURES FOR HOMES WITHIN THE
VILLAGE OF AMANDA, OHIO,**

WHEREAS, it has come to the attention of the Council of the Village of Amanda, that there have been many complaints in regard to the use of house trailers, mobile homes, house cars, camp cars or similar type vehicles or structures as residential units within the Village, and

WHEREAS, numerous property holders and owners in the Village of Amanda, Ohio, have protested the installation at random of such house trailers, mobile homes, house cars, camp cars or similar type vehicles or structures in and about the Village;

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

SECTION I. It shall be unlawful within the corporate limits of the Village for the owner, agent or any other person, firm or corporation to park any house trailer, mobile home, house car, camp car or similar type vehicles or structures on any tract of land owned by any person, firm or corporation, occupied or unoccupied, within the Village except as provided in this ordinance.

SECTION II. No person shall park or occupy any house trailer, mobile home, house car, camp car or similar type vehicle or structure on the premises of any occupied dwelling either of which is situated outside of an approved mobile home park in accordance with Chapter 3733 Revised Code of Ohio; provided that the parking of only one unoccupied house trailer, mobile home, house car, camp car or similar type vehicle or structure, in an accessory private garage building or in a rear yard in any district, is permitted providing no living quarters shall be maintained in such house trailer, mobile home, house car, camp car or similar type vehicle or structure while such house trailer, mobile home, house car, camp car or similar type vehicle or structure is so parked or stored.

SECTION III. That notwithstanding Section I of this Ordinance, nothing contained in this Ordinance shall in any way effect any such house trailer, mobile home, house car, camp car or similar type vehicle or structure now parked

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Dayton Legal Blank Co. 10114

Ordinance No. 83-8

Passed 19

or used by any person as such living quarters, or any house trailer which was used for such purpose prior to the effective date of this Ordinance. Should any such trailer within the Village limits be moved or removed, it shall be lawful to return or replace such trailer on the same lot or location from which the trailer had been moved or removed by the same owner provided that application is applied for with the Mayor of said Village within a thirty (30) day period from the time said trailer was removed and upon satisfactory proof that a replacement trailer is on order, the same may be replaced within an additional ninety (90) days. The replacement trailer need not be the identical trailer which was moved or removed, but the replacement trailer must be approved by the Village of Amanda Council, and must be of a similar design, constructed of the same or similar materials and be a similar type vehicle or structure as the one removed.

SECTION IV. House trailers, mobile homes, house cars, camp cars or similar type vehicles or structures shall not be used a permanent places of abode or as permanent dwellings or for indefinite periods of time; except under the following conditions:

- A. Each house trailer, mobile home, house car, camp car or similar type vehicle or structure site shall contain at least 4,000 square feet per house trailer, mobile home, house car, camp car or similar structure to be situated thereon.
- B. Each site shall have a suitable parking area set aside for off street parking for at least two automobiles.
- C. Each house trailer, mobile home, house car, camp car or similar type vehicle or structure shall have placed around the perimeter of it, skirts or panels, constructed of a suitable material so as to screen the area beneath said house trailer, mobile home, house car, camp car or similar type vehicle or structure from view.
- D. Each house trailer, mobile home, house car, camp car or similar type vehicle or structure shall be properly connected with the Village sanitary sewer system and the Village water system in compliance with all requirements of the ordinance or regulations as may be in existence in the said Village of Amanda in regard to dwellings. For so long as the Village is without a sanitary sewer system, each house

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trailer, mobile home, etc. shall be properly connected to and served by a septic tank system that meets all applicable regulations of the Fairfield County Health Department.

E. Each house trailer, mobile home, house car, camp car or similar type vehicle or structure shall not be inhabited by a greater number of occupants than that for which it was designed.

F. Each house trailer, mobile home, house car, camp car or similar type vehicle or structure to be used as a permanent place of abode or as a permanent dwelling or for indefinite periods of time shall first obtain from the Village of Amanda a permit as hereinafter provided. A fee of Ten Dollars (\$10.00) shall be charged for said permit.

G. No part of any house trailer, mobile home, house car, camp car or similar type vehicle or structure, or any building attached to said house trailer, mobile home, house car, camp car or similar type vehicle or structure shall be nearer than ten (10) feet to the property lines of said lot or parcel of land or other building or structure on said lot. All measurements shall be made at the most extreme projection of said building or structure.

H. If a structure is attached or built around or near the house trailer etcetera, it shall be constructed of similar materials as the house trailer and be generally of the same style and design.

SECTION V. The Mayor of said Village shall issue a permit to an applicant according to the above requirements upon satisfactory proof that said requirements as above set forth have been complied with.

SECTION VI. For the purposes of this Ordinance, a house trailer, mobile home, house car, camp car or similar type vehicle or structure shall be defined as follows: "house trailer means any vehicle or structure do designed and constructed in such manner as will permit occupancy thereof as sleeping quarters for one or more persons.

SECTION VII. Any person who violated the terms of this Ordinance as above set forth shall be fined not more than twenty-five dollars (\$25.00) per day and not less than five dollars (\$5.00) per day for every day said person is

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Passed 19

in violation of this ordinance. It shall be deemed to be a violation under terms hereof when any person uses said house trailer, mobile home, house car, camp car or similar type vehicle or structure as above defined for occupancy without the permit from the Village of Amanda as above provided. Each day said trailer is occupied shall be considered a separate violation.

WHEREFORE, this Ordinance shall be in full force and effect at the earliest period allowed by law.

JUNE 6, 1983

Sarah R Kennedy
Mayor

Vote: Yeas: 5 Nays: 0

ATTEST:

Nancy L Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

2nd JUNE 20, 1983

Yeas: 4 Nays: 0

3rd JULY 11, 1983
6 YEA 0 NAY

Nancy L Sigrist
Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 83-9

Passed AUGUST 1 1983

ORDINANCE SETTING WAGES FOR VILLAGE POLICE OFFICERS

WHEREAS, the Village has resolved to hire certain law enforcement officials,
upon completion of necessary training, and

WHEREAS, remuneration of said officials should be specifically designated,

NOW THEREFORE, BE IT ORDAINED, by the Village of Amanda, Ohio

THAT, from the time said law enforcement officials are regularly
employed by the Village, through the 31st day of December, 1983, the salary of
the Chief of Police shall be Five Dollars and Fifty Cents (\$5.50) per hour, and
the salary of other police officers shall be Five Dollars (\$5.00) per hour.

Sarah R. Kennedy
Mayor

Vote: Yeas: 6 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: _____ Nays: _____

Clerk

Approved as to Form: Thomas J. Corbin, Attorney at Law
& Solicitor for the Village of Amanda, Ohio

ORDINANCE NO. 83-10

PASSED SEPT. 12 1983

Persuant to Section 743.28 of the Ohio Revised Code as amended by Amended House Bill No. 156, 113th General Assembly, the council of AMANDA hereby notifies Columbia Gas of Ohio and the Public Utilities Commission of Ohio of its intent to negotiate jointly with other municipal corporations in Fairfield, Hocking, Licking, Perry, Pickaway, and Ross Counties for the purpose of establishing a uniform gas rate; using the Ohio Constitution Article XVIII Home Rule Provision and House Bill 156 Provisions.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE
OF AMANDA OHIO:

SECTION 1. That, for the purpose of this ordinance, uniform rate shall be defined as a single gas rate which would apply to ^{every} ~~energy~~ municipal corporation in the group. Group shall be defined as all of the municipalities which enact ordinances expressing their intent to negotiate jointly for a uniform rate and give jointly written notification by the Mayors to the company. Mayors shall mean the mayors of all the municipalities in the group, and Company shall mean Columbia Gas of Ohio, Inc.

SECTION 2. That, upon written receipt of a joint notification by the Mayors of the group of municipalities which have enacted ordinances expressing a desire to negotiate a uniform gas rate, the VILLAGE of AMANDA respectfully requests Columbia Gas of Ohio to commence negotiations with the uniform gas rate committee to be comprised of representatives from the municipalities who chose to attend such negotiations. All correspondences, communications, information, etc. shall be provided to the Council

of each and every municipality in the rate group.

SECTION 3. That the date the company receives joint notification by the Mayors shall be the date which designates the commencement of the first 90-day period of negotiations for a uniform gas rate.

SECTION 4. Where such negotiations do not, within ninety days after commencement, result in an agreement between the group and the company, the group may exercise the rights of a municipal corporation under Section 743.26 of the Ohio Revised Code and Article XVIII of the Ohio Constitution on the same basis as if it were a single municipal corporation and enact a uniform rate ordinance(s) fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for the gas to the group of municipal corporations and to their inhabitants, in accordance with Section 4909.34 of the Ohio Revised Code as amended by Amended House Bill No. 156 and the Ohio Constitution, Article XVIII.

SECTION 5. That, the VILLAGE of AMANDA respectfully requests Columbia Gas of Ohio to refrain from asking for any increase in the rates for gas or gas service for the VILLAGE of AMANDA for a period of not less than 180 days from the date in which uniform rate negotiations commence, in order to allow the group of municipalities two 90-day negotiating periods to enact a uniform rate ordinance.

SECTION 6. That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith is, to the extent of such inconsistency, hereby repealed.

SECTION 7. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the citizens of the VILLAGE of AMANDA and for the further reasons of being necessary for the continuing safe, legal, proper, economical, and efficient operation of the VILLAGE of AMANDA.

Sarah R Kennedy
Mayor

Vote: Yeas: 4 Nays: 0

ATTEST:

Nancy L Sigrist
Clerk

The Three-readings Requirement was ~~waived~~/not waived:

Third Reading 10-3-83

Yeas: _____ Nays: _____

Nancy L Sigrist
Clerk

ORDINANCE NO. 83-10

PASSED SEPT. 12 1983

Persuant to Section 743.28 of the Ohio Revised Code as amended by Amended House Bill No. 156, 113th General Assembly, the council of AMANDA hereby notifies Columbia Gas of Ohio and the Public Utilities Commission of Ohio of its intent to negotiate jointly with other municipal corporations in Fairfield, Hocking, Licking, Perry, Pickaway, and Ross Counties for the purpose of establishing a uniform gas rate; using the Ohio Constitution Article XVIII Home Rule Provision and House Bill 156 Provisions.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF AMANDA OHIO:

SECTION 1. That, for the purpose of this ordinance, uniform rate shall be defined as a single gas rate which would apply to ^{every} ~~energy~~ municipal corporation in the group. Group shall be defined as all of the municipalities which enact ordinances expressing their intent to negotiate jointly for a uniform rate and give jointly written notification by the Mayors to the company. Mayors shall mean the mayors of all the municipalities in the group, and Company shall mean Columbia Gas of Ohio, Inc.

SECTION 2. That, upon written receipt of a joint notification by the Mayors of the group of municipalities which have enacted ordinances expressing a desire to negotiate a uniform gas rate, the VILLAGE of AMANDA respectfully requests Columbia Gas of Ohio to commence negotiations with the uniform gas rate committee to be comprised of representatives from the municipalities who chose to attend such negotiations. All correspondences, communications, information, etc. shall be provided to the Council

of each and every municipality in the rate group.

SECTION 3. That the date the company receives joint notification by the Mayors shall be the date which designates the commencement of the first 90-day period of negotiations for a uniform gas rate.

SECTION 4. Where such negotiations do not, within ninety days after commencement, result in an agreement between the group and the company, the group may exercise the rights of a municipal corporation under Section 743.26 of the Ohio Revised Code and Article XVIII of the Ohio Constitution on the same basis as if it were a single municipal corporation and enact a uniform rate ordinance(s) fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for the gas to the group of municipal corporations and to their inhabitants, in accordance with Section 4909.34 of the Ohio Revised Code as amended by Amended House Bill No. 156 and the Ohio Constitution, Article XVIII.

SECTION 5. That, the VILLAGE of AMANDA respectfully requests Columbia Gas of Ohio to refrain from asking for any increase in the rates for gas or gas service for the VILLAGE of AMANDA for a period of not less than 180 days from the date in which uniform rate negotiations commence, in order to allow the group of municipalities two 90-day negotiating periods to enact a uniform rate ordinance.

SECTION 6. That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith is, to the extent of such inconsistency, hereby repealed.

SECTION 7. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the citizens of the

VILLAGE of AMANDA
and for the further reasons of being necessary for the continuing safe, legal, proper, economical, and efficient operation of the VILLAGE of AMANDA.

Sarah R Kennedy
Mayor

Vote: Yeas: 4 Nays: 0

ATTEST:

Nancy L Sigrist
Clerk

The Three-readings Requirement was ~~waived~~/not waived:

Third Reading 10-3-83

Yeas: _____ Nays: _____

Nancy L Sigrist
Clerk

Ordinance No. 83-11 Passed 10-17 1983

ORDINANCE TO JOIN COALITION
FOR UNIFORM GAS RATES

WHEREAS, it is deemed by this Amanda
Council to be in the best interests of the Village
of Amanda, to obtain a uniform rate of cost for
natural gas, for and on behalf of the residents of their
Village.

NOW, THEREFORE, be it ordained by the Village
of Amanda, State of Ohio:

That this Village join and be a
part of a coalition organized to negotiate such
uniform rate.

Mayor David R. Kennedy
Mayor

Note: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-reading Requirement was waived/~~not waived~~:

Yeas: 5 Nays: 0

Nancy L. Sigrist
Clerk

ORDINANCE NO. 83-11

Fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for gas to the Village of Amanda, Ohio, and to its inhabitants, for the period of Five (5) Years from and after bills rendered January 10, 1984.

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

SECTION 1: That, for the period of One (1) Year from and after the effective date of this ordinance, the maximum price which Columbia Gas of Ohio, Inc., its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish gas to the Village of Amanda, Ohio, (Municipality), and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 13.462¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 16.013¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 18.483¢ per 100 cubic feet, per meter per month, for all gas consumed.

- A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

- A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 21.040¢ per 100 cubic feet, per meter per month, for all gas consumed.

- A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

- A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 23.611¢ per 100 cubic feet, per meter per month, for all gas consumed.

- A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

The above rates exclude gas costs and the Ohio Gross Receipts Tax. All bills rendered pursuant to this ordinance shall be adjusted to reflect the effect of the Ohio Gross Receipts Tax and are subject to decrease or increase in accordance with the "Gas Cost Recovery" Provisions of the Company's Rules and Regulations, on file with the Public Utilities Commission of Ohio. The Company shall file with the Clerk of Council of the municipality computations in support of the above "Gas Cost Recovery" adjustments in the same form as is filed by the Company with the Public Utilities Commission of Ohio.

SECTION 2: That it is expressly conditioned the service to be rendered by said Company, its successors or assigns, pursuant to this ordinance shall be primarily for domestic and commercial purposes and that service shall not be extended to other consumers of different classes until after all reasonable requirements for domestic and commercial purposes are fully met, and this provision shall be binding upon said Company, its successors or assigns, during each month of each year; but during any month or year, subject to the foregoing limitations and after compliance with the foregoing provisions, gas may be delivered to any other consumer and additional classes of consumers at such times and under such conditions and for such rates as may be agreed upon between the Company and such consumer or consumers.

SECTION 3: The terms and conditions of the service to be rendered shall conform with and be subject to the Rules and Regulations for furnishing gas service of the Company on file with and approved by the Public Utilities Commission of Ohio.

SECTION 4: That the gas furnished or delivered pursuant to the terms of this ordinance, by the said Company, shall have an average heating value of 1,000 British thermal units per cubic foot for any consecutive twelve (12) month period subject to a variance of not more than five percent (5%) upward or downward.

SECTION 5: In the event the State of Ohio, or the Municipality, should hereafter impose a tax upon the Company that is not now imposed, or should hereafter increase the rate of any tax now imposed upon the Company above the tax rate now existing, other than the rate on property listed in the real estate tax list and duplicate, then the rates prescribed in Section 1 shall be increased to the extent necessary to compensate the Company for the increase in cost due to such new tax or higher tax rate. This shall be done in the following manner:

(a) If the new tax or higher tax rate is computed in direct relation to gas sold or revenues received for the sale of gas, the rates set forth herein shall be adjusted to the extent necessary to recompense the Company for the amount thereof.

(b) If the new tax or higher tax rate is not related directly to gas sold or to revenues received for the sale of gas, then the total dollar effect thereof upon the cost of serving gas by the Company in the Municipality shall be determined, based upon operations of the Company in the Municipality during the most recently available twelve (12) month period ending on the last day of the December preceding the effective date of the new tax or higher tax rate; the total dollars so computed shall then be divided by the total sales made to the types of customers covered by this ordinance during the same twelve (12) month period and the rates prescribed herein shall be correspondingly adjusted.

The adjustment of the rates prescribed in this ordinance, as provided in subparagraphs (a) and (b) above, shall be made by rounding the mathematical result of the computations so prescribed to the nearest one-quarter cent ($\frac{1}{4}\text{¢}$) per one thousand cubic feet.

The adjusted rate shall be placed in effect and shall apply to all meter readings occurring on and after the effective date of the statute, ordinance or resolution pursuant to which the new tax or increased tax rate is imposed.

Written notification of the adjustment shall be sent to the Clerk of Council of the Municipality as quickly as possible after the effect of the new tax or higher tax rate can be determined.

SECTION 6: That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 7: That should any section or part of a section or provision of a section of this ordinance be declared void, the remainder of this ordinance shall not be affected thereby.

SECTION 8: That this ordinance shall become effective with bills rendered January 10, 1984; provided, however, that this ordinance shall have no force or effect whatsoever unless written acceptance of this ordinance is filed by the Company with the Clerk of Council of the Village of Amanda, Ohio, prior to the expiration of thirty (30) days from the date this ordinance is passed.

PASSED:

December 8, 1983

Donald F. Hedrick
MAYOR

ATTEST:

Nancy L. Sigrist
CLERK

Ordinance No. 83-11 Passed 10-17 1983

ORDINANCE TO JOIN COALITION
FOR UNIFORM GAS RATES

WHEREAS, it is deemed by this Amanda
Council to be in the best interests of the Village
of Amanda, to obtain a uniform rate of cost for
natural gas, for and on behalf of the residents of their
Village.

NOW, THEREFORE, be it ordained by the Village
of Amanda, State of Ohio:

That this Village join and be a
part of a coalition organized to negotiate such
uniform rate.

Mayor David R. Kennedy
Mayor

Note: Yeas: 5 Nays: 0

ATTEST:

Nancy L. Sigrist
Clerk

The Three-reading Requirement was waived/~~not waived~~:

Yeas: 5 Nays: 0

Nancy L. Sigrist
Clerk

Posted
12-17-83

ORDINANCE NO. 83-11

Fixing and regulating the price that may be charged by Columbia Gas of Ohio, Inc., its successors or assigns, for gas to the Village of Amanda, Ohio, and to its inhabitants, for the period of Five (5) Years from and after bills rendered January 10, 1984.

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

SECTION 1: That, for the period of One (1) Year from and after the effective date of this ordinance, the maximum price which Columbia Gas of Ohio, Inc., its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish gas to the Village of Amanda, Ohio, (Municipality), and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 13.462¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 16.013¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 18.483¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 21.040¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One (1) Year period, and for a further period of One (1) Year thereafter, as follows:

A "Customer Charge" of \$4.75, per meter per month, regardless of gas consumed and 23.611¢ per 100 cubic feet, per meter per month, for all gas consumed.

A "Customer Charge" for each customer each month of Four Dollars and Seventy-five Cents (\$4.75) shall be made. If service under this rate schedule is discontinued at the request of customer, the Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the "Customer Charge" for each month of the intervening period, but not to exceed twelve (12) months.

The above rates exclude gas costs and the Ohio Gross Receipts Tax. All bills rendered pursuant to this ordinance shall be adjusted to reflect the effect of the Ohio Gross Receipts Tax and are subject to decrease or increase in accordance with the "Gas Cost Recovery" Provisions of the Company's Rules and Regulations, on file with the Public Utilities Commission of Ohio. The Company shall file with the Clerk of Council of the municipality computations in support of the above "Gas Cost Recovery" adjustments in the same form as is filed by the Company with the Public Utilities Commission of Ohio.

SECTION 2: That it is expressly conditioned the service to be rendered by said Company, its successors or assigns, pursuant to this ordinance shall be primarily for domestic and commercial purposes and that service shall not be extended to other consumers of different classes until after all reasonable requirements for domestic and commercial purposes are fully met, and this provision shall be binding upon said Company, its successors or assigns, during each month of each year; but during any month or year, subject to the foregoing limitations and after compliance with the foregoing provisions, gas may be delivered to any other consumer and additional classes of consumers at such times and under such conditions and for such rates as may be agreed upon between the Company and such consumer or consumers.

SECTION 3: The terms and conditions of the service to be rendered shall conform with and be subject to the Rules and Regulations for furnishing gas service of the Company on file with and approved by the Public Utilities Commission of Ohio.

SECTION 4: That the gas furnished or delivered pursuant to the terms of this ordinance, by the said Company, shall have an average heating value of 1,000 British thermal units per cubic foot for any consecutive twelve (12) month period subject to a variance of not more than five percent (5%) upward or downward.

SECTION 5: In the event the State of Ohio, or the Municipality, should hereafter impose a tax upon the Company that is not now imposed, or should hereafter increase the rate of any tax now imposed upon the Company above the tax rate now existing, other than the rate on property listed in the real estate tax list and duplicate, then the rates prescribed in Section 1 shall be increased to the extent necessary to compensate the Company for the increase in cost due to such new tax or higher tax rate. This shall be done in the following manner:

(a) If the new tax or higher tax rate is computed in direct relation to gas sold or revenues received for the sale of gas, the rates set forth herein shall be adjusted to the extent necessary to recompense the Company for the amount thereof.

(b) If the new tax or higher tax rate is not related directly to gas sold or to revenues received for the sale of gas, then the total dollar effect thereof upon the cost of serving gas by the Company in the Municipality shall be determined, based upon operations of the Company in the Municipality during the most recently available twelve (12) month period ending on the last day of the December preceding the effective date of the new tax or higher tax rate; the total dollars so computed shall then be divided by the total sales made to the types of customers covered by this ordinance during the same twelve (12) month period and the rates prescribed herein shall be correspondingly adjusted.

The adjustment of the rates prescribed in this ordinance, as provided in subparagraphs (a) and (b) above, shall be made by rounding the mathematical result of the computations so prescribed to the nearest one-quarter cent ($\frac{1}{4}\text{¢}$) per one thousand cubic feet.

The adjusted rate shall be placed in effect and shall apply to all meter readings occurring on and after the effective date of the statute, ordinance or resolution pursuant to which the new tax or increased tax rate is imposed.

Written notification of the adjustment shall be sent to the Clerk of Council of the Municipality as quickly as possible after the effect of the new tax or higher tax rate can be determined.

SECTION 6: That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 7: That should any section or part of a section or provision of a section of this ordinance be declared void, the remainder of this ordinance shall not be affected thereby.

SECTION 8: That this ordinance shall become effective with bills rendered January 10, 1984; provided, however, that this ordinance shall have no force or effect whatsoever unless written acceptance of this ordinance is filed by the Company with the Clerk of Council of the Village of Amanda, Ohio, prior to the expiration of thirty (30) days from the date this ordinance is passed.

PASSED:

December 8, 1983

Donell F. Hedrick
MAYOR

ATTEST:

Nancy L. Sigrist
CLERK

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 84-1

Passed March 12 19 84

ANNUAL APPROPRIATION ORDINANCE

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE VILLAGE OF AMANDA, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 1984.

SECTION I. BE IT RESOLVED by the Council of the Village of Amanda, State of Ohio, that, to provide for the current expenses and other expenditures of the said Village of Amanda during the fiscal year ending December 31, 1984, the following sums be and they are hereby set aside and appropriated as follows, viz:

SECTION II. That there is appropriated from the General Fund:

PROGRAM I - SECURITY OF PERSONS AND PROPERTY

Al-1-C	Street Lighting		
	230 Contractual Services	\$3400.00	\$3400.00
Al-1-E	Traffic Signals, Signs & Markings		
	230 Contractual	700.00	
	240 Supplies & Materials	100.00	800.00
	TOTAL PROGRAM I		\$4,200.00

PROGRAM II - PUBLIC HEALTH & WELFARE

Al-2-B	Payment to County Board of Health	870.22	
	TOTAL PROGRAM II		\$870.22

PROGRAM VII - GENERAL GOVERNMENT

Al-7-A	Mayor and Administrative Offices		
	210 Personal Services	1200.00	
	230 Contractual Services	120.00	
	TOTAL MAYOR'S OFFICE		\$1,320.00
Al-7-B	Legislative Activities (Council)		
	210 Personal Services	2880.00	
	230 Contractual Services	4745.65	
	TOTAL LEGISLATIVE		\$7,625.65
Al-7-C	Mayor's Court		

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 84-1 Passed 19

	230 Contractural Services	40.00	\$40.00
Al-7-D	Clerk-Treasurer		
	210 Personal Services	1744.60	
	230 Contractural Services	3225.00	
	240 Supplies & Materials	500.00	
	TOTAL CLERK-TREASURER		\$5,469.60
Al-7-E	Lands and Buildings		
	230 Contractural Services	1041.00	
	240 Supplies & Materials	50.00	
	TOTAL LANDS & BUILDINGS		1,091.00
Al-7-G	County Auditor and Treasurer Fees		125.00
Al-7-H	Tax Delinquent Land Advertising		1.50
Al-7-X	Other		
	210 Personal Services	600.00	
	270 Rollback and Homestead	1300.00	
	230 Extra Money (contingency fund)	5453.25	
	TOTAL PROGRAM VII		<u>\$23,026.00</u>
	GRAND TOTAL GENERAL FUND		
	APPROPRIATION		<u>\$28,096.22</u>

SECTION IV. That there be appropriated from the following:
SPECIAL REVENUE FUNDS.

Bl	Street Construction, Maintenance and Repair		
	PROGRAM VI TRANSPORTATION		
Bl-6-B	Street Maintenance and Repair		
	210 Personal Services	3500.00	
	230 Contractural Services	15000.00	
	240 Supplies and Materials	2000.00	
	TOTAL MAINTENANCE & REPAIR		\$20,500.00
Bl-6-C	Street Cleaning, Snow & Ice Removal		
	210 Personal Services	0.00	
	240 Supplies and Materials	0.00	
	TOTAL CLEANING		0.00
Bl-6-X	Other		

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 84-1 Passed 19

230 Contractural Services	0.00
270 Transfers & Reimbursements	3,972.00
TOTAL OTHER	3,972.00
TOTAL PROGRAM VI TRANSPORTATION	<u>\$24,472.00</u>

B4 Parks and Recreation

PROGRAM III LEISURE TIME ACTIVITIES

B4-3-B Provide and Maintain Parks

240 Materials and Supplies	289.77
TOTAL PARKS & RECREATION	289.77

B7 FEDERAL REVENUE SHARING

B7-1-B Fire Fighting Prevention

210 Personal Services	300.00
230 Contractural Services	150.00

B7-2-X Public Health Service

230 Contractural Services	1300.00
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B7-5-E Storm Sewers and Drains

210 Personal Services	0.00
230 Contractural	300.00
240 Materials & Supplies	100.00

B7-5-X 230 Contractural Services	423.70
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B7-7-X General Government

210 Personal Services	15.00
230 Contractural Services	2254.30
240 Material & Supplies	300.00

TOTAL REVENUE SHARING	\$5,143.00
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B8 Special Fund - POLICE FUND

B8-1-A Police and Law Enforcement

210 Personal Services	4500.00
230 Contractural Services	250.00
240 Supplies and Materials	1439.00

TOTAL POLICE FUND	\$6,189.00
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E1 Water Fund

E1-5-A Office

Dayton Legal Blank Co. 10114

Passed_____19____

230 Contractual Services	0.00
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El-5-B

240 Supplies and Materials	1000.00
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El-5-C

240 Supplies and Materials	500.00
----------------------------	--------

E1-5-E

240 Supplies and Materials	500.00
----------------------------	--------

E1-5-F

240 Supplies and Materials	1000.00
----------------------------	---------

El-5-G

240 Supplies and Materials	2000.00
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E1-5-I

750.00

TOTAL ALL APPROPRIATIONS	\$85,451.59
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This Ordinance shall take effect at the earliest period allowed by law.

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114


Ordinance No. 84-1

Passed 19


Mayor

Vote: Yeas: 5 Nays: 0

ATTEST:


Clerk

The Three-Reading Requirement was waived/~~not waived~~: *as an emergency*

Yeas: 5 Nays: 0


Clerk

Approved as to Form: **Thomas J. Corbin, Attorney at Law & Solicitor
for the Village of Amanda, Ohio**

The undersigned Clerk for the Village of Amanda, OH hereby certifies that she has duly published this Ordinance in the designated places for the minimum period of fifteen (15) days.

DATED: Jan. 12, 1985


Clerk, Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 84-2

Passed Feb 6 19 84

ORDINANCE TO REGULATE PARKING ON SCHOOL STREET AND DECLARING AN EMERGENCY

Whereas, Amanda Village Council has determined that the current parking situation on School Street poses a hazardous condition, and

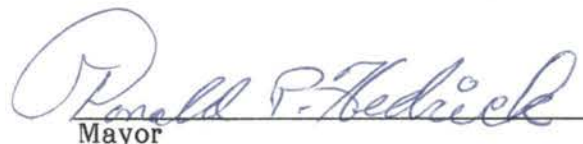
Whereas, Amanda Village Council desires to preserve the safety of its residents, especially school children, and

Whereas, this ordinance constitutes an emergency measure for the immediate preservation of the public safety.

Now Therefore Be It Ordained, by the Village of Amanda, Ohio, that parking on the East side of School Street, from Kirby to Lutz Streets, is limited to fifteen (15) minutes only,

And, parking on the West side of School Street, from Kirby to Lutz Streets, is prohibited.

Said area shall be so posted with appropriate signs. This Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.


Mayor

Vote: Yeas: 4 Nays: 0

ATTEST:


Clerk

The Three-Reading Requirement was waived/not waived:

Yeas: _____ Nays: _____

Clerk _____

Approved as to Form:

Thomas J. Corbin, Attorney at Law & Solicitor for
the Village of Amanda, Ohio.

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. _____

Passed _____ 19 _____

RE: ORDINANCE 84-2

The undersigned Clerk for the Village of Amanda, Ohio hereby certifies that she has duly published this Ordinance in the five designated places for the minimum period of fifteen (15) days.

DATED: Aug. 21, 1984

Heniss E. Nye
Clerk, Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 84-3

Passed November 5 1984

ORDINANCE ANNEXING TERRITORY

WHEREAS, Alvin and Lillis M. Fosnaugh, and Wanda L. Grover have petitioned for annexation of .794 acres, more or less, in Amanda Township, Fairfield County, to the Village of Amanda, Ohio; and

WHEREAS, it appears to Amanda Village Council that all proceedings have been had, according to law; and

WHEREAS, all relevant papers have been laid before this Village Council, and this Village Council has weighed the merits of the petition for annexation:

NOW THEREFORE BE IT RESOLVED, by the Village of Amanda, Ohio, that the property sought to be annexed, is hereby annexed, and the application for annexation is hereby accepted.

The Village Clerk is directed to make three (3) copies, containing the petition, the map or plat accompanying the petition, a transcript of the proceedings of the Board of County Commissioners, and the resolutions and ordinances in relation to the annexation, with a certificate to each copy that it is correct, is to sign said certificate, and shall forthwith deliver one such copy to the County Auditor, one such copy to the County Recorder, and one copy to the Secretary of State.


Mayor

Vote: Yeas: 6

Nays: 0

ATTEST:


Clerk

The Three-Reading Requirement was waived/~~not~~ waived:

Yeas: 6 Nays: 0

Clerk 

Approved as to Form: Thomas J. Corbin, Attorney at Law & Solicitor for
the Village of Amanda, Ohio.

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. _____

Passed _____ 19 _____

RE: ORDINANCE 84-3

The undersigned Clerk for the Village of Amanda, OH hereby certifies that she has duly published this Ordinance in the designated places for the minimum period of fifteen (15) days.

DATED: July 8, 1985

Denise E. Nye
Clerk, Village of Amanda

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 85-1

Passed 3-4 1985

ANNUAL APPROPRIATION ORDINANCE

A Temporary Ordinance to make appropriations for current expenditures of the Village of Amanda, State of Ohio, during the fiscal year ending December 31, 1985.

SECTION I. Be it resolved by the Council of the Village of Amanda, State of Ohio, that, to provide for the current expenses and other expenditures of the said Village of Amanda during the fiscal year ending December 31, 1985, the following sums be and they are hereby set aside and appropriated as follows, viz:

SECTION II. That there is appropriated from the General Fund:

PROGRAM I - SECURITY OF PERSONS AND PROPERTY

A1-1-A

POLICE LAW ENFORCEMENT

210	Personal Services	✓ \$ 6,500.00	
230	Contractual Services	✓ \$ 2,000.00	
240	Supplies & Materials	✓ \$ 2,500.00	\$11,000.00

A1-1-C

STREET LIGHTING

230	Contractual Services	✓ \$ 3,300.00	\$ 3,300.00
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A1-1-E

TRAFFIC SIGNALS, SIGNS & MARKINGS

230	Contractual Services	✓ \$ 800.00	
240	Supplies & Materials	✓ \$ 100.00	\$ 900.00

<u>TOTAL PROGRAM I</u>	<u>\$15,200.00</u>
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PROGRAM II - PUBLIC HEALTH & WELFARE

A1-2-B

230	Payment to County Board of Health	✓ \$ 922.62	
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<u>TOTAL PROGRAM II</u>	<u>\$ 922.62</u>
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PROGRAM V - BASIC UTILITY SERVICES

A1-5-E

230	Contractual Services	✓ \$ 150.00	
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<u>TOTAL PROGRAM V</u>	<u>\$ 150.00</u>
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PROGRAM VII - GENERAL GOVERNMENT

A1-7-A

MAYOR & ADMINISTRATIVE OFFICES

210	Personal Services	✓ \$ 1,200.00	
230	Contractual Services	✓ \$ 110.00	\$ 1,310.00

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. _____		Passed _____ 19__	
2			
Al-7-B	LEGISLATIVE ACTIVITIES (COUNCIL)		
	210 Personal Services	✓ \$ 2,880.00	
	230 Contractural Services	✓ \$ 3,000.00	\$ 5,880.00
Al-7-D	CLERK - TREASURER		
	210 Personal Service	✓ \$ 1,906.00	
	230 Contractural Services	✓ \$ 2,000.00	
	240 Supplies & Materials	✓ \$ 300.00	\$ 4,206.00
Al-7-E	LANDS & BUILDINGS		
	230 Contractural Services	✓ \$ 1,000.00	
	240 Supplies & Materials	✓ \$ 50.00	\$ 1,050.00
Al-7-G	COUNTY AUDITOR & TREASURER FEES		
	230 Contractural Services	✓ \$ 150.00	\$ 150.00
Al-7-X	OTHER		
	210 Personal Services	✓ \$ 900.00	
	270 Homestead & Rollback	✓ \$ 1,400.00	
	230 Contingency Fund	✓ \$ 4,543.00	\$ 6,843.00
TOTAL PROGRAM VII			\$ 19,439.00
GRAND TOTAL OF GENERAL FUND APPROPRIATIONS			\$ 35,711.62

SECTION III. That there be appropriated from the following Special Revenue Funds:

B1 - STREET CONSTRUCTION, MAINTENANCE AND REPAIR

PROGRAM VI - TRANSPORTATION

Bl-6-B	210 Personal Services	✓ \$ 4,000.00	
	230 Contractural Services	✓ \$ 12,000.00	
	240 Supplies & Materials	✓ \$ 2,500.00	\$ 18,500.00
TOTAL PROGRAM VI			\$ 18,500.00

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. _____ Passed _____ 19__

3

B4 - PARKS AND RECREATION

PROGRAM III - LEISURE TIME ACTIVITIES

B4-3-B

PROVIDE AND MAINTAIN PARKS

240 Supplies & Materials ✓ \$ 1,085.00

TOTAL PROGRAM III \$ 1,085.00

B7 - FEDERAL REVENUE SHARING

B7-1-B

FIRE FIGHTING PREVENTION

210 Personal Services ✓ \$ 300.00

230 Contractural Services ✓ \$ 115.00 \$ 415.00

B7-2-X

PUBLIC HEALTH SERVICE

230 Contractural Services ✓ \$ 1,300.00 \$ 1,300.00

B7-5-E

STORM SEWERS & DRAINS

230 Contractural Services ✓ \$ 250.00 \$ 250.00

B7-5-X

ROTARY FUND

230 Contractural Services ✓ \$ 423.70 \$ 423.70

B7-7-X

GENERAL GOVERNMENT

240 Supplies & Materials ✓ \$ 350.30 \$ 350.30

TOTAL REVENUE SHARING \$ 2,739.00

B8 - POLICE FUND

B8-1-A

POLICE & LAW ENFORCEMENT

210 Personal Services ✓ \$ 175.52

TOTAL POLICE FUND \$ 175.52

E1 - WATER FUND

E1-5-A

OFFICE

210 Personal Services ✓ \$ 1,440.00 \$ 1,440.00

E1-5-B

BILLING

210 Personal Services ✓ \$ 1,920.00

230 Contractural Services ✓ \$ 120.00

240 Supplies & Materials ✓ \$ 1,000.00 \$ 3,040.00

Dayton Legal Blank Co. 10114

Passed _____ 19____

4

210	Personal Services	<u>\$ 3,500.00</u>	
230	Contractural Services	<u>✓ \$ 620.00</u>	
240	Supplies & Materials	<u>✓ \$ 500.00</u>	\$ 4,620.00

210	Personal Services	✓ \$ <u>300.00</u>	
230	Contractural Services	✓ \$ <u>10,000.00</u>	
240	Supplies & Materials	\$ 2,000.00	\$12,300.00

210	Personal Services	✓	<u>\$ 500.00</u>	
230	Contractural Services	✓	<u>\$ 2,000.00</u>	
240	Supplies & Materials	✓	<u>\$ 3,000.00</u>	<u>\$ 5,500.00</u>

210	Personal Services	✓	\$ 500.00	
240	Supplies & Materials	✓	\$ 2,000.00	\$ 2,500.00

260	Debt Service	✓ <u>\$ 1,210.00</u>	
230	Contractual	✓ <u>\$ 5,000.00</u>	<u>\$ 6,210.00</u>

TOTAL WATER FUND	\$35,610.00
------------------	-------------

TOTAL GENERAL FUND. \$ 35,711.62

TOTAL SPECIAL FUNDS \$58,109.52

TOTAL OF ALL APPROPRIATIONS . . . \$ 93,821.14

RE: ORDINANCE 85-1

The undersigned Clerk for the Village of Amanda, OH hereby certifies that she has duly published this Ordinance in the designated places for the minimum of fifteen (15) days.

DATED: July 8, 1985

Henri E. Rye
CLERK, VILLAGE OF AMANDA

AN ORDINANCE VACATING THE NORTH-SOUTH ALLEY, BEING 16.5 FEET IN WIDTH ALONG THE ENTIRE EAST SIDE OF LOT NO. 1 OF THE W. E. WOLFORD ADDITION TO AMANDA, OHIO, AS DESCRIBED IN PLAT BOOK 3 Page 13-D OF THE PLAT RECORDS IN THE OFFICE OF THE FAIRFIELD COUNTY RECORDER

WHEREAS, Wilmer V. Muck and Norma Jean Muck; and Gary E. Julian and Carolyn M. Julian; being all of the owners of the real property adjoining the 16.5 foot alley which is immediately east of and adjoining Lot No. 1 of the W. E. Wolford Addition to Amanda, Ohio, have petitioned the Amanda Village Council for the vacation of said alley pursuant to Section 723.04 of the Ohio Revised Code, and

WHEREAS, the members of the Village Council of the Village of Amanda, Ohio, have found that it will not be detrimental to the general interest of the residents of the Village of Amanda, Ohio, that said alley be vacated, and

WHEREAS, said alley has never been open for use by the residents of the Village of Amanda, Ohio, nor has the Village of Amanda, Ohio ever maintained or cared for said alley in any manner whatsoever, and

WHEREAS, this Council is satisfied that there is good cause for the vacating said alley,

NOW, THEREFORE, be it ordained by the Council of the Village of Amanda, State of Ohio:

Section 1: The 16.5 foot alley which runs in a generally North-South direction from Lutz Avenue in the Village of Amanda, Ohio to the North Corporation limit line and which alley is immediately east of and adjacent to Lot No. 1 of the W. E. Wolford Addition to the Village of Amanda, Ohio, all as more particularly shown on the plat of said alley recorded in Plat Book 3, Page 13-D of the Plat Records in the office of the Fairfield County Recorder be and the same is hereby vacated.

Section 2: A copy of said Plat with the alley marked is attached hereto and marked Exhibit "A".

Section 3: This order shall take effect and be in full force from and after the earliest period allowed by law.

PASSED: 8 5, 1985

Don Hedrick
Mayor

ATTEST:

Marise C. Nye
Clerk

APPROVED:

Thomas J. Corbin
Thomas J. Corbin
Village Solicitor

TRANSFERRED

OCT 9 1985

James P. Reid
County Auditor, Fairfield County, Ohio

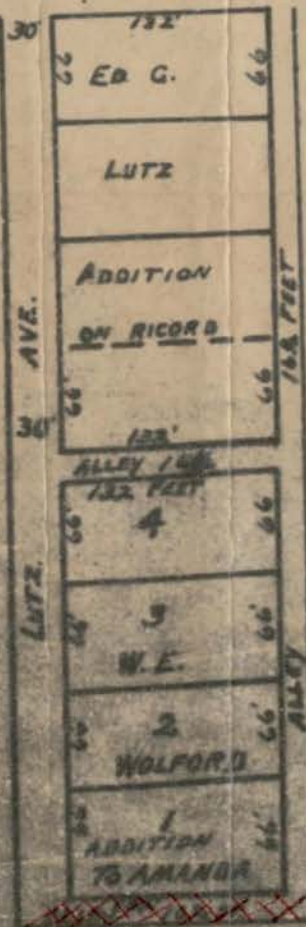
PLAT BOOK

Page 13-D

EAST STREETS

SCHOOL LOT

W
N
E



W. E WOLFORD ADDITION
TO AMANDA O.

RECEIVED JAN. 6 1919 AT 11.10 O'CLOCK A.M.

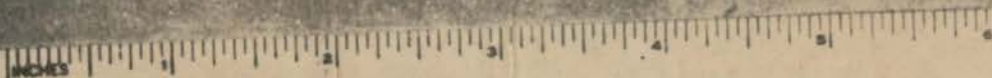
RECORDED JULY 1 1919

SEE DEDICATION RECORD No. 2 PAGE 44

ATTEST S.O. BURTON R.F.C.

EXHIBIT

A



RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 85-3

Passed 19

ORDINANCE NO. 85-3

AN ORDINANCE APPROVING, ADOPTING AND ENACTING THE 1985 EDITION OF THE MODEL OHIO MUNICIPAL CODE FOR THE VILLAGE OF AMANDA, OHIO; REPEALING ORDINANCES IN CONFLICT THEREWITH; PUBLISHING THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

WHEREAS, The Justinian Publishing Company, of Cleveland, has prepared and published a Model Ohio Municipal Code, incorporating the latest State law; and

WHEREAS, the Ohio Municipal Code, together with the new matter to be adopted, the matters to be amended and those to be repealed, are before the Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF AMANDA, OHIO:

SECTION 1. The 1985 edition of the Ohio Municipal Code, published by the Justinian Publishing Company of Cleveland, is hereby approved, adopted and enacted by and for the Village of Amanda, Ohio.

One book-form copy of the 1985 edition of the Ohio Municipal Code shall be attached to this ordinance as a part hereof and filed with the permanent ordinance records of Amanda, Ohio.

SECTION 2. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the 1985 edition of the Ohio Municipal Code are hereby repealed as of the effective date of this ordinance except as follows:

- (a) The enactment of the 1985 edition of the Ohio Municipal Code shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.
- (b) The repeal provided above shall not affect:
 - (1) The grant or creation of a franchise, license, right, easement or privilege;
 - (2) The purchase, sale, lease or transfer of property;
 - (3) The appropriation or expenditure of money or promise or guarantee of payment;
 - (4) The assumption of any contract or obligation;
 - (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
 - (6) The levy or imposition of taxes, assessments or charges;
 - (7) The establishment, naming, vacating or grade level of any street or public way;
 - (8) The dedication of property or plat approval;
 - (9) The annexation or detachment of territory;
 - (10) Any legislation enacted subsequent to the adoption of this ordinance.

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. _____ Passed _____ 19____

SECTION 3. Pursuant to Ohio R. C. 731.21, 731.22 and 731.23, the Clerk of Council shall cause to be published a notice of the enactment of this ordinance, containing the title of the ordinance and a summary of the new matters covered by it, which summary is attached hereto and marked "Exhibit A."

SECTION 4. This ordinance is hereby declared to be an emergency measure, immediately necessary for the preservation of the public peace, health and safety, such emergency existing by reason of the necessity of providing a Municipal Code that is consistent with the latest State law, as required by the Ohio Constitution, and this ordinance, including the 1985 edition of the Ohio Municipal Code adopted hereby, shall take effect and be in force immediately upon its passage by at least two-thirds of all the members elected to Council, otherwise from and after the earliest period allowed by law.

_____	_____
_____	_____
_____	_____