1	12		14	100
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	Deston Logal Hiard, Inc.			Pma No. 93045
	Ordinance No	2010 114	Passed DEC 1 3 2010	30
	1			
-			APPROPRIATION ADJUSTMENTS IN	
		2010.	THE YEAR ENDING DECEMBER 31,	
			has been advised that the there is a	1
	need to	adjust various funds i	n the City of Manon.	
	County,		he Council of the City of Marion, Marion	i
		That the		
	1 N	Section 1. That the is funds as follows:	ere be appropriation adjustments made	:
	Departm	ent: 1000 - Police		
		101.01 Salaries Regula	r Salaries	(29,199.94)
		101.02 Salaries Unifor		(172,740.41)
	5	101.03 Salaries Overtin	ne	26,031.88
	S	102.01 Benefits Medic	are	2,222.45
	5	102.03 Benefits OPERS	Matching	(6,292.10)
	5	102.04 Benefits OPERS	Pickup	(1,965.24)
	5	102.05 Benefits Police	Pension	(109,000.36)
	5	102.08 Benefits Health	Insurance	(73,902.62)
	5	102.09 Benefits Worke	ers Compensation	(8,991.19)
		5104 Quartermaster	/Clothing	8,694.31
		5201 Travel & Trans	portation	1,429.53
		5202 Schooling		1,241.29
		5301 Membership D	ues	490.00
		5302 Utilities		6,220,87
		5303 Equipment Ma		5,992.04
		5402 Professional Se		1,372.05
		5403 Service Contrai		1,695.32
		5405 Equipment Ren		(3.17)
			11um Deductible	5,822.29
		5410 Smart Camp	100 B 100 C	3,400.00
			nd Publications	957.99
		5502 Supplies		2,480.79
	Departm	ent Total: Police		(334,044.22)
	Departme	ent: 1001 - Dispatch		
-		101.02 Sataries Unifor	Salaries	4 540.05
		101.03 Salaries Overtin		-4,640.35
		102.01 Benefits Medic		5,736.29 45.58
		102.03 Benefits OPERS		4,100.15
	11	102.04 Benefits OPERS		-1,685.89
	1 St. 15	102.08 Benefits Health		15,192.64
	5		rs Compensation	-1,244.17
		5104 Quartermaster		2,066.55
		5201 Travel & Transp		1,000.00
				1.18.87.18.87

Indinance No2	2010-114 Passed	a DEC 1 3 2010
5301	Membership Dues	15.00
5302	Utilities	15,634.53
5302	Equipment Maintenance	1,750.00
5303	Capital Equipment	1,750.00
5402	Professional Services	1,447.67
5403	Service Contracts	3,000.00
	Supplies	2,000.00
	La contra la Visione en	E for some
Department Tot	al: Dispatch	39,439.61
Department: 10		
	Salaries Regular Salaries	804.51
	Salarles Uniform Salaries	(38,602.00)
5101.03	Construction of the constr	104,225.60
5102.01		4,852.90
5102.03	and the second second succession (10)	(1,053.19)
5102.04		(475.09)
5102.05	THE OWNER AND A REPAIR OF A REAL PROPERTY.	(16,578.48)
5102.06		(117,367.70)
5102.08	Benefits Health Insurance	(14,059.66)
5102.09	Benefits Workers Compensation	(124.03)
5104	Quartermaster/Clothing	7,530.00
5201	Travel & Transportation	1,654.14
5202	Schooling	11,427.87
5302	Utilities	17,538.95
5303	Equipment Maintenance	1,898 10
5304	Capital Equipment	867.88
5402	Professional Services	420,54
5403	Service Contracts	560.40
5404	Central Garage Maintenance	(19,767.77)
5405	Equipment Rental Lease	10.32
5406	Insurance Premium Deductible	17,728.96
5407	EMS Billing	(9,393.00)
5408	Land & Building Maintenance	4,556.58
5501	Subscriptions and Publications	22.00
5502	Supplies	450.00
Department Tota	sl: Fire	(42.892.17)
Department: 100	14 - Recreation	
5101.01	Salaries Regular Salaries	-5,669 51
5102.01		-484.35
	Benefits OPERS Matching	-6,432.78
5102.04		1,926.73
5102.08	Construction of Construction of the second	-4,130.87
5102.09	Benefits Workers Compensation	1,247 38
5201	Travel & Transportation	300.00
5202	Schooling	564.24
5301	Membership Dues	20.00
5302	Utilities	15,069.08
5303	Equipment Maintenance	446.87

Deyteni	Logik Blank, Tou.		Program. Nov. 1800003
01	dinance No. 20	110-114 Passed	DEC 1 3 2010 20
	5305	Advertising	710.00
	5402	Professional Services	7,110.39
	5403	Service Contracts	1,830.11
	5404	Central Garage Maintenance	236.74
	5405	Equipment Rental Lease	-0.59
	5406	Insurance Premium Deductible	2.936.17
1	5408	Land & Building Maintenance	5,297.52
	5411	Land & Building Rent/Lease	1,876.00
	5418	Refunds & Reimbursements	40.00
	5501	Subscriptions and Publications	200.00
	5502	Supplies	1,759.85
	5503	Motor Fuel and Lubricants	600.78
	5504	Postage	100.00
	Department Tot	al: Recreation	19,205.54
	Department: 10	35 . Utilities	
	TALENDER TO ALL MERSENSE	Service Contracts	39,982.07
	Department Tot	al: Utilities	39,982.07
	Department: 10	06 - Senior Center	
	5101.01	Salaries Regular Salaries	16,351.84
	\$102.01	Benefits Medicare	-349.65
	5102.03	Benefits OPERS Matching	+3,052.86
	5102.04	Benefits OPERS Pickup	-1,239.59
	5102.08	Benefits Health Insurance	8,069.81
	5102.09	Benefits Workers Compensation	110.61
	5201	Travel & Transportation	100.00
	5302	Utilities	4,799.97
	5402	Professional Services	862.00
91	5404	Central Garage Maintenance	3,131.68
	5406	Insurance Premlum Deduction	1,315.45
	Department Tot	al: Senior Center	30,099.26
	Department: 10	07 - Planning & Economic Development	
		Professional Services	
		Service Contracts	
		Regional Planning	
		Revenue Sharing	
	Department Tot	al: Planning & Economic Development	
	8G be		
	Department: 10		
		Salaries Regular Salaries	4,966.53
		Salaries Overtime	3,500.00
		Benefits Medicare	513.73
		Benefits OPERS Matching	3,861.02
		Benefits OPERS Pickup	1,654.74
	5102.08	Benefits Health Insurance	7,156.65

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ALC: NO DECISION OF A DECISIONO	1010 114	DEC 1 3 2010
Onlinance No.	2010-114 Passed	
5102.09	Benefits Workers Compensation	1,585.71
5104	Quartermaster/Clothing	300.00
5201	Travel & Transportation	900.00
5202	Schooling	400.00
5301	Membership Dues	270.00
5302	Utilities	11,757,45
5303	Equipment Maintenance	4,654.80
5304	Capital Equipment	2,654.00
5402	Professional Services	3,539.30
5403	Service Contracts	116.00
5404	Central Garage Maintenance	1,000.00
5405	Equipment Rental Lease	500.00
5406	Insurance Premium Deductible	1,057.05
5414	Janitorial Services	1,422.50
5501	Subscriptions and Publications	192.84
5502	Supplies	4,367.76
5503	Motor Fuel and Lubricants	815.32
5504	Postage	250.00
Department Tot	al: Airport	57,435.40
Department: 10		
5101.01	Sataries Regular Sataries	-701.17
5102.01	Benefits Medicare	-87.63
5102.03	Benefits OPERS Matching	-111.43
5102.04	Benefits OPERS Pickup	-1,702.30
5102.08	Benefits Health Insurance	1,089.56
5102.09	Benefits Workers Compensation	-50.40
5201	Travel & Transportation	150.00
5301	Membership Dues	15.00
5302	Utilities	248.06
	Professional Services	the second s
5402		200.00
	Subscriptions and Publications	200.00
5402		
5402 5501	Subscriptions and Publications Supplies	25.20
5402 5501 5502 Department Tot	Subscriptions and Publications Supplies al Mayor	25.20 507.27
5402 5501 5502 Department Tot Department: 10	Subscriptions and Publications Supplies al Mayor 10 - Auditor	25.20 507.27
5402 5501 5502 Department Tot Department: 10 5102.01	Subscriptions and Publications Supplies al Mayor 10 - Auditor Benefits Medicare	25.20 507.27
5402 5501 5502 Department Tot Department: 10 5102.01 5102.03	Subscriptions and Publications Supplies al Mayor IO - Auditor Benefits Medicare Benefits OPERS Matching	25.20 507.27 -417.84
5402 5501 5502 Department Tot Department: 10 5102.01 5102.03 5102.04	Subscriptions and Publications Supplies al Mayor IO - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	25.20 507.27 -417.84 -59.85
5402 5501 5502 Department Tot Department: 10 5102.01 5102.03 5102.04 5102.07	Subscriptions and Publications Supplies al Mayor IO - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits	25.20 507.27 -417.84 -59.85 -2.640.28
5402 5501 5502 Department Tot 5102.01 5102.03 5102.04 5102.07 5102.08	Subscriptions and Publications Supplies al Mayor IO - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits Benefits Health Insurance	25.20 507.27 -417.84 -59.85 -2.640.28 1,045.53
5402 5501 5502 Department Tot 5102.01 5102.03 5102.04 5102.07 5102.08 5102.09	Subscriptions and Publications Supplies al Mayor 10 - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits Benefits Health Insurance Benefits Workers Compensation	25.20 507.27 -417.84 -59.85 -2.640.28 1,045.53 7,300.00
5402 5501 5502 Department Tot 5102.01 5102.03 5102.04 5102.07 5102.08	Subscriptions and Publications Supplies al Mayor IO - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits Benefits Health Insurance	25.20 507.27 -417.84 -59.85 -2.640.28 1,045.53 7,300.00 -6,000.00
5402 5501 5502 Department Tot 5102.01 5102.03 5102.04 5102.07 5102.08 5102.09	Subscriptions and Publications Supplies al Mayor 10 - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits Benefits Health Insurance Benefits Workers Compensation	25.20 507.27 -417.84 -59.85 -2.640.28 1,045.53 7,300.00 -6,000.00 -892.40
5402 5501 5502 Department Tot 5102.01 5102.03 5102.03 5102.04 5102.07 5102.08 5102.09 5103	Subscriptions and Publications Supplies al Mayor 10 - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback	25.20 507.27 -417.84 -59.85 -2.640.28 1,045.53 7,300.00 -6,000.00 -892.40 834.80
5402 5501 5502 Department Tot 5102.01 5102.03 5102.04 5102.07 5102.08 5102.09 5103 5202	Subscriptions and Publications Supplies al Mayor 10 - Auditor Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Unemployment Benefits Benefits Health Insurance Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Schooling	25.20 507.27 -417.84 -59.85 -2.640.28 1,045.53 7,300.00 -6,000.00 -892.40 834.80 115.00

	Dayton Legal Diank. Inc.		Form Mr. 10041
	2.1	10 114	DEC 1 3 2010
	Ordinance No. 20	10-114 Passed	DEC 1 3 2010 20
	Department Tot	al: Auditor	1,358.44
			1,000,44
6	Department: 10	11 - Income Tax	
	5101.01	Salaries Regular Salaries	16,373.93
	5101.03	Salaries Overtime	3,000.00
	5102.01	Benefits Medicare	453.17
	5102.03	Benefits OPERS Matching	4,145.31
		Benefits OPERS Pickup	2,234.22
		Benefits Health Insurance	3,035 19
	5102.09		1,118.93
	5103		1,427.20
	5202	Schooling	30.00
	5301	Membership Dues	10.00
	5308	Credit Card Fees	467.74
	5402	Professional Services	1,280.40
	5403	Service Contracts	5,000.00
	5502	Supplies	1,560.49
	5504	Postage	2,499.34
	Department Tot	al: Income Tax	42,635.92
	Department 10	12 - Treasurer	
-	5102.01	Benefits Medicare	-3.73
	5102.03	Benefits OPERS Matching	-36.66
	5102.04	Benefits OPERS Pickup	-15.39
	5201	Travel & Transportation	80.00
	5202	Schooling	30.00
	5402	Professional Services	600.00
		Supplies	13.80
	Department Tot	al Treasurer	668.02
	Department: 10	13 - Law Director	
	5101	Salaries	
	5101.01	Salaries Regular Salaries	-28,023.68
	5102.03	Benefits OPERS Matching	-6,753.21
	5102.04	Benefits OPERS Pickup	527.01
	5102.08	Benefits Health Insurance	6,281.92
	5102.09	Benefits Workers Compensation	-524.45
	5201	Travel & Transportation	263.49
	5202	Schooling	690.00
	5302	Utilities	552.42
	5402	Professional Services	5,297.42
-	5405	Equipment Rental Lease	303.03
	5501	Subscriptions and Publications	76.07
	5502	Supplies	189.51
	Department Tota	il: Law Director	-21,120.47
	Department: 10	4 - Human Resources	
		Salaries Regular Salaries	1,161.24
		Benefits Medicare	1,161.24 31.62
		Benefits OPERS Matching	-239.89
		Benefits OPERS Pickup	-239.89
		1997 - 1997 - 197	-103.02

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DEC 1 9 201	6 4 M A	
 0E.c. 1 7 COM _ 20	0-114 Pussed	Ordinance No. 201
-208.53	Benefits Health Insurance	5102.08
63.67	Benefits Workers Compensation	5102.09
100.00	Travel & Transportation	5201
300.00	Schooling	5202
150.00	Membership Dues	5301
-1,594,50	Professional Services	5402
478.90	Supplies	
139.39	al, Human Resources	Department Tot
	15 - Safety Department	Department, 10
	Salaries	5101
2,700.00	Salaries Regular Salaries	5101.01
62.27	Benefits Medicare	5102.01
-863.59	Benefits OPERS Matching	5102.03
1,100.00	Benefits OPERS Pickup	5102.04
5,110.00	Benefits Unemployment Benefits	5102.07
3,042.16	Benefits Health Insurance	5102.08
56.02	Benefits Workers Compensation	5102.09
1,130.46	Travel & Transportation	5201
280.00	Schooling	5202
50.00	Membership Dues	5301
-14.24	Utilities	5302
1,750.00	Burials	5309
0.00		5310
2,984.27	-	5402
400.00	Service Contracts	12000
1,000.00	Refunds & Reimbursements	
15,000.00	Demolition of Buildings	
1,025.00	Litter Control	5460
1,107.73	Supplies	
35,920.08	al: Safety Department	
	16 - Service Department	Department 10
-66.10	Salaries Regular Salaries	
5.00	Benefits Medicare	
96.0C	Benefits OPERS Matching	
126.64	Benefits OPERS Pickup	
40.00	Benefits Health Insurance	
19.59	Benefits Workers Compensation	
75.00		5201
180.00	Schooling	5202
+0.67		5302
50.00		5501
408.17	Supplies	
100.17	addines.	3302
933.63	al: Service Department	Department To
	17 - Civil Service Commission	
-292 30	Benefits	141.07
-72.00	Benefits Medicare	
(12.2.10) (1.1.10)	Danafles (MCOC Stateblas	E 1 0 1 0 1
901.92 -386.54	Benefits OPERS Matching Benefits OPERS Pickup	

Dayson Legal (think, Int		Farm No. 10041
Ordinance No.	Passed	DEC 1 3 201020
	×	
5102.09	and the statistic compensation	0.34
5402		9,415.90
5502	Supplies	600.00
Department Tel	al chill can be called	
Department ib	al: Civil Service Commission	10,167.32
Department: 10	18 - Council	
	Salaries Regular Salaries	
201630 84 8 2243	Benefits Medicare	-5,674.95
	Benefits OPERS Matching	-172.00
	Benefits OPERS Pickup	-1,981.03
	Benefits Health Insurance	-355.25
	Benefits Workers Compensation	-425.98
	Membership Dues	-158.94
5306		252.00
	Professional Services	366.48
	- Contraction Miles & Miles	684.60
Department Tot	al: Council	-7,465.07
		-7,403.07
Department: 10	19 - Municipal Court	
5102.01	Benefits Medicare	-1,838.61
5102.03	Benefits OPERS Matching	-23,852.00
5102.04	Benefits OPERS Pickup	-10,219.41
5102.07	Benefits Unemployment Benefits	-744.00
5102.08	Benefits Health Insurance	8,000.00
5102.09	Benefits Workers Compensation	528.37
5103	Sick Leave Sellback	1,500.00
5301	Membership Dues	100.00
5302	Utilities	-41.76
5402	Professional Services	4,126.72
5404	Central Garage Maintenance	2,033.46
5442		20,000.00
	Court Security	1,226.88
5501	Subscriptions and Publications	400.00
Basedon		
Department Tota	il: Municipal Court	1,219.65
Department: 102	1 - City Hall	
	Salaries	
	Salaries Regular Salaries	
	Salaries Overtime	17,327.72
	Benefits Medicare	-169.61
		610.54
	Benefits Flexible Spending Benefits OPERS Matching	0.00
	Benefits OPERS Pickup	2,963.82
	Benefits Health Insurance	1,548.61
		858.33
	Benefits Workers Compensation Sick Leave Sellback	-1,650.28
		3,000.00
	Quartermaster/Clothing Utilities	118.37
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Professional Services	14,886.21
	Service Contracts	3,738.55
		8,297.50

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Infimance No	Passed	DEC 1 8 2010 20
5404	Central Garage Maintenance	1,942.70
5405	Equipment Rental Lease	985.47
5406	insurance Premium Deductible	0.00
5408	Land & Building Maintenance	2,098.30
5414	Janitorial Services	9,300.00
5502	Supplies	3,516.00
Department Tot	al: City Hall	69,372.23
Department: 10	22 · Engineering	
5101.01		-6.802.95
50.00 (A 190.00)	Salaries Overtime	3,022.08
	Benefits Medicare	683.13
	Benefits Flexible Spending	2.000.00
	Benefits OPERS Matching	-3.884.98
	Benefits OPERS Pickup	-1,932.56
	Benefits Health Insurance	-2,081,33
5102.09	전 영화가 잘 잘 알았는 것을 알고 있었다. 것은 것같은 그 것같은 것은 것을 하는 것이 없다.	498.68
5103	Sick Leave Sellback	3,200,00
5104	Quartermaster/Clothing	207.03
5201	Travel & Transportation	200.00
5202	Schooling	312.20
5302	Utilities	730.99
5303	Equipment Maintenance	145:17
5402	Professional Services	155.00
5404	Central Garage Maintenance	1.446.65
5418	Refunds & Reimbursements	5.00
	Subscriptions and Publications	121.00
5502	Supplies	398.90
Department Tot	al: Engineering	-1,575.99
Department: 102	23 Statutory Accounts	
	Auditor/Treasurer Fees	30,814.04
	Auditor/Treasurer Fees Election Expense	8,200.00
5418	Refunds & Reimbursements	-180.00
5419	Income Tax Refunds	-82,915,64
5421	Marion Township Levy	-6,598.49
Department Tota	il: Statutory Accounts	-50,680.09
Department: 102	4 - Transfer Accounts	
5426.04	Transfers Out Parks	30,746.16
5426.09	Transfers Out VAWA ARRA	D0.000,6
5426.1	Transfers Out SRO ARRA	10,000.00
5426.11	Transfers Out Juvenile Spec.	10,050.33
Department Tota	I: Transfer Accounts	56,796.49
Department: 102	6 Pool	
	Salaries Regular Salaries	-8,097.42
	Benefits	8,378.00
5102.01	Benefits Medicare	-213.56
2010-114		

 Davion Linux Blank, Inc.				Form No. Wind v
Ordinance No. 20	10-114	Passed	DEC 1 3 2010	20
 		- trayett		
5102.03	Benefits OPERS Mate	ching		-2,089.86
5102.04				-724.95
5102.09		3		-10.49
5201				200.00
5302				-5,000.00
5402	Professional Services	5.		11,766.00
5405	Equipment Rental Le	ase		80.00
5408	Land & Building Main	ntenance		2,550.00
5502	Supplies			6,707,32
Department To	tal: Pool			12 545 04
Department ic	101			13,545.04
	ടാ വട്ടാടാ	60		
	General Fund Botton	m Line		(39,277.76)
Fund: 202 - SC	VIR (Street Const Maint	Repair)		
Department: 2	006 - SCMR (Street Con	st Maint Repair)		
5101.01	Salaries Regular Salaries	5		(20,607.38)
5102.03	Benefits OPERS Matchin	ng		(5,287.51)
5102.04	Benefits OPERS Pickup			(2,457.07)
5102.08	Benefits Health Insuran	ce		(10,540.28)
5102.09	Benefits Workers Comp	ensation		[670.54]
5104	Quartermaster/Clothing	8		1,099.83
5201	Travel & Transportation	1		600.00
5202	Schooling			1,930.00
5301	Membership Dues			100.00
5303	Equipment Maintenanc	e		5,942.27
5402	Professional Services			95,000.00
5403	Service Contracts			1,618.00
5405	Equipment Rental Lease	ð -		1,000.00
5406	Insurance Premium Dec	Juctible		12,540.01
5408	Land & Building Mainte	nance		4,243.50
5417.02	Auditor/Treasurer Fees	State Auditor/Tre	asurer Fees	(111.95)
5420.01	Bond Refunds Exavation	1 Borids		3,600.00
5420.02	Bond Refunds Pavemen	it Bonds		5,000.00
5423	Permissive Auto			(8,059.76)
5424	Resurfacing			(17,064.04)
5425	Streetscape			34.61
5443	Capital Improvement			(66,778.68)
				- <u>516</u> 50
Départment Te	otal: SCMR (Street Cons	t Maint Repair)		1,131.01
Fund: 211 - Pa				
Department: 2				
	Salaries Regular Salarie			12,000.00
	Benefits Unemploymen	Benefits		(4,254.00)
5102.09	Benefits Workers Comp	pensation		3,437.69
5202	Schooling			170.00
5301	Membership Dues			157.00
5302	Utilities			2,701.63
5303	Equipment Maintenanc	ė		1,415.25
5402	Professional Services			99.18

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RECORD OF ORDINANCES

	and the state of the	DEC 1 3 2010
Onlinimee No. ,	2010-114	Panted 20
340	3 Service Contracts	100.00
\$40		2,000.00
540		784.00
540		4,062.11
540		(873 92)
541		324.00
541		460.00
544		[100.00]
546		797.00
550		2,621.47
550		4,854.54
20	o midtor riter and cooriganis	4,034.04
Departme	nt Total: Parks	30,746.05
Fund: 501	- Marion Area Transit	
Departme	nt: 5000 - Transit	
5101.01	Salaries Regular Salaries	35,000.00
5101.03	Salaries Overtime	(4,295.00)
5102.01	Benefits Medicare	1,304.25
	Benefits OPERS Matching	5,014.34
	Benefits OPERS Pickup	2,594.98
	Benefits Health insurance	10.000.00
	Benefits Workers Compensation	998.B8
	Travel & Transportation	400.00
	Advertising	300.00
	Motor Fuel and Lubricants	(7,244.46)
Departme	nt Total; Transit	44,072.99
Fund: 502	- Sanitary Sewer	
Departme	nt: 5003 - Sewer Revenue	
	Salaries Regular Salaries	20,174 73
	Salaries Uniform Salaries	(793.68)
	Benefits Medicare	5,644.61
5107.02	Benefits Flexible Spending	(328.48)
	Benefits OPERS Matching	34,274.76
5102.04	Benefits OPERS Pickup	(48,154.70)
5102.09	Benefits Workers Compensation	11,848.57
5201	Travel & Transportation	3,203 56
5202	Schooling	5.512.05
5301	Membership Dues	3,000 00
	Utilities	[22,855.37]
	Equipment Maintenance	4,902.87
5303	Advertising	5,000 00
- COM 1 1 4		
5305	Legal Advertising	5.000.00
5305 5306	Legal Advertising	
5305 5306 5405	Legal Advertising Equipment Rental Lease	5,327.24
5305 5306 5405 5408	Legal Advertising	

Page 10

		Sector State State State State	
Ordinance No.	2010-114	DEC 1 9 2010	20
5418	Refunds & Reimbursements		(957.81)
5443	Capital Improvement		(15,000.00)
5501	Subscriptions and Publications		1,445.06
5503	Motor Fuel and Lubricants		11,776.33
Departme	ent Total: Sewer Revenue		33,227.55
Fund: SO	- Sanitation	di.	50118503140552.0
2 R 1 8 8 8 9 9 9 9 9	ent: 5005 - Sanitation		
5101.01	V65		115 000 001
5102.01	A or found of the second second		(15,000.00)
5102.02	Benefits Flexible Spending		1,443,49
5102.02	Benefits OPERS Matching		(1,170-00)
5102.04	Benefits OPERS Pickup		(5,426.39)
5102.07	Benefits Unemployment Benefits	2	(2,625.03)
5102.08	Benefits Health Insurance		(3,513.86)
5102.09	Benefits Workers Compensation		15,000.00
5302	Utilities		(678.34)
5405	Equipment Rental Lease		1,269.07
5405	Insurance Premium Deductible		712.57
5411	Land & Building Rent/Lease		0.13
5418	Refunds & Reimbursements		(750,00)
5445	Commingling Fee		1,411.30
5445	Solid Waste		620.33
5464	Capital Lease		(6,571,49)
5465	Capital Intrest		30,261.00
5501	Subscriptions and Publications		3,058.00 50.00
Departme	ent Total Sanitation		18,090.78
	04 - Storm Sewer		
Departr	nent: 5007 - Storm Water Utility		
	5102.09 Benefits Worke		(2,105.11)
	5201 Travel & Transp	portation	240.00
	5202 Schooling		200.00
	5306 Legal Advertisi		1,000.00
		nium Deductible	4,087.73
	5417 Auditor/Treasu		(791.34)
	5418 Refunds & Rein	nbursements	(2,000.00)
Departme	nt Total: Storm Water Utility		631.28
	3 – Special Project Treatment		
Departm	ent: 2056	No. 11	
	5402 Professional Sen		(68.00)
Departme	nt Total: Special Project Treatmen	t	(68.00)
Total Othe	r Esmele		127,831.66

ayton Legar Hlattis, 8m			Furn No. 3000
Ordinance No.	2010-114	Passed DEC 1 3 2010	_, 20
Sec and after t	tion 2. That this or he earliest period allowe	dinance shall take effect and be in ad by law. Dave Edwards President of Council	force from
Rot	DEC 1 4 2010		
ATTEST:	e Futto		

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	ory Local Right, him.				1000		Three Dis . Mark.
1	Ontinance No _	2010-1	4.642	Parael_	JAN	1 2018	20
	1	XPENDITLIRES I	OF THE CITY C	PRIATIONS FOR DF MARION, STA 210, AS AMENDE	TE OF D	T EXPENSES HRO, DURING	AND OTHER G THE FISCAL
	1	E IT ORDAINED	by the Council	of the City of Ma	mon, Mar	rian County,	Ohio:
	expendit HOWEVE CONSIDE FOR THE DAYS OF	R MORE FREQU	of Marion, Ohi QUEST OF T AS IT IS UND QUARTERS OF JENTLY AS TH	the current e in during the fisc HE ADMINISTR ERSTOOD ADJUS 2020. BUDGET IE FINANCE CH Set uside, tracule	al year m ATION, STMENTS REVIEWS AIRMAN	nding Decem THE BUDGE WILL NEED WILL BE MA DEEMS NEG	ther 31, 2010, T SHALL BE TO BE MADE IDF EVERY 90 CESSARY, the
	Trends 1	104 Control For					
	and the second	101 - General Fo	na				
		ment: 1000 - Po	lice				
1		1.01	Salaries Regula	ar Salaries			\$0,900.00
		1.07	Salaries Unifor			1	3,509,454.00
		1.03	Salaries Overti				70,189.00
		2.01	Benefits Medi				53,078.00
		2.03	Benefits OPER	and the second second second			11,326.00
1		2.04	Benefits OPER				6,068.00
		2.05	Benefits Police	and the second sec		3	1.002,300.00
	1000	2.08	Benefits Healt	CONTRACTOR AND			888,534.00
		2.09	A.F.1. * 3	ers Compensatio	10		109,817.00
	510		Sick Leave Sel		P. 1.		42,000.00
	510	£	Quartermaster				49,000.00
-1	520		Travel & Trans				5,000.00
-18	520		Schooling	providence of the second			13,003.00
- 6	530		Membership I	Dues			1,200.00
	530		Utilities				11,000.00
	530		Equipment M	littenance			12,000.00
	540		Protessional 5				8,500.00
-1	540		Service Contra				52,000.00
- 8	540		0.000.0	e Maintenance			75,000.00
	540		Equipment Re				6,000.00
1	540			mium Deductible	1		60,000.00
	541		Smart Camp				10,000.00
1	550			and Publications			2,009.00
	550		Supplies				35,000.00
- 11	550		Motor Fuel an	d Lubricants			85,000.00
	Local de la compañía			Department Tot	al: 1000 -	Police \$	6,198,368.00
				Department Tot	al: 1000 -	Police \$	6,198,366.00
	1	tment: 1001 - Di 11.01	sputch Salaries Regul	ar Salaries			470,615.00
	201	1.01	Salaries Overt				
				20100			14,118.00
		2.01	Benefits Medi				7,028.00
			Benefits OPER	THE CONTRACT OF A DECK			67,863.00
	>10	2.04	Benefits OPER				29,084.00
	# 4 h	0.08		The second se			The Lord Control of the Lo
		2.08	Benefits Heatt				160,336.00
		2.09		ers Compensatio	xn.		14,542.00

Logel Bank, Ros		
relinance No 2010		010
New York		
\$201		
	Travel & Transportation	1,000.00
5202	Schooling	5,000.00
5301	Membership Dues	100.00
5302	Utilities	29,000.00
5303	Equipment Maintenance	2,000.00
5402	Professional Services	1,500.00
5403	Service Contracts	39,112.00
5502	Supplies	4,000.00
	Department Total: 1001 - Dispatch	\$859,498.00
Department: 100	02 - Fire	
5101.01	Salaries Regular Salaries	35,901.00
5101.02	Salaries Uniform Salaries	3,250,000.00
5101.03	Salaries Overtime	191,891.00
5102.01	Benefits Medicare	50,428.00
5102 03	Benefits OPERS Matching	5,025.00
5102.04	Benefits OPERS Pickup	2,693.00
5102.06	Benefits Fire Pension	1,032,567.00
5102.08	Benefits Health Insurance	
5102.09	Benefits Workers Compensation	895,469.00
5103	Sick Leave Sellback	104,334.00
5104		125,328.00
5201	Quartermaster/Clothing	43,000.00
5202	Travel & Transportation	5,000.00
5301	Schooling Manufacture Dura	23,000.00
	Membership Dues	1,500.00
5302	Utilities	70,000.00
5303	Equipment Maintenance	13,000.00
5402	Professional Services	13,700.00
5403	Service Contracts	6,000.00
5404	Central Garage Maintenance	55,000.00
5405	Equipment Rental Lease	2,400.00
5405	Insurance Premium Deductible	51,100.00
5407	EMS Billing Services	70,000.00
5408	Land & Building Maintenance	11,200.00
5501	Subscriptions and Publications	3,000.00
5502	Supplies	50,000.00
5503	Motor Fuel and Lubricants	28,000.00
	Department Total: 1002 - Fire	\$6,139,537.00
Department: 100	13 - Disaster Services	
5409	Disaster Services	12,000.00
	Department Total: 1003 - Disaster Services	\$12,000.00
		A 16/ANN-AA
Department: 100		
5101.01	Salaries Regular Salaries	170,640.00
5102.01	Benefits Medicare	2,236.00
5102.03	Benefits OPERS Matching	21,587.00
5102.04	Benefits OPERS Pickup	10,794.00
5102.08	Benefits Health Insurance	47,496.00
5102.09	Benefits Workers Compensation	4,626.00
5201	Travel & Transportation	300.00
5202	Schooling	900.00
5301	Membership Dues	

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	1041	Figure New Withly
Ordinance No. 201	Det AN 1 2010	20
5302	Utilities	10 000 00
5302		38,000.00
5305	Equipment Maintenance Advertising	1,000.00
5402	Professional Services	1,000.00
5402	Service Contracts	44,000.00
5404	Central Garage Maintenance	4,300.00
5405	Equipment Rental Lease	3,000.00
5406	Insurance Premium Deductible	2,000.00
5408		5,500.00
5408	Land & Building Maintenance Land & Building Rent/Lease	11,000.00
5418	Refunds & Reimbursements	6,500.00
5501		600.00
5501	Subscriptions and Publications	200.00
	Supplies	27,723.00
5503	Motor Fuel and Lubricants	1,100.00
5504	Postage	100.00
	Department Total: 1004 - Recreation	\$405,102.00
Department: 1	COS _ Lisalitan	
5403	Service Contracts	202.000.00
	Department Total: 1005 - Utilities	297,000.00 \$297,000.00
	Separation form form form	104.07,000.00
Department: 1	006 - Senior Center	
5101.01	Salaries Regular Salaries	156,690.00
5102.01	Benefits Medicare	2,751.00
5102.03	Benefits OPERS Matching	26,557.00
5102.04	Benefits OPERS Pickup	11,382.00
5102.08	Benefits Health Insurance	48,747.00
5102.09	Benefits Workers Compensation	5,691.00
5302	Utilities	32,000.00
5402	Professional Services	1,500.00
5404	Central Garage Maintenance	9,000.00
5406	Insurance Premium Deductible	3,800.00
5408	Land & Building Maintenance	
2***00	Department Total: 1006 - Senior Center	7,200.00 \$305,318.00
	sector court rose - denter sector	10001010.00
Department: 1	007 - Planning & Economic Development	
5402	Professional Services	105,000.00
5412	Regional Planning	70,505.00
5413	Revenue Sharing	210,000.00
	ent Total: 1007 - Planning & Economic Development	\$385,505.00
Department: 1	008 - Airport	
5101.01	Salaries Regular Salaries	151,500.00
5101.03	Salaries Overtime	3,500.00
5102.01	Benefits Medicare	2,350.00
5102.03	Benefits OPERS Matching	22,680.00
5102.04	Benefits OPERS Pickup	9,720.00
5102.08	Benefits Health Insurance	33,358.00
5102.09	Benefits Workers Compensation	4,860.00
5104	Quartermaster/Clothing	300.00
5201	Travel & Transportation	
5202		900.00
5202	Schooling	500.00
5301	Membership Dues	900.00

Onfinance No.	2010-1 Passed JAN	1 2010
5302	Utilities	38,760.00
5303	Equipment Maintenance	9,000.00
5304	Capital Equipment	5,000.00
5307	Property Tax	10,000.00
5402	Professional Services	12,000.00
5402	Service Contracts	12,750.00
5403		1,500.00
SE-25.24	Central Garage Maintenance	500.00
\$405	Equipment Rental Lease	
5406	Insurance Premium Deductible	11,700.00
5408	Land & Building Maintenance	30,000.00
5414	Janitorial Services	5,000.00
5501	Subscriptions and Publications	500.00
5502	Supplies	14,000.00
5503	Motor Fuel and Lubricants	6,000.00
5504	Postage	250.00
ST SPH IT	Department Total: 1008 - Airr	port \$387,528.00
Department	: 1009 - Mayor	
5101.01	Salaries Regular Salaries	101,733.00
5102.01	Benefits Medicare	1,476.00
5102.03	Benefits OPERS Matching	14,243.00
5102.04	Benefits OPERS Pickup	6.104.00
5102.08	Benefits Health Insurance	21,764.00
5102.09	Benefits Workers Compensation	3,052.00
5201	Travel & Transportation	150.00
5202	Schooling	175.00
5301	Membership Dues	240.00
5301	Utilities.	720.00
5402	Professional Services	200.00
5501	·····································	
	Subscriptions and Publications	200.00
\$502	Supplies Department Total: 1009 - Ma	1.100.00 syor \$151,157.00
and the second se		And - Cardination
	: 1010 - Auditor	
5101.01	Salaries Regular Salaries	230,254.00
5102.01	Benefits Medicare	3,384.00
5102.03	Benefits OPERS Matching	32,668.00
5102.04	Benefits OPERS Pickup	17,501.00
5102.07	Benefits Unemployment Benefits	7,300.00
5102.08	Benefits Health Insurance	28,913.00
5102_09	Benefits Workers Compensation	7,001.00
5103	Sick Leave Sellback	1,576.00
5202	Schooling	500.00
5301	Membership Dues	120.00
5302	Utilities	750.00
5403	Service Contracts	28,700.00
3445.2.3	Equipment Rental Lease	1,300.00
10/12/22	Supplies	4,500.00
5405		1 yanana ma
10/12/22	Department Total: 1010 - Aud	itor \$364,467.00
5405		itor \$364,467.00
5405 5502		95,416.00

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The second second	+4 IA.	
Ordinance No.	2010-1 Passed JAN 1 2010	20
5102.0		1,572.00
5102.0	B. C.	15,178.00
5102.04		8,131.00
5102.0		58,732.00
5102.0	and the second se	3,253.00
5103	Sick Leave Sellback	2,200.00
5202	Schooling	750.00
5301	Membership Dues	100.00
5308	Credit Card Fees	1,300.00
5402	Professional Services	2,500.00
5403	Service Contracts	12,375.00
5501	Subscriptions and Publications	500.00
5502	Supplies	11,000.00
5504	Postage	7,000.00
	Department Total: 1011 - Income Tax	\$223,007.00
Departme	nt: 1012 - Treasurer	
5101.03	Salaries Regular Salaries	6,358.00
5102.01	Benefits Medicare	24.00
5102.03	Benefits OPERS Matching	891.00
5102.04	Benefits OPERS Pickup	544.00
5102.09	Benefits Workers Compensation	191.00
5201	Travel & Transportation	80.00
5202	Schooling	130.00
5301	Membership Dues	40.00
5402	Professional Services	600.00
5502	Supplies	300.00
	Note: The state of the state	\$9,158.00
		411/2004
Departme	nt: 1013 - Law Director	
5101.01	방법은 "가장 CEAL - 실험 사진 사업을 다 주겠다".	238,393.00
5102.01	2	4,110.00
5102.03		33,376.00
5102.04		17,880.00
5102.08	Contraction and the second second second	41,410.00
5102.09		
5201	Travel & Transportation	7,152.00
5202	Contraction of the second s	450.00
	Schooling	1,950.00
5301	Membership Dues	775.00
5302	Utilities	1,600.00
5402	Professional Services	10,000.00
5405	Equipment Rental Lease	1,550.00
5501	Subscriptions and Publications	2,450.00
5502	Supplies	2,750.00
	Department Total: 1013 - Law Director	\$363,846.00
	t: 1014 - Human Resources	
5101.01	Salaries Regular Salaries	38,596.00
5102.01	Benefits Medicare	560.00
5102.03	Benefits OPERS Matching	5,404.00
5102.04	Benefits OPERS Pickup	2,315.00
ST 18 M 16 10 19		
5102.08	Benefits Health Insurance	6,673.00

RECORD OF ORDINANCES

nimance No	2010-1 Pared JAN 12	2010
1203	T	100.00
5201	Travel & Transportation	100.00
5202	Schooling	300.00
5301	Membership Dues	150.00
5402	Professional Services	30,000.00
5502	Supplies Department Total: 1014 - Human Resources	1,000.00 \$86,257.00
	Department rotal, 1014 - Homan Resources	200,237,99
Department	1015 - Safety Department	
5101.01	Sataries Regular Salaries	104,740.00
5102.01	Benefits Medicare	1,510.00
5102.03	Benefits OPERS Matching	14,579.00
5102.04	Benefits OPERS Pickup	7,810.00
5102.07	Benefits Unemployment Benefits	7,300.00
5107.08	Benefits Health Insurance	37,926:00
5102.09	Benefits Workers Compensation	3,124.00
5201	Travel & Transportation	1,400.00
5202	Schooling	500.00
5301	Membership Dues	110.00
\$302	Utilities	720.00
5309	Buriats	2,000.00
5402	Professional Services	8,000.00
5403	Service Contracts	400.00
5405	Equipment Rental Lease	1,500.00
5459	Demolition of Buildings	15,000.00
5460	Litter Control	800.00
5502	Supplies	2,800.00
Streve	Department Total: 1015 - Safety Department	\$210,219.00
		C. P. C. P. C. S. D. S.
	1016 - Service Department	and the state of t
5101.01	Saluries Regular Salaries	16,006.00
5102.01	Benefits Medicare	244.00
5102.03	Benefits OPERS Matching	2,350.00
5102.04	Benefits OPERS Pickup	1,091.00
5102.08	Benefits Health Insurance	3,497.00
5102.09	Benefits Workers Compensation	504.00
5201	Travel & Transportation	75.00
5202	Schooling	300.00
5302	Utilities	180 00
5501	Subscriptions and Publications	50.00
5502	Supplies	750.00
	Department Total: 1015 - Service Department	\$25,047.00
	MAY PLATING	
	1017 - Civil Service Commission	
	The second second second second second second second	4,100.00
5101.01	Safaries Regular Salaries	
5101.01 5102.01	Benefits Medicare	60.00
5101.01 5102.01 5102.03	Benefits Medicare Benefits OPERS Matching	
5101.01 5102.01 5102.03 5102.04	Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	60.00 574.00 443.00
5101.01 5102.01 5102.03 5102.04 5102.09	Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation	60.00 574.00
5101.01 5102.01 5102.03 5102.04	Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	60.00 574.00 443.00

Department: 1018 - Council

	2010-1	JAN 1	2010
 Ordinance No.	2010-1	Passed	2010 20
510	1.01	Salaries Regular Salaries	97,543.00
510	Z D1	Benefits Medicare	1,414.00
5102	2.03	Benefits OPERS Matching	13,657.00
5103	2.04	Benefits OPERS Pickup	6,341.00
5102	2.08	Benefits Health Insurance	2,094.00
\$102	2.09	Benefits Workers Compensation	2,927.00
530	1	Membership Dues	4,200.00
5306	5	Legal Advertising	2,700.00
5402	2	Professional Services	3,000.00
\$502	2	Supplies	1,500.00
		Department Total: 1018 - Co	uncil \$135,376.00
		Municipal Court	12,224,23,22,14,2
5101		Salaries Regular Salaries	497.316.00
5102		Benefits Medicare	7,212.00
5102		Benefits OPERS Matching	69,625.00
5102		Benefits OPERS Pickup	29,839.00
5102		Benefits Health Insurance	118,520 00
5103		Benefits Workers Compensation Sick Leave Sellback	14,920.00
5201			1,500.00
5202		Travel & Transportation	2,500.00
5301		Schooling	2,825,00
5307		Membership Dues Utilities	1,130.00
5308			560.00
5402		Credit Card Fees	10,000.00
5404		Professional Services	8,500.00
1.000		Central Garage Mainténance	4,500.00
5442		Capital Equipment	20,000.00
5501		Court Security	3,138.00
5502		Subscriptions and Publications	400.00
5503		Supplies Motor Fuel and Lubricants	17,500.00
5503		Department Total: 1019 - Municipal C	2,000.00 Court \$811,925.00
-		Separation roun. 1913 - Manicipar C	aun 3011,325.00
Departr	nent: 1021 - (ity Hall	
5101	01	Salaries Regular Salaries	50,461.00
5102		Benefits Medicare	732.00
5102	.03	Benefits OPERS Matching	7,065.00
5102	.04	Benefits OPERS Pickup	3,785.00
5102	.08	Benefits Health insurance	14,314.00
5103		Sick Leave Sellback	3,000.00
5104		Quartermaster/Clothing	450.00
5302		Utilities	195,000.00
5402		Professional Services	7,300.00
5403		Service Contracts	31,500.00
5405		Equipment Rental Lease	6,000.00
5406		Insurance Premium Deductible	33,000.00
5408		Land & Building Maintenance	20,000.00
5414		Janitorial Services	30,000.00
5502		Supplies	17,000.00
5504		Postage	80,000.00
4.0.0		D.	

rilinance No.	2010-1 Punned JAN 1	2010
Department	: 1022 - Engineering	
5101.01	Salaries Regular Salaries	253,085.00
5101.03	Salaries Overtime	6,500.00
5102.01	Benefits Medicare	3,900.00
5102.02	Benefits Flexible Spending	2,000.00
5102.03	Benefits OPERS Matching	35,200.00
5102.04	Benefits OPERS Matching Benefits OPERS Pickup	16,900.00
5102.08	Benefits Health Insurance	78,238.00
5102.09	Benefits Workers Compensation	8,100.00
5103	Sick Leave Sellback	
5104	Quartermaster/Clothing	3,200.00
5201	Travel & Transportation	570.00
5202	Schooling	- 1910 M M
5301	Membership Dues	1,250.00
5302	Utilities	10.00
5303	Surface Print	3,000.00
5401	Equipment Maintenance	420.00
1.2200.0177.2	Tree Care	12,000.00
5402	Professional Services	1,000.00
5404	Central Garage Maintenance	2,480.00
5501	Subscriptions and Publications	200.00
5502	Supplies	1,850.00
5503	Motor Fuel and Lubricants	2,600.00
the same of the second	Department Total: 1022 - Engineering	\$432,703.00
	1023 - Statutory Accounts	
5416 5417	Annual Examination Fee Auditor/Treasurer Fees	75,000.00
5416	Annual Examination Fee	
5416 5417 5417.01	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense	71,500.00
5416 5417 5417.01 5417.02	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees	71,500.00
5416 5417 5417.01 5417.02 5419	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds	71.500.00 8,200.00
5416 5417 5417.01 5417.02	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy	71.500.00 8,200.00 36,000.00
5416 5417 5417.01 5417.02 5419	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds	71.500.00 8,200.00 36,000.00 275,000.00
5416 5417 5417.01 5417.02 5419 5421	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy	71.500.00 8,200.00 36,000.00 275,000.00 6,599.00
5416 5417 5417.01 5417.02 5419 5421	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00
5416 5417 5417.01 5417.02 5419 5421 Department:	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.01	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.01 5426.02	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out VAWA	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00 168,849.00
5416 5417 5417.01 5417.02 5419 5421 5421 Department: 5426.01 5426.02 5426.03	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out VAWA Transfers Out Transit	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00 168,849.00 566,726.00
5416 5417 5417.01 5417.02 5419 5421 5426.01 5426.02 5426.03 5426.03 5426.04	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out Transit Transfers Out Parks	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00 168,849.00
5416 5417 5417.01 5417.02 5419 5421 5426.01 5426.02 5426.03 5426.03 5426.03 5426.05	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out Transit Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00 168,849.00 566,726.00 548,000.00
5416 5417 5417.01 5417.02 5419 5421 5426.01 5426.02 5426.03 5426.03 5426.04 5426.05 5426.05	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out Transit Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00 168,849.00 566,726.00 548,000.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.02 5426.02 5426.03 5426.03 5426.04 5426.05 Department: 5101.01	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out Transit Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 40,000.00 54,000.00 168,849.00 566,726.00 548,000.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.01 5426.02 5426.03 5426.03 5426.04 5426.05 Department: 5101.01 5102	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out Transit Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 \$472,299.00 \$472,299.00 540,000.00 168,849.00 566,726.00 548,000.00 \$1,377,575.00
5416 5417 5417.01 5417.02 5419 5421 5426.01 5426.02 5426.02 5426.03 5426.03 5426.04 5426.05 5426.05 Department: 5101.01 5102 5102.01	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out VAWA Transfers Out VAWA Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits Benefits Medicare	71,500.00 8,200.00 36,000.00 275,000.00 5,599.00 \$472,299.00 \$472,299.00 \$472,299.00 \$472,299.00 \$472,299.00 \$472,299.00 \$472,299.00 \$472,299.00 \$472,299.00 \$48,000.00 \$48,000.00 \$48,000.00 \$48,000.00 \$48,000.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.01 5426.02 5426.03 5426.03 5426.03 5426.04 5426.05 Department: 5101.01 5102 5102.03	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out VAWA Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits Benefits Medicare Benefits OPERS Matching	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 \$472,299.00 \$472,299.00 540,000,00 168,849.00 566,726.00 548,000.00 \$1,377,575.00 34,252.00 8,378.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.01 5426.02 5426.03 5426.04 5426.05 Department: 5101.01 5102 5102.01 5102.03 5102.04	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out VAWA Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 \$472,299.00 40,000.00 54,000.00 168,849.00 566,726.00 548,000.00 \$1,377,575.00 34,252.00 8,376.00 497.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.02 5426.02 5426.02 5426.03 5426.04 5426.05 Department: 5101.01 5102 5102.01 5102.03 5102.04 5102.09	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out VAWA Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits Benefits Medicare Benefits OPERS Matching	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 \$472,299.00 \$472,299.00 540,000,00 168,849.00 566,726.00 548,000.00 \$1,377,575.00 34,252.00 8,376.00 497.00 4,796.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.01 5426.02 5426.03 5426.04 5426.05 Department: 5101.01 5102 5102.01 5102.03 5102.04	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out VAWA Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 \$472,299.00 40,000.00 54,000.00 168,849.00 566,726.00 548,000.00 \$1,377,575.00 34,252.00 8,376.00 497.00 4,796.00 2,056.00
5416 5417 5417.01 5417.02 5419 5421 Department: 5426.02 5426.02 5426.02 5426.03 5426.04 5426.05 Department: 5101.01 5102 5102.01 5102.03 5102.04 5102.09	Annual Examination Fee Auditor/Treasurer Fees Auditor/Treasurer Fees Election Expense Auditor/Treasurer Fees State Auditor/Treasurer Fees Income Tax Refunds Marion Township Levy Department Total: 1023 - Statutory Accounts 1024 - Transfer Accounts Transfers Out School Resource Transfers Out School Resource Transfers Out VAWA Transfers Out VAWA Transfers Out Parks Transfers Out Parks Transfers Out Health Department Total: 1024 - Transfer Accounts 1026 - Pool Salaries Regular Salaries Benefits Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation	71,500.00 8,200.00 36,000.00 275,000.00 6,599.00 \$472,299.00 \$472,299.00 \$472,299.00 168,849.00 168,849.00 566,726.00 548,000.00 \$1,377,575.00 34,252.00 8,376.00 497.00 4,796.00 2,056.00 1,028.00

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Onlinance No	2010-1 Passed I 2010	20
5303	Equipment Maintenance	4,000.00
5402	Professional Services	11,000.00
5406	Insurance Premium Deductible	1,200.00
5408	Land & Building Maintenance	2,800.00
5502	Supplies	22,500.00
	Department Total: 1026 - Pool	\$111,907.00
	Expenditures Total	\$29,277,804.00
and the second	Frid Extenditure Total 107 - General Fund	\$20.277.884.08
- 10 mm		
10 Fig. 20	0 - ARRA - Recovery Act	
	enditures	
1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	ent: 1000 - Police	
5454	Advances Pay Back	93,863.00
12	Department Total: 1000 - Police	\$93,863.00
Departm	ent: 2013 - VAWA (Violence Against Women)	
51014		80,491.00
5101.0	02 Salaries Uniform Salaries	23,247.36
5102.0	01 Benefits Medicare	1,975.00
5102.4	05 Benefits Police Pension	38,148.00
5102	The second s	4,086.00
5202	Schooling	4,579.00
	Department Total: 2013 - VAWA (Violence Against Women)	\$152,526.36
Departm	ent: 2016 - 5RO (School Resource Officer)	
5101.0		47,827.27
51017		0.00
5102	Benefits	31,000.00
5101.0		0.00
5102.0		816.00
		0.00
		0.00
5102.0		0.00
5102.0 5102.0		0.00
5102.0 5102.0 5102.0	04 Benefits OPERS Pickup	0.00
5102.0 5102.0 5102.0 5102.0	04 Benefits OPERS Pickup 05 Benefits Police Pension	0.00 15,745.00
5102.0 5102.0 5102.0 5102.0 5102.0	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance	0.00 15,745.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation	0.00 15,745.00 0.00 1,687.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103.0	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback	0.00 15,745.00 0.00 1,687.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing	0.00 15,745.00 0.00 1,587.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation	0.00 15,745.00 0.00 1,687.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201 5202	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling	0.00 15,745.00 0.00 1,687.00 0.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201 5202 5203	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling Training	0.00 15,745.00 0.00 1,587.00 0.00 0.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201 5202	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling	0.00 15,745.00 0.00 1,587.00 0.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201 5202 5203	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling Training	0.00 15,745.00 0.00 1,587.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5103 5104 5201 5202 5203 5402	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling Training Professional Services	0.00 15,745.00 0.00 1,587.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201 5202 5203 5402	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling Training Professional Services Service Contracta	0.00 15,745.00 0.00 1,587.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00
5102.0 5102.0 5102.0 5102.0 5102.0 5102.0 5103 5104 5201 5202 5203 5402	04 Benefits OPERS Pickup 05 Benefits Police Pension 08 Benefits Health Insurance 09 Benefits Workers Compensation Sick Leave Sellback Quartermaster/Clothing Travel & Transportation Schooling Training Professional Services Service Contracts Department Total: 2016 - SRO (School Resource Officer)	0.00 15,745.00 0.00 1,587.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00

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alimatary No	2010-1	Passed I	2010
		enior Center Fransportation	1
5101.0	13	Salaries Regular Salaries	17,357.00
5102.0		Benefits Medicare	252.00
5102.0		Benefits OPERS Matching	2,430.00
5102.0		Benefits OPERS Pickup	3,042.00
5102.0	9	Benefits Workers Compensation	519.00
5303		Equipment Maintenance	5,000.00
5502		Supplies	1,600.00
5503		Motor Fuel and Lubricants	5,200.00
	Departme	ent Total: 2000 - Senior Center Transportation	\$33,400.00
Departme		enior Center III-8	
5101.0		Salaries Regular Salaries	32,701.00
5402	* .	Professional Services	2,200.00
5404		Central Garage Maintenance	2,200.00
5405		Equipment Rental Lease	7,200.00
5502		Supplies	174.00
5502		Motor Fuel and Lubricants	9,000.00
2303		Department Total: 2001 - Senior Center III-B	
5101.0		enior Center III-E Salaries Regular Salaries Department Total: 2002 - Senior Center III-E	4,250.00
		Department route: court - senior senter mile	\$4,250.00
Description	2002 6		
5101.0		enior Center State Block Grant Salaries Regular Salaries	7,000.00
		Total: 2003 - Senior Center State Block Grant	
Departme	nt: 2004 - Se	enior Center Homemaker	
Departme 5101.0		enior Center Homemaker Salaries Regular Salaries	8,535.00
and the state of the state of the	1	and the second	8,535.00 2.00
5101.0	1	Salaries Regular Salaries	
5101.0 5102.0	91 91 93	Salaries Regular Salaries Benefits Medicare	2.00
5101.0 5102.0 5102.0	21 13 14	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching	2.00 1,195.00
5101.0 5102.0 5102.0 5102.0	21 13 14	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	2.00 1,195.00 512.00 256.00
5101.0 5102.0 5102.0 5102.0 5102.0	91 93 94 99	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation	2.00 1,195.00 512.00 256.00 2,000.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201	1 1 1 1 3 14 19 Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation	2.00 1,195.00 512.00 256.00 2,000.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201	1 1 1 1 3 14 19 Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation	2.00 1,195.00 512.00 256.00 2,000.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 Departme	1 1 1 1 3 14 19 Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation tment Total: 2004 - Senior Center Homemaker enior Center Association Advertising	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 Departme 5305	1 1 1 1 3 14 19 Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation tment Total: 2004 - Senior Center Homemaker enior Center Association Advertising Professional Services	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 15,300.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 5201 Departme 5305 5402	1 1 1 1 3 14 19 Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation Trent Total: 2004 - Senior Center Homemaker enior Center Association Advertising Professional Services Supplies	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 15,300.00 1,000.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 5201 Departme 5305 5402 5502	01 03 04 09 Depar ent: 2005 - 5e	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation tment Total: 2004 - Senior Center Homemaker enior Center Association Advertising Professional Services	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 1,000.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 5201 Departme 5305 5402 5502	01 03 04 09 Depar ent: 2005 - 5e	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 5201 Departme 5305 5402 5502	01 03 04 09 Depar ent: 2005 - 5e	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Advertising Professional Services Supplies Postage	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00
5101.0 5102.0 5102.0 5102.0 5102.0 5201 5201 Departme 5305 5402 5502	Depar Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00 \$128,925.00
5101.0 5102.0 5102.0 5102.0 5201 Departme 5305 5402 5502 5502 5504	Depar Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation Advertising Professional Services Supplies Postage Tment Total: 2005 - Senior Center Association	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00 \$128,925.00
5101.0 5102.0 5102.0 5102.0 5201 Departme 5305 5402 5502 5502 5504 Fund: 202 Expen	Depar Depar mt: 2005 - 5e Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Advertising Professional Services Supplies Postage Tment Total: 2005 - Senior Center Association Expanditures Total Intel 2015 - Center Association	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00 \$128,925.00
5101.0 5102.0 5102.0 5102.0 5201 Departme 5305 5402 5502 5502 5504 Fund: 202 Expen	Depar Depar mt: 2005 - 5e Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Advertising Professional Services Supplies Postage Tment Total: 2005 - Senior Center Association	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00 \$128,925.00
5101.0 5102.0 5102.0 5102.0 5201 Departme 5305 5402 5502 5502 5504 Fund: 202 Expen	Depar Depar ent: 2005 - 5e Depar	Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Workers Compensation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Travel & Transportation Advertising Professional Services Supplies Postage Tment Total: 2005 - Senior Center Association Expanditures Total Intel 2015 - Center Association	2.00 1,195.00 512.00 256.00 2,000.00 \$12,500.00 1,000.00 1,000.00 1,000.00 \$18,300.00 \$128,925.00

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		JAN JAN	1 2010 20
	Ordineaux No2	010-1 Privari	1 CUTU 20
	5102.01	Benefits Medicare	12,835,00
	5102.02	Benefits Flexible Spending	2,340.00
	5102.03	Benefits OPERS Matching	123,927.00
	5102.04	Benefits OPERS Pickup	53,111.00
	5102.07	Benefits Unemployment Benefits	0.00
	5102.08	Benefits Health Insurance	288,063.00
	5102.09	Benefits Workers Compensation	26,556.00
	5103	Sick Leave Selfback	26,907.00
	5104	Quartermaster/Cothing	9,325.00
	5202	Travel & Transportation	600.00
	5202	Schooling	2,000.00
	5301	Membership Dues	100.00
	5302	Utilities	55,167.00
	5303	Equipment Maintenance	10,000.00
	5304	Capital Equipment	100,000.00
	5402	Professional Services	206,000.00
	5403	Service Contracts	2,060.00
	5404	Central Garage Maintenance	245,000.00
	5405	Equipment Rental Lease	1,000.00
	5406	Insurance Premium Deductible	22,978.00
	5408	Land & Building Maintenance	5,400.00
	5411	Land & Building Rent/Lease	9,000.00
	5420.01	Bond Refunds Exavation Bonds	15,000.00
	5420.02	Bond Refunds Pavement Bonds	5,000.00
	5423	Permissive Auto	140,000.00
	5424	Resurfacing	320,000.00
	5425	Streetscape	6,000.00
	5502	Supplies	350,000.00
	5503	Motor Fuel and cubricants	59,740.00
	Depa	tment Total: 2006 - SCMR (Street Const Main	(Rupair) \$2,984,298.00
	Department:	2007 - State Highway	
	5424	Resurfacing	235,000.00
	and the second	Department Total: 2007 - State	Highway \$235,000.00
		Expendition	ion Total \$3,218,290,00
	Finne	Excentitione Totat, AR - SOME (Street Con	11.Monti 12.211.200.07
			Rutard
	Fund: 203 - N	lation Municipal Court	
	Espendit	ures	
	Department:	2010 - Municipal Court Assistance	
	5101.01	Salaries Regular Salaries	20,000.00
	5102	Benefits	7,500.00
	5102.01	Benefits Medicare	290.00
	5102.09	Benefits Workers Compensation	600.00
	5201	Travel & Transportation	1,000.00
	5202	Schooling	2,000.00
	10.000		
	5402	Professional Services	53,000.00
		Professional Services Capital Equipment	53,000.00 75,000.00
	5402		of the same of the

	JAN JAN	1 2010
niinany No2	010-1 Passed	2010
	Department Total: 2010 - Municipal Court Assistance	\$136,390.00
December 1		
5402	2011 - Municipal Court Computerization Professional Services	1 500.00
5403	Service Contracts	1,500.00
5502	Supplies	12,000.00
	rtment Total: 2011 - Municipal Court Computerization	\$19,500.00
Desertments 1		
5402	2012 - Indigent Alcohol Professional Services	25.000.00
Service .	Department Total: 2012 - Indigent Alcohol	75,000.00 \$75,000.00
	Department round avia margent viconor	\$75,000,00
	055 - Probation Services Fund	
5101.01	Salaries Regular Salaries	37,000.00
5102	Benefits	20,000.00
5201	Travel & Transportation	2,000.00
5202	Schooling	1,000.00
5301	Membership Dues	500.00
5302	Utilities	1,500.00
5402	Professional Services	3,000.00
5404	Central Garage Maintenance	2,500.00
5405	Equipment Rental Lease	1,500.00
5442	Capital Equipment	2,000.00
5443	Capital Improvement	2,000,00
5501 5502	Subscriptions and Publications	400.00
5503	Supplies	3,000.00
5005	Motor Fuel and Lubricants Department Total: 2055 - Probation Services Fund	1,000.00
	Department Total. 2000 • Probation Services Fund	\$77,400.00
	056 - Special Prj. Treatment Crt Fund	
5402	Professional Services	5,000.00
Debs	artment Total: 2056 - Special Prj. Treatment Crt Fund	\$5,000.00
	057 - Indigent Alcohol Monitoring	
5402	Professional Services	15,000.00
Depa	artment Total: 2056 - Special Prj. Treatment Crt Fund	\$15,000.00
	Expenditures Total	\$123,290.00
Fum	d Expenditure . Total: 203 - Matton Munititial Court	4323 290.000
		C. Sale Received
Department: 20 5203	015 - Police Continuing Training	
	Training Department Total: 2015 - Police Continuing Training	10,000.00
	No. 4. No. of Contrast of Cont	(Aloring Colds)
	016 - SRO (School Resource Officer)	
5101.01	Salaries Regular Salaries	13,524.40
Depa	artment Total: 2016 - SRO (School Resource Officer)	\$13,524.40
Department: 20	021 - Enforcement & Education	
5304	Capital Equipment	2,500.00
5418	Refunds & Reimbursements	2,600.00
	Department Total: 2021 - Enforcement & Education	\$5,100.00

_	Daving Logent Blank, Lie					Paris, No. 2013
			100		JAN 1 2000	
	Ordinance No	2010-1		Passed _	1 2010	
	1.1 T T T T T T T T T T T T T T T T T T	5 - Health				
		enditures	the state of stars to the			
	5102	ent: 2023 -	Health Administi Benefits	ation		30,000.00
	5404		WIC			50,000.00
			Transfer Out			150,000.00
	and the other		-	Ð	penditures Total	\$230,000.00
			Fund Ex	penditure T	one 205 Health	\$250,000.00
	Fund: 20	6 - Commu	nity Corrections			
		enditures				
		a se a se contra c	Community Corr	ections Grant		
	5101		Salaries Regul			128,940.00
	5102.	03	Benefits OPER	ts Matching		13,765.00
	5102.	04	Benefits DPER	and a second second second		5,304.00
			Professional S			19,380,00
		Departm	tent Total: 2034	- Community C	orrections Grant	\$167,389.00
				E E	penditures Total	\$157 389.00
		Fund texp	antantura 100	H: 200 S Comm	any Government	00.086.7012
	5 mil 20	A	Pier Press			
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		Fire Pension			
		enditures	Police & Fire Per	wion		
	5102	Bing 2027 -	Benefits	ISION		250,000.00
				tal: 2037 - Polic	e & Fire Pension	\$250,000.00
			4			
	the part	Contract (Ð	penditures Total	\$250,000.00
	Contraction of the local division of the loc	Exmut E	Appendition To	ant 204 Para	a & Fire Pension	\$250,000,00
			e Proceeds			
	and the second sec	enditures	11 124	2		
		ent: 2038	Insurance Proces			150 000 00
	5418			mbursements	urance Proceeds	150,000.00 \$150,000.00
			paparenten i	otur. 2000 - 113	and a roce of the	
				Ð	penditures Total	\$150,000.00
		Estat	Expanditory	Trial and in	utance Proceeds	\$750.000.00
		CHIM	Production and	Intell And a line	IL MILLE LINE HELLS	A THURSDAY STR
	Fund: 21	1 - Parks				
	Exp	enditures				
		ent: 2040 -		12214-12		
	5101		Salaries Regul			280.308-00
	5102		Benefits Medi	SPACE UNIT		4,065.00
	5102.		Benefits OPER			39,244.00
	5102.		Benefits OPER	and a second		19,622.00
	5102.4	38	Benefits Healt	h insurance		88,145.00
					13	

Prelimance' No	2010-1 Patiend	1 2010 20	
5102.09	Benefits Workers Compensation	11,410.00	
5104	Quartermaster/Cipthing	2,700.00	
5202	Schooling	400.00	
5301	Membership Dues	500.00	
5302	Utilities	26,250.00	
5303	Equipment Maintenance	3,000.00	
5307	Property Tax	900.00	
5313	Small Equipment	4,000.00	
5402	Professional Services	1,500.00	
5403	Service Contracts	400.00	
5404	Central Garage Maintenance	14,500.00	
5405	Equipment Rental Lease	1,000.00	
5406	insurance Premium Deductible	9,000.00	
5408	Land & Building Maintenance	13,500.00	
5414	Janitorial Services	8,400.00	
5418	Refunds & Reimbursements	600.00	
5446	Yard Waste	2,500.00	
5466	Founders Park	797.00	
5502	Supplies	24,171.00	
5503	Motor Fuel and Lubricants	15,000.00	
3303	Department Total: 2040 - Pa		
Departmen 5502	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog Pa	3,349.00	
	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog Pa	3,349.00 ark \$3,349.00	
	t: 2052 - Kaufmann Dog Park Supplies	3,349.00 ark \$3,349.00 mai \$5/5,2\$2.00	
5502	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To	3,349.00 ark \$3,349.00 mai \$575,2\$2.00	
5502 Fund: 213 - Expend	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Find Experimine Total 211 Pa Underground Storage Tank Itures	3,349.00 ark \$3,349.00 mai \$575,2\$2.00	
5502	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog Park Expenditures To Expenditures To Final Experiment Total 211 - Pa Underground Storage Tank Intures Professional Services	3,349.00 ark \$3,349.00 ttal \$975,252.00	
5502 Fund: 213 - Expend	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Find Experimine Total 211 Pa Underground Storage Tank Itures	3,349.00 ark \$3,349,00 mai \$975,2\$2.00	
5502 Fund: 213 - <u>Expend</u> 5402	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog Park Expenditures To Expenditures To Final Experiment Total 211 - Pa Underground Storage Tank Intures Professional Services	3,349.00 ark \$3,349.00 mai \$975,2\$2.00 mai \$975,2\$2.00 11,000.00 \$11,000.00	
5502 Fund: 213 - Expend 5402	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Final Expenditures To Final Expenditures To Underground Storage Tank Inters Professional Services Expenditures To Expenditures To Expenditures To Expenditures To	3,349.00 ark \$3,349.00 xtal \$575,2\$2.00 ma \$575,2\$2.00 104 \$575,2\$2.00 11,000.00 tai \$11,000.00	
5502 Fund: 213 - Expend 5402 Fund: 213 S402 Fund: 213 S402	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Humit Experiations Total 211 - Pa Underground Storage Tank Itures Professional Services Expenditures To Expenditures To Expenditures To Expenditures To Expenditures To Administration Fee	3,349.00 ark \$3,349,00 rtal \$575,2\$2.00 rtal \$575,2\$2.00 rtal \$575,2\$2.00 rtal \$17,000.00 rtal \$11,000.00	
5502 Fund: 213 - <u>Expend</u> 5402 Department 5422 5432	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Finit Expenditures To Finit Expenditures To Underground Storage Tank Stores Professional Services Expenditures To Expenditures To Expenditures To Expenditures To Expenditures To Administration Fee Rental Rehab	3,349.00 ark \$3,349.00 rtal \$375,282.00 rtal \$375,282.00	
5502 Fund: 213 - <u>Expend</u> 5402 Fund: 213 - <u>Expend</u> 5402 Fund: 213 - <u>Expend</u> 5402 Fund: 213 - <u>5402</u> Fund: 213 - Fund: 2	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Fund Expenditures To Fund Expenditures To Fund Expenditures To Fund Expenditures To Expenditures To Expenditures To Expenditures To Expenditures To Expenditures To Rental Rehab Rental Rehab Rental Rehab	3,349.00 ark \$3,349.00 ttal \$575,2\$2.00 nu \$575,2\$2.00 11,000.00 ttal \$11,000.00 ttal \$11,000.00 ttal \$11,000.00 ttal \$11,000.00 5,463.00	
5502 Fund: 213 - <u>Expend</u> 5402 Department 5422 5432 5433 5435	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Hund Expenditure Total 211 Pa Underground Storage Tank Itures Professional Services Expenditures To Expenditures	3,349.00 ark \$3,349.00 ma \$3,34	
5502 Fund: 213 - <u>Expend</u> 5402 Department 5422 5433 5435 5437	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog Park Expenditures To Hund Experiment Total 211 - Pa Underground Storage Tank fitures Professional Services Expenditures To Expenditures To Expenditures To Expenditure Total 213 - Anderground Storage Ta Rental Rehab Rental Rehab Rental Assistance Housing Services Private Rehab	3,349.00 ark \$3,349,00 ttal \$575,252.00 NL \$575,252.00 NL \$575,252.00 11,000.00 \$11,000.00 ttal \$11,000.00 ttal \$11,000.00 5,25,226.00 23,150.00 5,463.00 49,000.00 158,685.00	
5502 Fund: 213 - <u>Expend</u> 5402 Department 5422 5433 5435 5435 5437 5468	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Hund Experiment Total: 211 Pa Underground Storage Tank fitures Professional Services Expenditures To Expenditures	3,349.00 ark \$3,349.00 tal \$575,282.00 10 \$575,282.00 11,000.00 tal \$11,000.00 tal \$11,000.00 158,585.00 775.75	
5502 Fund: 213 - <u>Expend</u> 5402 Department 5422 5433 5435 5435 5437 5468	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog Park Expenditures To Hund Experiment Total 211 - Pa Underground Storage Tank fitures Professional Services Expenditures To Expenditures To Expenditures To Expenditure Total 213 - Anderground Storage Ta Rental Rehab Rental Rehab Rental Assistance Housing Services Private Rehab	3,349.00 ark \$3,349,00 ttal \$575,252.00 nu \$575,252.00 nu \$575,252.00 tal \$11,000.00 tal \$11,000.00 tal \$11,000.00 tal \$11,000.00 tal \$14,000.00 tal \$14,000.00 158,685.00 775.75	
5502 Fund: 213 - Expend 5402 Fund: 213 - Expend 5422 Fund: 213 - Expend 5422 Fund: 213 - Expend 5422 Fund: 214 Fund 5422 Fund: 214 Fund 5422 Fund 5433 Fund 5435 Fund 5468 Fund Fund Fund Fund Fund Fund Fund Fund	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Hundl Expenditures To Hundl Expenditures To Underground Storage Tank Hures Professional Services Professional Services Expenditures To Expenditures To Expenditures To Expenditures To Expenditures To Hundl Ett Almoenground Storage To Expenditures To Expenditures To Expenditures To Expenditures To Hundles Etta Almoenground Storage To Expenditures To Exp	3,349.00 ark \$3,349.00 tal \$575,282.00 10 \$575,282.00 11,000.00 tal \$11,000.00 tal \$11,000.00 158,585.00 775.75	
5502 Fund: 213 - Expend 5402 Department 5422 5433 5435 5433 5435 5437 5468 Dep	t: 2052 - Kaufmann Dog Park Supplies Department Total: 2052 - Kaufmann Dog P Expenditures To Hund Experiment Total: 211 Pa Underground Storage Tank fitures Professional Services Expenditures To Expenditures	3,349.00 ark \$3,349.00 tal \$575,282.00 10 \$575,282.00 11,000.00 tal \$11,000.00 tal \$11,000.00 158,585.00 775.75	

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			1.62		12.1	1 2010	
_	Ordinance No	2010-1	4.00	Paund			0
	5422		Administration Fe				1,592.00
	5429		Curbs & Sidewalks				20,000.00
	5436		Revolving Loans				25,000.00
	5450		Department 1	otal: 2047 -	Revolvir	gLoan	\$46,592.00
					No. 6 Mar 220 A	Manage McArris.	
	Departm	ent: 2048 -	Formula Grant				
	5422		Administration Fe				23,268.00
	5429		Curbs & Sidewalks	5			62,156.00
	5430		Parks & Recreatio	n			62,600.00
	5456		Fair Housing				300.00
	5463		Clearance				28,510.00
	5468		Home Repair	35			19,909.00
	10.00		Department	Total: 2048	- Formul	a Grant	\$196,743.00
		1.1010					
	5436	ent: 2049 -	U.D.A.G. Loan Repay	ment			61 000 00
	5430	Dee	Revolving Loans artment Total: 2049		ow Ben		61,000.00 \$61,000.00
	-	oep	artiment 101at. 2043	- 0.0.4.0.1	coan rup	ayment	201,000,00
	Departm	ent: 2054 -	Neighborhood Stabli	tation Prog			
	5422		Administration Fe				89,228.00
	5435		Housing Services				318,954.00
	5459		옷에 다 그 여름다 날 안내 통합하는				
	3433		Demolition of Buil	tings			650.047.00
	3433	Departmen	Demolition of Buil 11 Total: 2054 - Neig		Stablizatio	n Prog	650,047.00 \$1,058,229,00
	3437	Departmen	Demolition of Buil It Total: 2054 - Neig		Stablizatio	n Prog	\$1,058,229.00
	3433	Departmer		hborhood S	Stablizatio		and the second sec
	3439	Departmer		hborhood S	**************************************		\$1,058,229.00
		Departmen	nt Total: 2054 - Neig	hborhood S	pendlum	a Total	\$1,058,229.00
	. Fu	nil Kapindi	turn Total: 2054 - Neig	hborhood S	penditure	a Total	\$1,058,229.00 \$1,031,533,75
	. Fu	nil Kapindi	nt Total: 2054 - Neig	hborhood S	penditure	a Total	\$1,058,229.00 \$1,031,533,75
	Fund: 30 Expl	nii Kapandi 1 - Tax Incre anditures	nt Total: 2054 - Neig furn Total 214 ment Financing	hborhood S	penditure	a Total	\$1,058,229.00 \$1,031,533,75
	Fund: 30 Expr Departm	nil Espendi 1 - Tax Incre	t urn Total: 2054 - Neig furn Total 214 ment Financing Dofasco TIF	hborhood S Ex	penditure	a Total	\$1,058,229.00 \$1.631,533,75 \$1,631,533,75
	Fund: 30 Exp Departm 5422	nii Kapandi 1 - Tax Incre anditures	tt Total: 2054 - Neig Itam Total 214 ment Financing Dofasco TiF Administration Fe	hborhood S Ex Housing an	penditure	a Total	\$1,058,229.00 \$1,031,533.75 \$1,531,533.75 \$1,531,533.75 2,685.00
	Fund: 30 Expr Departm 5422 5457	nii Kapandi 1 - Tax Incre anditures	tt Total: 2054 - Neig fure Total 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere	Hourhood S Ex Houring an e	penditure	a Total	\$1,058,229.00 \$1,031,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,635,00 \$2,685,00 \$42,954,00
	Fund: 30 Exp Departm 5422	nii Kapandi 1 - Tax Incre anditures	tt Total: 2054 - Neig fur: Total 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Princh	e e st	péniliture et Develor	s Total	\$1,058,229.00 \$1,631,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,635,00 \$1,2,954,00 \$1,65,876,00
	Fund: 30 Expr Departm 5422 5457	nii Kapandi 1 - Tax Incre anditures	tt Total: 2054 - Neig fur: Total 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Princh	Hourhood S	péniliture et Develor	s Total	\$1,058,229.00 \$1.031,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75 \$1.631,533,75
	Fund: 30 Exp Departm 5422 5457 5458	nii Expandi 1 - Tax Incre anditures ent: 3000 - 1	tt Total: 2054 - Neig ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Princh Departme	e st pal ent Total: 30	péniliture et Develor	s Total	\$1,058,229.00 \$1,631,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,635,00 \$1,2,954,00 \$1,65,876,00
	Fund: 30 Expr Departm 5422 5457 5458 Departm	nii Expandi 1 - Tax Incre anditures ent: 3000 - 1	It Total: 2054 - Neig Itare Total 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Princh Departmo DRIP (Ridgedale) TIF	e st pal ent Total: 30	péniliture et Develor	s Total	\$1,058,229.00 \$1,031,533,75 \$1,635,00 \$1,2,954,00 \$1,66,876,00 \$2,12,515,00
	Fund: 30 Expi Departm 5422 5457 5458 Departm 5426	nii Expandi 1 - Tax Incre anditures ent: 3000 -	It Total: 2054 - Neig Ital: Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Departmo DRIP (Rudgedale) TIF Transfers Out	e st pal mt Total: 30	péniliture et Develor	s Total	\$1,058,229.00 \$1,631,533,75 \$1,635,00 \$2,685,00 \$1,637,600 \$2,12,515,00 \$2,12,515,00 \$2,12,515,00 \$400,000,000
	Fund: 30 Expr Departm 5422 5457 5458 Departm	nii Expandi 1 - Tax Incre anditures ent: 3000 -	It Total: 2054 - Neig Item Tettal 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Departmo DRIP (Ridgedale) TIF Transfers Out OPWC Loan Princh	e st pal mi Totai: 30	pendltura cl Develor	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,632,954,00 \$1,66,876,00 \$2,12,515,00 \$1,600,000,00 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,
	Fund: 30 Expi Departm 5422 5457 5458 Departm 5426	nii Expandi 1 - Tax Incre anditures ent: 3000 -	It Total: 2054 - Neig Ital: Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Departmo DRIP (Rudgedale) TIF Transfers Out	e st pal mi Totai: 30	pendltura cl Develor	sco TIF	\$1,058,229.00 \$1,631,533,75 \$1,635,00 \$2,685,00 \$1,637,600 \$2,12,515,00 \$2,12,515,00 \$2,12,515,00 \$400,000,000
	Fund: 30 Expr Departm 5422 5457 5458 Departm 5426 5440.1	nil Expandi 1 - Tax incre enditures ent: 3000 - 1 ent: 3001 -	It Total: 2054 - Neig ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Princh Departmo DRIP (Ridgedale) TIF Transfers Out OPWC Loan Princh Department Total:	Ex Housing an Housing an Est pal mt Total: 30 pal 3001 - DRIF	pendltura cl Develor	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,632,954,00 \$1,66,876,00 \$2,12,515,00 \$1,600,000,00 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,
	Fund: 30 Expr Departm 5422 5457 5458 Departm 5426 5440.1	nil Expandi 1 - Tax incre enditures ent: 3000 - 1 ent: 3001 -	It Total: 2054 - Neig Item Tettal 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Departmo DRIP (Ridgedale) TIF Transfers Out OPWC Loan Princh	Ex Housing an Housing an Est pal mt Total: 30 pal 3001 - DRIF	pendltura cl Develor	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,531,533,75 \$1,632,954,00 \$1,66,876,00 \$2,12,515,00 \$1,600,000,00 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,205,000 \$1,
	Fund: 30 Exp Departm 5422 5457 5458 Departm 5426 5440,J Departm 5426	nil Expandi 1 - Tax incre <u>enditures</u> ent: 3000 - 1 02 ent: 3002 -	It Total: 2054 - Neig Item Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Departme ORIP (Ridgedale) TIF Transfers Out OPWC Loan Princh Department Total: DRIP (Marion City Sc Transfers Out	e st pal 3001 - DRIF	pendltura cl Develor	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,65,00 \$2,685,00 \$2,00,000,000 \$2,00,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$1,66,000,000 \$1,66,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,
	Fund: 30 Expr Departm 5422 5457 5458 Departm 5426 5440.3 Departm	nil Expandi 1 - Tax incre <u>enditures</u> ent: 3000 - 1 02 ent: 3002 - 02	It Total: 2054 - Neig Itare Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Department Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh	e st pal mt Total: 30 bal 3001 - DRIF hocis TIF	pendltura cf Develor 00 - Dofa P (Ridged	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,2,685,00 \$2,954,00 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,00,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000 \$2,000,000,000 \$2,000,000,000 \$2,000,0
	Fund: 30 Exp Departm 5422 5457 5458 Departm 5426 5440J Departm 5426	nil Expandi 1 - Tax incre <u>enditures</u> ent: 3000 - 1 02 ent: 3002 - 02	It Total: 2054 - Neig Item Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Departme ORIP (Ridgedale) TIF Transfers Out OPWC Loan Princh Department Total: DRIP (Marion City Sc Transfers Out	e st pal mt Total: 30 bal 3001 - DRIF hocis TIF	pendltura cf Develor 00 - Dofa P (Ridged	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,65,00 \$2,685,00 \$2,00,000,000 \$2,00,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$4,00,000,000 \$1,66,000,000 \$1,66,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,000,000 \$1,66,000,
	Fund: 30 Exp Departm 5422 5457 5458 Departm 5426 5440.1 Departm 5426 5440.1	nil Expandi 1 - Tax incre enditures ent: 3000 - 1 02 ent: 3002 - 02 Departme	It Total: 2054 - Neig Itare Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Department Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh	e st pal mt Total: 30 bal 3001 - DRIF hocis TIF	pendltura cf Develor 00 - Dofa P (Ridged	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,235,00 \$2,685,00 \$2,954,00 \$2,00,000,00 \$2,00,000,00 \$2,00,000,00 \$2,00,000 \$2,00,000,00 \$2,000 \$2,000,000,00 \$2,000,000 \$2,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000 \$2,000,000,000 \$2,000,000 \$2,000,000 \$2,000,0000 \$2,000,00
	Fund: 30 Exp Departm 5422 5457 5458 Departm 5426 5440.1 Departm 5426 5440.1	nil Experient 1 - Tax Incre <u>enditures</u> ent: 3000 - 1 02 ent: 3002 - 02 Departme ent: 3003 - 1	It Total: 2054 - Neig Item: Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Department Department Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh DepwC Loan Princh Transfers Out OPWC Loan Princh Marion City Sc Transfers Out OPWC Loan Princh Marion City Sc	e st pal mi Total: 30 bal 3001 - DRIF hools) TIF pal IP (Marion C	pendltura cf Develor 00 - Dofa P (Ridged	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,131,533,75 \$1,235,00 \$2,685,00 \$2,954,00 \$2,00,000,00 \$2,00,000,00 \$2,00,000,00 \$2,00,000 \$2,00,000,00 \$2,000 \$2,000,000,00 \$2,000,000 \$2,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000,000 \$2,000 \$2,000,000,000 \$2,000,000 \$2,000,000 \$2,000,0000 \$2,000,00
	Fund: 30 Exp Departm 5422 5457 5458 Departm 5426 5440.1 Departm 5426 5440.1	nil Friendl 1 - Tax incre <u>enditures</u> ent: 3000 - 1 02 ent: 3002 - 02 Departme ent: 3003 - 1 04	It Total: 2054 - Neig Item Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Department ORIP (Ridgedale) TIF Transfers Out OPWC Loan Princh Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh DRIP (Marion City Sc Transfers Out OPWC Loan Princh DRIP (Marion City Sc Transfers Out OPWC Loan Princh Marian Sout OPWC Loan Princh Marian Sout Marian Sout	e st pal mt Total: 30 al 3001 - DRIF hocils) TIF bal IP (Marion C	pendltura cf Develor 00 - Dofa P (Ridged	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,63,90 \$2,685,00 \$2,954,00 \$2,954,00 \$2,00,000,00 \$2,00,000,00 \$4,03,205,00 \$403,205,00 \$1,66,000,00 \$1,66,000,00 \$403,205,00 \$1,66,000,00 \$1,66,000,00 \$1,66,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,00 \$1,000,000,000 \$1,000,0000,000 \$1,000,000,000 \$1,000,000,000,
	Fund: 30 Exp Departm 5422 5457 5458 Departm 5426 5440,1 Departm 5426 5440,1	nii Expandi 1 - Tax incre <u>enditures</u> ent: 3000 - 1 02 ent: 3002 - 02 Departme ent: 3003 - 1 04 05	It Total: 2054 - Neig Itare Total: 214 ment Financing Dofasco TIF Administration Fe ODOT Loan Intere ODOT Loan Intere ODOT Loan Princh Department Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh Department Total: ORIP (Marion City Sc Transfers Out OPWC Loan Princh Debt Service Note	e st pal mi Total: 30 al 3001 - DRIF hocis) TIF pal IP (Marion C	pendltura cf Develor 00 - Dofa P (Ridged	sco TIF	\$1,058,229.00 \$1,031,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$1,631,533,75 \$2,685.00 \$2,05.00 \$2,05.00 \$403,205.00 \$403,205.00 \$1,66,000.00 \$1,205.00 \$403,205.00 \$1,000.00 \$1

Department: 3004 - SBR Enterprise TiF

	ANN I 2010
diname No2	2010-1 Passed JSIN 1 2010 30
5439.04	Debt Service Note Interest 13,000.00
5439.05	Debt Service Note Principal 400,000.00
5439.06	Debt Service Costs 1,900.00
	Department Total: 3004 - SBR Enterprise TIF \$414,900.00
Danadment	3005 - Delaware-Barks Road TIF
5439.04	Debt Service Note Interest 15,956.00
5439.05	Debt Service Note Principal 400,000.00
5439.06	Debt Service Costs 1,100.00
and the second second	Department Total: 3005 - Delaware-Barks Road TIF \$417,056.00
10 million (1997)	Expenditures Total \$2,249,597.00
Fint	Examinitian Total 301 Tax incrument Ementaing \$2,349,597.00
Fund: 302 - Bo	and Retirement
Expenditu	ures
a see the second second second	3010 - Bond Retirement
5439.01	Debt Service Bond Interest 44,975.00
5439.02	Debt Service Bond Principal \$0,000.00
	Department Total: 3010 - Bond Retirement \$94,975.00
Department	3011 - Harding Centre
5439.01	Debt Service Bond Interest 25,000.00
5439.02	Debt Service Bond Principal 24,000.00
	Department Total: 3011 - Harding Centre \$49,000.00
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1	Expenditures Total. \$143,975.00
	Find Expenditure Tells, 702 - Soud Septement \$143,075.00
	Frind, CApmillion Total, 702 - Sout Bettremon St43, 075,00
Fund: 401 - Ca	pital Improvements
Fund: 401 - Ca Expenditu	pital Improvements
Expenditu Department: 1	ipital Improvements ures 1000 - Police
Expenditu	rpital Improvements ares 1000 - Police Capital Equipment 40,743.00
Expenditu Department: 1	ipital Improvements ures 1000 - Police
Expenditu Department: 1 5442	ares 1000 - Police Capital Equipment 40,743.00 Department Total: 1000 - Police \$40,743.00
Expenditu Department: 1	apital Improvements ares 1000 - Police Capital Equipment Department Total: 1000 - Police \$40,743.00 1002 - Fire
Expenditu Department: 3 5442 Department: 1 5442	npital Improvements <u>ares</u> 1000 - Police Capital Equipment Total: 1000 - Police \$40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00
Expenditu Department: 3 5442 Department: 1 5442 5464	apital Improvements ares 1000 - Police Capital Equipment 40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00 Capital Lease 105,080.00
Expenditu Department: 3 5442 Department: 1 5442	npital Improvements <u>ares</u> 1000 - Police Capital Equipment Total: 1000 - Police \$40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00
Expenditu Department: 3 5442 Department: 1 5442 5464	rpital Improvements ares 1000 - Police Capital Equipment Department Total: 1000 - Police \$40,743.00 Department Total: 1000 - Police \$40,743.00 \$40,940 \$40,970.00 \$40,980.00 \$40,970.00 \$4
Expenditu Department: 3 5442 Department: 1 5442 5464	npital Improvements ares 1000 - Police Capital Equipment Department Total: 1000 - Police 1002 - Fire Capital Equipment Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632,00
Expenditu Department: 1 5442 Department: 1 5442 5464 5465	npital Improvements ares 1000 - Police Capital Equipment Department Total: 1000 - Police 1002 - Fire Capital Equipment Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632,00
Expenditu Department: 1 5442 Department: 1 5442 5464 5465 Department: 1	npital Improvements ures 1000 - Police Capital Equipment 40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00 Capital Lease 105,080.00 Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632.00 1010 - Auditor
Expenditu Department: 1 5442 Department: 1 5464 5465 Department: 1 5442	apital Improvements ares 1000 - Police Capital Equipment Department Total: 1000 - Police S40,743.00 Department Total: 1000 - Police S40,743.00 1002 - Fire Capital Equipment Capital Lease 105,080.00 Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632.00 1010 - Auditor Capital Equipment 28,807.00 Department Total: 1010 - Auditor \$28,807.00
Expenditu Department: 1 5442 Department: 1 5442 5464 5465 Department: 1 5442 Department: 1	apital Improvements ares 1000 - Police Capital Equipment Total: 1000 - Police \$40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00 Capital Lease 105,080.00 Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632.00 1010 - Auditor Capital Equipment 28,807.00 Department Total: 1010 - Auditor \$28,807.00 1021 - City Hall
Expenditu Department: 1 5442 Department: 1 5464 5465 Department: 1 5442 Department: 1 5442	npital Improvements <u>ares</u> 1000 - Police Capital Equipment 40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00 Capital Lease 105,080.00 Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632.00 1010 - Auditor Capital Equipment 28,807.00 Department Total: 1010 - Auditor \$28,807.00 1021 - City Hall Capital Equipment 545,931.00
Expenditu Department: 1 5442 Department: 1 5442 5464 5465 Department: 1 5442 Department: 1	apital Improvements ares 1000 - Police Capital Equipment Total: 1000 - Police \$40,743.00 Department Total: 1000 - Police \$40,743.00 1002 - Fire Capital Equipment 47,575.00 Capital Lease 105,080.00 Capital Lease 105,080.00 Capital Intrest 22,977.00 Department Total: 1002 - Fire \$175,632.00 1010 - Auditor Capital Equipment 28,807.00 Department Total: 1010 - Auditor \$28,807.00 1021 - City Hall

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	F 100 m k		
	5439.04	Debt Service Note Interest	40,000.00
	5439.05	Debt Service Note Principal	1,450,000.00
	5439.06	Debt Service Costs	58,000.00
	5444	Capital Contingency	195,000.00
		Department Total: 4000 - Capital Improvement	\$1,743,000.00
	Department: 4/	001 - Airport Industrial Park	
	5307	Property Tax	10.000.05
	5402	Professional Services	10,000.00
	1.11	Department Total: 4001 - Airport Industrial Park	8,000.00 \$18,000.00
			10,000,00
		102 - Softball Field Improvement	
	5443	Capital improvement	5,000.00
	1	Department Total: 4002 - Softball Field Improvement	\$5,000.00
	Department- 40	03 - DRIP Infrastructure	
	5443	Capital Improvement	745.00
	3713	Department Total: 4003 - DRIP infrastructure	740.00
1		a spinisher rount was - bror minaso dettre	\$740.00
	Department: 40	06 - Youth Center Improvement	
	5304	Capital Equipment	3,200.00
	<u> </u>	Department Total: 4006 - Youth Center Improvement	\$3,200.00
	Department: 40	07 - Airport Improvement	
1		Professional Services	117 005 00
	5402	Professional Services Department Total: 4007 - Airport Improvement	117,095.00
		Professional Services Department Total: 4007 - Airport Improvement	117,095.00 \$117,095.00
			- Contraction of the Contraction
	5402	Department Total: 4007 - Airport Improvement	\$117,095.00
	5402	Department Total: 4007 - Airport Improvement Expenditures Total d Expenditures Total d Expenditures Total	\$117,095.00 \$2,501,485.00
	5402 Fund: 501 - Mari	Department Total: 4007 - Airport Improvement Expenditures Total 0 Expenditures Total 0 Expenditures Total 401_ Camital Improvements Ion Area Transit	\$117,095.00 \$2,501,485.00
	5402 Fund: 501 - Mari Expenditure	Department Total: 4007 - Airport Improvement Expenditures Total d Expanditures Total don Area Transit	\$117,095.00 \$2,501,485.00
	5402 Fund: 501 - Mari Expenditure Department: 500	Department Total: 4007 - Airport Improvement Expenditures Total d Expenditures Total don Area Transit 25 00 - Transit	\$117,095.00 \$2,501,485,00 \$2,801,485,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01	Department Total: 4007 - Airport Improvement Expenditures Total O Expenditures Total	\$117,095.00 \$2,501,485.00 \$2,801,485.00 \$2,801,485.00 480,000.00
	5402 Fund: 501 - Mari Expenditure Department: 500	Department Total: 4007 - Airport Improvement Expenditures Total d Expenditures Total d Expenditures Total 401_ Capital Improvements ion Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare	\$117,095.00 \$2,001,485,00 \$2,001,485,00 \$2,001,485,00 \$2,001,485,00 \$2,001,485,00 \$2,001,485,00 \$2,001,485,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03	Department Total: 4007 - Airport Improvement Expenditures Total O Expenditures Total O Expenditures Total O Expenditures Total O Expenditures Total OT Capital Improvements Ion Area Transit IS ION - Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching	\$117,095.00 \$2,501,485,00 \$2,801,485,00 \$2,801,485,00 \$2,801,485,00 \$2,500,00 \$5,960,00 \$6,960,00 \$6,960,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04	Department Total: 4007 - Airport Improvement Expenditures Total d Expenditures Total d Expenditures Total 401_ Capital Improvements ion Area Transit Solaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup	\$117,095.00 \$2,001,485,00 \$2,001,485,00 \$2,001,485,00 \$480,000.00 \$5,960.00 \$6,960.00 \$67,200.00 \$28,800.00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08	Department Total: 4007 - Airport Improvement Expenditures Total O Expenditures Total O Expenditures Total 401 - Canital Improviments ton Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance	\$117,095.00 \$2,501,485,00 \$2,501,485,00 \$2,501,485,00 \$2,500,00 \$5,960,00 \$6,960,00 \$6,960,00 \$6,960,00 \$6,960,00 \$28,800,00 \$127,653,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09	Department Total: 4007 - Airport Improvement Expenditures Total d Expenditures Total d Expenditures Total 401_ Capital Improvements on Area Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance Benefits Workers Compensation	\$117,095.00 \$2,001,485,00 \$3,001,485,00 \$480,000.00 6,960.00 67,200.00 28,800.00 127,653.00 14,400.00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total Of Expenditures Total 401 - Canital Improviments ton Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback	\$117,095.00 \$2,501,485,00 \$2,501,485,00 \$2,500,00 \$2,500,00 \$5,000,00 \$5,000,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103 5201	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total Of Expenditures Total 401_ Capital Improvements on Area Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation	\$117,095.00 \$2,501,485,00 \$2,501,485,00 \$2,501,485,00 \$2,500,00 \$5,960,00 \$67,200,00 \$67,200,00 \$28,800,00 \$1,27,653,00 \$1,27,653,00 \$1,4,400,00 \$,000,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103 5201 5301	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total Of Expenditures Total (A) - Canifal Improviments ton Area Transit Salaries Regular Salaries Benefits Medicare Benefits Medicare Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues	\$117,095.00 \$2,001,485,00 \$3,001,485,00 \$3,000,00 6,960,00 67,200,00 28,800,00 127,653,00 14,400,00 5,000,00 400,00 600,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103 5201 5301 5301 5302	Department Total: 4007 - Airport Improvement Expenditures Total OF Expenditures Total OF Expenditures Total 491 - Capital Improvements on Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare Benefits Medicare Benefits OPERS Matching Benefits Health Insurance Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities	\$117,095.00 \$2,501,485,00 \$2,501,485,00 \$480,000.00 6,960.00 67,200.00 28,800.00 127,653.00 14,400.00 5,000.00 400.00 600.00 11,000.00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.08 5102.09 5103 5201 5301 5301 5302 5305	Department Total: 4007 - Airport Improvement Expenditures Total d Expenditures Total 401_ Cantal Improvements on Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Matching Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising	\$117,095.00 \$2,001,485,00 \$2,001,485,00 \$2,001,480,00 \$480,000.00 \$6,960.00 \$6,960.00 \$67,200.00 \$67,200.00 \$28,800.00 \$20,00 \$28,800.00 \$28,800.00 \$28,800.00 \$28,800.00 \$28,800.00 \$20,000.00 \$28,800.00 \$20,000.00 \$28,800.00 \$20,000.00 \$20,0000 \$20,000 \$20,000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,0000 \$20,00000 \$20,0000 \$20,00000 \$20,0000000000
	5402 Fund: 501 - Mari Expenditurg Department: 500 5101.01 5102.03 5102.03 5102.04 5102.08 5102.08 5102.09 5103 5201 5301 5301 5302 5305 5305 5306	Department Total: 4007 - Airport Improvement Experiditures Total CEXPENDENCE Total 401_Control Improvements on Area Transit Salaries Regular Salaries Benefits Medicare Benefits Medicare Benefits OPERS Matching Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising	\$117,095.00 \$2,501,485,00 \$2,501,485,00 \$480,000.00 6,960.00 67,200.00 28,800.00 127,653.00 14,400.00 5,000.00 400.00 600.00 11,000.00 300.00 450.00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103 5201 5301 5302 5301 5302 5305 5305 5306 5402	Department Total: 4007 - Airport Improvement Experiditures Total CEXPENDING Total 491_Camilal Improvements Con Area Transit Solo - Transit Salaries Regular Salaries Benefits Medicare Benefits Medicare Benefits OPERS Matching Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising Professional Services	\$117,095.00 \$2,001,485,00 \$2,001,485,00 \$2,001,480,00 \$480,000,00 6,960,00 67,200,00 28,800,00 127,653,00 14,400,00 5,000,00 400,00 11,000,00 11,000,00 1,000,00
	5402 Fund: 501 - Mari Expenditury Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.08 5102.08 5102.09 5103 5201 5301 5301 5301 5302 5305 5305 5306 5402 5404	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total 401_Constant Improvements on Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Matching Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising Professional Services Central Garage Maintenance	\$117,095.00 \$2,501,485,00 \$2,501,485,00 \$480,000.00 6,960.00 67,200.00 28,800.00 127,653.00 14,400.00 5,000.00 400.00 5,000.00 11,000.00 11,000.00 126,302.00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103 5201 5301 5302 5305 5305 5306 5402 5404 5406	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total 401_ Canifal Improvements on Area Transit 25 00 - Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising Professional Services Central Garage Maintenance Insurance Premium Deductible	\$117,095.00 \$2,001,485,00 \$2,001,485,00 \$2,001,480,00 480,000,00 6,960,00 67,200,00 28,800,00 127,653,00 14,400,00 5,000,00 400,00 11,000,00 11,000,00 126,302,00 14,000,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.08 5102.08 5102.09 5103 5201 5301 5301 5301 5301 5302 5305 5305 5305 5306 5402 5404 5408	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total Of Expenditures Total 401_Constant Improvements on Area Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Matching Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising Professional Services Central Garage Maintenance Insurance Premium Deductible Land & Building Maintenance	\$117,095.00 \$2,501,445,00 \$2,501,445,00 480,000.00 6,960.00 67,200.00 28,800.00 127,653.00 14,400.00 5,000.00 400.00 5,000.00 11,000.00 126,302.00 14,000.00 1,750.00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.09 5103 5201 5301 5302 5305 5305 5305 5305 5305 5305 5305	Départment Total: 4007 - Airport Improvement Experiditures Total O Experiditures Total O Experiditures Total O Experiditures Total O Experiditures Total O Experiditures Total O Experise Ion Area Transit Salaries Regular Salaries Benefits Medicare Benefits Medicare Benefits OPERS Matching Benefits OPERS Matching Benefits OPERS Pickup Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising Professional Services Central Garage Maintenance Insurance Premium Deductible Land & Building Maintenance Land & Building Rent/Lease	\$117,095.00 \$2,001,485,00 \$2,001,485,00 \$2,001,00 6,960,00 67,200,00 28,800,00 127,653,00 127,653,00 14,400,00 5,000,00 400,00 11,000,00 11,000,00 126,302,00 14,000,00 1,750,00 18,000,00
	5402 Fund: 501 - Mari Expenditure Department: 500 5101.01 5102.01 5102.03 5102.04 5102.08 5102.08 5102.08 5102.09 5103 5201 5301 5301 5301 5301 5302 5305 5305 5305 5306 5402 5404 5408	Department Total: 4007 - Airport Improvement Expenditures Total Of Expenditures Total Of Expenditures Total 401_Constant Improvements on Area Transit Salaries Regular Salaries Benefits Medicare Benefits OPERS Matching Benefits OPERS Matching Benefits Health Insurance Benefits Workers Compensation Sick Leave Sellback Travel & Transportation Membership Dues Utilities Advertising Legal Advertising Professional Services Central Garage Maintenance Insurance Premium Deductible Land & Building Maintenance	\$117,095.00 \$2,001,485.00 \$2,001,485.00 \$480,000.00 6,960.00 67,200.00 28,800.00 127,653.00 14,400.00 5,000.00 400.00 5,000.00 11,000.00 11,000.00 126,302.00 1,750.00

1 2010	- SIVI	-	
. 20	Passed	2010-	Indinance No
5,000.00			5502
84,850.00	and Lubricants		5503
ansit \$1,134,165.00	Department Total: 5000 - Tr		and the second second
Total \$1,134,165.00	Expenditures	1	the second
unsil \$1,134,195.00	Tolat: S01 - Manon Ansa Tr	Fund	
		Conitony	Fund: 502
		- Sanitary	
	Improvement	and the second second	
105,020.00	e Bond Interest		5439.01
115,000.00	e Bond Principal		5439.02
4,200.00	e Cost of Issuance		5439.03
258,850.00	e Note Interest		5439.04
5,466,150.00	e Note Principal	9	5439.04
7,786.00	Interest		5440.01
61,326.00	Prinipal		5440.02
370,067.00	n Interest		5441.01
1,398,752.00	n Prinipal		5441.02
ment \$7,787,151.00	i081 - Sewer System Improve	Depar	1.1.1
	ment	nt- 5002 -	Departmen
50,000.00	Maintenance	111. 3002 -	5303
100,000.00	ipment		5304
50,000.00	Il Services		5402
71,000.00	ding Maintenance		5408
25,000.00	rovement t Total: 5002 - Sewer Replace		5443
ment \$296,000.00	t Total: 5002 - Sewer Replace		1000
	e	nt: 5003 -	Departme
1,401,810.00	gular Salaries		5101.01
62,900.00	ertime	3	5101.03
21,239.00	edicare	1	5102.01
2,340.00	xible Spending	2	5102.02
227,368.00	ERS Matching		5102.03
44,434.00	ERS Pickup		5102.04
440,291.00	alth Insurance		5102.08
43,941.00	orkers Compensation		5102.09
	Sellback	<i></i>	5102.05
33,250.00	and the second se		5103
12,000.00	ster/Clothing		
3,325.00	ansportation		5201
12,100.00	1025		5202
3,000.00	p Dues		5301
512,900.00			5302
20,000-00	Maintenance		5303
33,500.00	ipment		5304
6,000.00			5305
5,000.00	rtising		5306
3,000.00	Fees		5308
and a second second second second			
	Il Services		5402
257,270.00	Il Services Itracts		5402 5403

1	104 I	
Onlinence No. 2010-	Parnet JAN 1	2010 20
5405	Equipment Rental Lease	5,400.00
5406	Insurance Premium Deductible	80,000.00
5408	Land & Building Maintenance	3,000.00
5414	Janitorial Services	15,000.00
5418	Refunds & Reimbursements	600.00
5426	Transfers Out	200,000.00
5443	Capital Improvement	10,009.00
5501	Subscriptions and Publications	1,850.00
5502	Supplies	452,820.00
5503	Motor Fuel and Lubricants	49,000.00
5504	Postage	11,500.00
	Department Total: 5003 - Sewer Reve	nue \$4,078,264.00
	Exponditures 7	otal \$12,161,415,00
ALC: NO. OF THE PARTY OF THE	Fired Expenditure Fetal, 102 - Danitary St	Wet \$12,161,415,007
Fund: 503 - Sanit		
Expenditure	7.	
Department: 500	the second se	
5101.01	Salaries Regular Salaries	691,593.00
5101.03	Salaries Overtime	34,580.00
5102.01	Benefits Medicare	10,529.00
5102.02	Benefits Flexible Spending	0.00
5102.03	Benefits OPERS Matching	101,665.00
5102.04	Benefits OPERS Pickup	43,671.00
5102.07	Benefits Unemployment Benefits	0.00
5102.08	Benefits Health Insurance	266,737.00
5102.09	Benefits Workers Compensation	21,785.00
5103	Sick Leave Sellback	13,167.00
5104	Quartermaster/Clothing	7,010.00
5302	Utilities	2,360.00
5303	Equipment Maintenance	5,000.00
2.003		2,000.100
5308	Credit Card Fees	1,000.00
and the second sec	Credit Card Fees Professional Services	
5308		1,000.00
5308 5402	Professional Services	1,000.00 35,670.00
5308 5402 5403	Professional Services Service Contracts	1,000.00 35,670.00 9,350.00
5308 5402 5403 5404	Professional Services Service Contracts Central Garage Maintenance	1,000.00 35,670.00 9,350.00 102,000.00
5308 5402 5403 5404 5405	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00
5308 5402 5403 5404 5405 5406	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible	1,000.00 35,670.00 9,350.00 102,000.00 1,1.85.00 20,000.00
5308 5402 5403 5404 5405 5406 5411	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00
5308 5402 5403 5404 5405 5406 5411 5418	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00
5308 5402 5403 5404 5405 5406 5411 5418 5418 5445	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00
5308 5402 5403 5404 5405 5406 5411 5418 5418 5445 5445	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee Yard Waste Solid Waste	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00 672,140.00
5308 5402 5403 5404 5405 5406 5411 5418 5418 5445 5445 5445	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee Yard Waste Solid Waste Capital Lease	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00 672,140.00 80,261.00
5308 5402 5403 5404 5405 5406 5411 5418 5445 5445 5445 5446 5464 5465	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee Yard Waste Solid Waste Capital Lease Capital Lease	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00 672,140.00 80,261.00 3,058.00
5308 5402 5403 5404 5405 5406 5411 5418 5445 5445 5445 5446 5447 5464 5465 5501	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee Yard Waste Solid Waste Capital Lease Capital Lease Capital Intrest Subscriptions and Publications	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00 672,140.00 80,261.00 3,058.00 50.00
5308 5402 5403 5404 5405 5406 5411 5418 5445 5445 5445 5446 5464 5465 5501 5502	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee Yard Waste Solid Waste Capital Lease Capital Lease Capital Intrest Subscriptions and Publications Supplies	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00 672,140.00 80,261.00 3,058.00 50.00
5308 5402 5403 5404 5405 5406 5411 5418 5445 5445 5445 5446 5447 5464 5465 5501	Professional Services Service Contracts Central Garage Maintenance Equipment Rental Lease Insurance Premium Deductible Land & Building Rent/Lease Refunds & Reimbursements Commingling Fee Yard Waste Solid Waste Capital Lease Capital Lease Capital Intrest Subscriptions and Publications	1,000.00 35,670.00 9,350.00 102,000.00 1,185.00 20,000.00 9,000.00 1,100.00 21,000.00 45,000.00 672,140.00 80,261.00 3,058.00 50.00

Department: 5006 - Landfill Monitoring

RECORD OF ORDINANCES

Onlinance No. 20	10-1 MOL Passed	_ 1, abio
5302	Utilities	3,000.00
5303	Equipment Maintenance	1,500.00
5402	Professional Services	75,000.00
5441.01	OWDA Loan Interest	54,954.00
5441.02	OWDA Loan Prinipal	150,121.00
5442	Capital Equipment	50,000.00
5502	Supplies	1,500.00
5502	Department Total: 5006 - Landfill Monitori	
11. miletary 1	Expenditures To	tal \$2,675,436.00
	Fund Expanditure Total 503 - Sanitati	on \$2,675,438.00
Fund: 504 - Store		
Expenditure		
5101.01	07 - Storm Water Utility Salaries Regular Salaries	128 206 00
5102.01	Benefits Medicare	428,206.00
5102.01		5,964.00
	Benefits OPERS Matching	73,700.00
5102.04	Benefits OPERS Pickup	14,560.00
5102.08	Benefits Health Insurance	92,890.00
5102.09	Benefits Workers Compensation	12,370.00
5103	Sick Leave Sellback	11,200.00
5104	Quartermaster/Clothing	3,475.00
5201	Travel & Transportation	240.00
5202	Schooling	200.00
5302	Utilities	180.00
5303	Equipment Maintenance	13,000.00
5304	Capital Equipment	21,000.00
5306	Legal Advertising	2,000.00
5308	Credit Card Fees	1,000.00
5402	Professional Services	100,000.00
5403	Service Contracts	34,900.00
5404	Central Garage Maintenance	14,000.00
5405	Equipment Rental Lease	4,134.00
5406	Insurance Premium Deductible	8,000.00
5418	 Refunds & Reimbursements 	400.00
5439.01	Debt Service Bond Interest	192,385.00
5439.02	Debt Service Bond Principal	210,000.00
5439.04	Debt Service Note Interest	243,475.00
5439.05	Debt Service Note Principal	5,583,850.00
	Debt Service Cost	5,300.00
5440.02	OPWC Loan Prinipal	13,085.00
5443	Capital Improvement	22,000.00
5448	Sweeper Dirt Disposal	40,000.00
5501	Subscriptions and Publications	50.00
5502	Supplies	87.327.00
5503	Motor Fuel and Lubricants	40,000.00
5504	Postage	7,500.00
	a stabe	1,000,000

Department: 5008 - Storm Sewer Improvement 5402 Professional Services

500,000.00

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Device	Legisi Hturit, Isc.				FamilNo 30047
		state -	MAL	1 2010	24
Ch	dimance No 201	<u>v-1</u>	Passed		20
	5443	Capital Improvem	ent		2,000,000.00
		Department Total: 5008	- Storm Sewer Impro	ovement	\$2,500,000.00
		09 · Northwest Intercept			
	5440.02	OPWC Loan Prinip			45,478.00
	the second s	Department Total: (5009 - Northwest Int	erceptor	\$45,478.00
			Expenditor	es Total	\$9,631,669.00
		Fund Expenditors	Total: 504 - Store	n Sawer	18,831,852,90
	2, 1, 155				
	Fund: 601 - Inter				
	Expenditure				
1	5101.01	00 - Central Garage	112722		102 102 22
	5101.03	Salaries Regular Si			192,463.00
	5102.01	Salaries Overtime Benefits Medicare			9,650.00
	5102.03				2,931.00
	5102.04	Benefits OPERS M			28,296.00
	5102.08	Benefits OPERS Pi Benefits Health In	Annual		12,167.00
	5102.09				46,949.00
	5103	Benefits Workers Sick Leave Seilbac	and the second		6,063.00
	5104	10 AT 140 A			2,500.00
	5202	Quartermaster/Ch	otning		1,800.00
	5302	Schooling			3,000.00
		Utilities			58,000.00
	5303	Equipment Mainte			5,000.00
	5304	Capital Equipment			23,500.00
	5402	Professional Service	ces		5,000.00
	5403	Service Contracts			5,600.00
	5406	Insurance Premiur			10,915.00
	5408	Land & Building M			4,000.00
	5414	Janitorial Services			6,000.00
	5439.04	Debt Service Note	Contraction of the second s		56,000.00
	5439.05	Debt Service Note	Principal		1,400,000.00
	5502	Supplies			180,000.00
	5503	Motor Fuel and Lu			325,000.00
		Department	Fotal: 6000 - Central	Asarage	2,384,834.00
			Expendment	is Total	\$2,384,834.60
		Fund Expenditure	Fatat: 601 Internal	Service	12,364 534.00
4	Department: 700	01 - Youth Recreation Tru	st		
	5450	Trust Expense			1,000.00
	1.1	Department Total: 70	01 - Youth Recreatio	n Trust	\$1,000.00
	Department: 700	02 - Safety Patrol Trust			
	5450	Trust Expense			1,000.00
		Department Tota	I: 7002 - Safety Patro	ol Trust	\$1,000.00
	Department: 700	13 - Law Enforcement Tru	st		
	5450	Trust Expense			20,000.00
			812		
			21		

RECORD OF ORDINANCES

erLepi Blank Ins. Indiananca No	2010-1	JAN	1 2010 _ 20	
1000	Department Total: 7003 -	Law Enforcement Tr	ust \$20,000.00	
Contraction of the		Expenditures To	stal \$22,000.00	
				1
	Fund Expende	ure Tatut fut -Tr	\$73,000.00	
Fund: 702 - Age	ency			1
Expenditu				
5453	204 Parking Meter Agency Parking Lot		800.00	
Constanting of	Department Total: 7004	- Parking Meter Ager		
the second se	005 - State Patrol Fines Agency	f:	100 000 00	
5450	Trust Expense Department Total: 7005 - St	ate Patrol Fines Aner	100,000.00 tcy \$100,000.00	
	separation rotat rove - of	and i amori inter Aller		
Department: 7	DOG - Rotary			
5451	Pass Thru Payments		30,000,00	
5452	Greyhound		75,000.00	
	Departm	ient Total: 7006 - Rot	ary \$105,000.00	
and the second	A PLAT AND A	Expanditures Te	tai \$205,800.00	
	Frind Enford Him	e Totat 702 Agen	sz05,800.00	
	Ex	penditure Grand Tota	is: \$61,052,166.78	
Section 2.	That this ordinance shall	take effect and be	in force from	
	arliest period allowed by lav			1
		A //		
	L.	/ //		
	no	hollow		
	ANN & 2010 Dave Edu			
APPROVED:	Presi	dent of Council		
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falt	halfn			
Mayor Scott Sc	hertzer Q			
ATTEST:				

Store Fulton -

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Dapita Lipit Alam, the Franchis, Athen
Ordinance No 2010092 . 20 Parred MAR - 6 2010 20
ORDINANCE SUSPENDING CERTAIN PORTIONS OF ORDINANCES 2000-103, 2000-84 AND 2007-69 IN REGARD TO EMPLOYEES IN VARIOUS CLASSES OF POSITIONS EXEMPT FROM BARGAINING UNITS (REFERRED TO AS NON-BARGAINING), IN ADDITION, SUSPENDING CERTAIN PROVISIONS WITHIN THE EMPLOYEE HANDBOOK/PERSONNEL MANUAL FOR THE YEAR 2010, AS AMENDED WHEREAS, the Administration has recommended that certain previously adopted provisions related to wage, benefits and conditions of employment applicable to employees within the service of the City considered non-bargaining employees be suspended given the extreme negative economy the City, State and Country all are experiencing at this time, this a continuation of the necessary steps taken in 2009, and
WHEREAS, the Council has given due consideration to the recommendation of the Administration's recommendations based upon the same set of circumstances the City of Marion, Ohio was presented with at this time one year ago, BE IT ORDAINED by the Council of the City of Marion, Ohio: Marion
County,
Section 1. The Council has given due consideration to the Administration's recommendations regarding appropriate steps directed at dealing with the continued severe, extreme negative economic conditions the City of Marion currently experiences and reasonably expects will be experienced in the immediate future. Taking into consideration the fact that the City faces the same factual circumstances that were present one year ago without any significant change having taken place. The Council recognizes current revenue projections find it necessary to carry forward the step taken in 2009 with the continued goal being: To keep as many City employees working as is fiscally possible in the current economic environment. Council hereby again finds it necessary to suspend, for the year 2010, the provisions contained within Section 1. of Ordinance 2000-103 in order to provide for no computation of a new wage ranges for the year 2010 for each employee referenced in the aforementioned Ordinance. Wage ranges shall remain for the year 2010 at the same level they existed during the last pay period of 2008.
In respect to those positions where Ordinance 2000-84 and 2007-69 would be applicable and where State minimum wage law will allow, said positions shall remain at the compensation level applicable for the last pay period the position received compensation in 2008.
Further, the Council finds it necessary to adopt the Administration's recommendation and hereby determines it necessary that all non-bargaining employees participate in furioughs. More specifically, each and every General Fund Department containing non-bargaining employees shall work-38-hour work weeks. In other words, a time card for an employee shall not be submitted for an amount greater than 76-hours per pay period. The only exception-being related to grant-funded employees:
THE COUNCIL SPECIFICALLY FINDS THE ABOVE PROVISIONS TO BE RETROACTIVE TO THE 1 ST PAY PERIOD OF 2010.

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Ordinance No. 2010-2 8 - 200 Passed MAR - 8 2010	
Section 2. For the year 2010 the Council specifically finds it necessary, given the level of current revenues and expenditures, and, having found this reality to necessitate the retroactive application of a complete suspension of the benefits contained within the City's Personnel Policy Handbook / Personnel Manual related to employee's rights in regard to "Annual Sick Leave Sell Back" whether contained within provision 23.17 or any predecessor, subsequent derivation or concurrent provision containing similar sick leave sell back benefit provisions are hereby again suspended for the year 2010.	
Section 3. This ordinance shall take effect and be in force from and after the earliest period allowed by law. APPROVED: MAR - 9 2010 Dave Edwards President of Council	
ATTEST: Jene Fultos Clerk of Council	
DEFEATED February 22, 2010 with a vote 1-7	
March 8, 2010 Ordinance reconsidered on Council Floor 9-0 vote	
March 8, 2010 Ordinance was adopted 6-3 Vote	

0093

Immuner No	
CONTRACT FOR THE DEMOLITION OF CERTA LOCATED WITHIN THE CITY OF MARION AS A NEIGHBORHOOD STABILIZATION GRANT, SEI DECLARING AN EMERGENCY WHEREAS, the Council, Mayor, Law Director and Re continue to work diligently to improve the community eliminating nuisances which are present in Marion's of WHEREAS, by previous Ordinance the Council author demolition the subject demolition herein, BE IT ORDAINED by the Council for the City of Mar Section 1. The Safety Director is author contract for the demolition of the following property of Stabilization Program with Quality Excavating and Cou Ohio the lowest and best bidder in response to the pr letting process for the total sum of \$ 19,200: 506 Avondale 356 Monroe 334 Fies 219 Sharp 365 Glad 462 Scranton All costs associated with the above contract, let support activities shall be paid for from Neighborhood Program. Section 2. That this ordinance is hereby deed remergency measure for the welfare and safety of the inhabitants thereof; more specifically in that the safet impacted neighborhoods is an imperative need that co delay and the need to utilize the grant funding to utili amount as best possible without further delay, and as and be in force upon passage and approval by the Ma the affirmative vote of two-thirds of all members elect otherwise, it shall come effective from and after the g	1 1 2010 20
continue to work diligently to improve the community eliminating nuisances which are present in Marion's r WHEREAS, by previous Ordinance the Council author demolition the subject demolition herein, BE IT ORDAINED by the Council for the City of Mar Section 1. The Safety Director is author contract for the demolition of the following property of Stabilization Program with Quality Excavating and Cou Ohio the lowest and best bidder in response to the pr letting process for the total sum of \$ 19,200: 506 Avondale 356 Monroe 334 Fies 219 Sharp 365 Glad 462 Scranton All costs associated with the above contract, le support activities shall be paid for from Neighborhood Program. Section 2. That this ordinance is hereby ded emergency measure for the welfare and safety of the inhabitants thereof; more specifically in that the safet impacted neighborhoods is an imperative need that co delay and the need to utilize the grant funding to utili amount as best possible without further delay, and as and be in force upon passage and approval by the Ma the affirmative vote of two-thirds of all members elect otherwise, it shall come effective from and after the g	IN STRUCTURES
demolition the subject demolition herein, BE IT ORDAINED by the Council for the City of Mar Section 1. The Safety Director is author contract for the demolition of the following property of Stabilization Program with Quality Excavating and Council the lowest and best bidder in response to the properties of the lowest and best bidder in response to the properties of the total sum of \$ 19,200: 506 Avondale 356 Monroe 334 Fies 219 Sharp 365 Glad 462 Scranton All costs associated with the above contract, lease support activities shall be paid for from Neighborhood Program. Section 2. That this ordinance is hereby decorregam. Section 2.	's well-being by
Section 1.The Safety Director is authorscontract for the demolition of the following property ofStabilization Program with Quality Excavating and ControlOhio the lowest and best bidder in response to the property ofletting process for the total sum of \$ 19,200:506 Avondale334 Fies34 Fies219 Sharp365 Glad462 ScrantonAll costs associated with the above contract, letsupport activities shall be paid for from NeighborhoodProgram.Section 2.Section 2.That this ordinance is hereby decordinhabitants thereof; more specifically in that the safetimpacted neighborhoods is an imperative need that codelay and the need to utilize the grant funding to utiliamount as best possible without further delay, and asand be in force upon passage and approval by the Mathe affirmative vote of two-thirds of all members electotherwise, it shall come effective from and after the grant	rized the letting of
contract for the demolition of the following property of Stabilization Program with Quality Excavating and Col Ohio the lowest and best bidder in response to the pr letting process for the total sum of \$ 19,200: 506 Avondale 356 Monroe 334 Fies 219 Sharp 365 Glad 462 Scranton All costs associated with the above contract, le support activities shall be paid for from Neighborhood Program. Section 2. That this ordinance is hereby dec emergency measure for the welfare and safety of the inhabitants thereof; more specifically in that the safet impacted neighborhoods is an Imperative need that co delay and the need to utilize the grant funding to utili amount as best possible without further delay, and as and be in force upon passage and approval by the Ma the affirmative vote of two-thirds of all members elect otherwise, it shall come effective from and after the grant funding to utili	ion, Ohlo:
334 Fies 219 Sharp 365 Glad 462 Scranton All costs associated with the above contract, le support activities shall be paid for from Neighborhood Program. Section 2. That this ordinance is hereby ded emergency measure for the welfare and safety of the inhabitants thereof; more specifically in that the safet impacted neighborhoods is an imperative need that co delay and the need to utilize the grant funding to utili amount as best possible without further delay, and as and be in force upon passage and approval by the Ma the affirmative vote of two-thirds of all members elect otherwise, it shall come effective from and after the g	under the Neighborhood
support activities shall be paid for from Neighborhood Program. Section 2. That this ordinance is hereby dec emergency measure for the welfare and safety of the inhabitants thereof; more specifically in that the safet impacted neighborhoods is an imperative need that co delay and the need to utilize the grant funding to utili amount as best possible without further delay, and as and be in force upon passage and approval by the Ma the affirmative vote of two-thirds of all members elect otherwise, it shall come effective from and after the g	
Tave	Stabilization Grant lared to be an City of Marion and y and security of the annot afford further ze the full grant such shall take effect yor provided it receives ted to Council:
	ent of Council

Mayor Scott Schertzer

Attest;

Fulto

Clerk of Council



 Deprint a spat the set.		Jumle Mit	
Ordinance No2010-4	Passed	A 1 2910 20	
AND BID FOR THE DE THE CITY OF MARION	MOLITION OF CERTAIN	THE SAFETY DIRECTOR TO SPI STRUCTURES LOCATED WITH TO VIOLATE MARION CITY ER NSP, AND DECLARING AN	
THE ALTER AND AND AND A DRIVE AND A DRIVEN AND A	munity's well-being by e	ous Administrators have worked liminating nuisances which are	1
funding in the form of a 1.1 in having implemented the next	million dollar Neighborho essary over-sight, manag sances making our com	ig successfully secured grant oc Stabilization Program grant ement and processes in regard nurity an even better environm	to
Neighborhood Stabilization P herein are in need of abatem provided to the responsible p act of the City to eliminate th Board of Building Appeals ha	rogram Committee has a ent, having further foun varties and/or the owner to nuisances as same vio s made a Finding and De	having evolved into the curren dvised the properties reference d all necessary notices have be have consented to the intende late Marion City Code 1360 or t termination that the property e hird set of demolitions under th	d en ed he sa
 BE IT ORDAINED by the Cou	ncil for the City of Mario	, Ohio:	
Section 1. The Safety Dir for the demolition of the follo	rector is authorized and a wing propercies utilizing	firected to spec and bid a contr NSP funding:	āct
476 Ballentine 1022 Bennett 329 Blaine 127 Cayuga 198 Elk 505 Jeffarson 288 Mark St. East 415 Milbum	232 Oak St 206 Olney 517 Prospect St 505 Prospect St 601 State St. No 609 State St. No 753 State St. No 399 Toledo	South rth rth	
the real and present need to grant funding and to immedi	the City of Marion and its move forward without d ately improve the safety hall shall take effect and led it receives the affirm otherwise, it shall come	s= inhabitants thereof: Due to elay given the need to fully utili and security of the impacted be in force upon passage and ative vote of two-thirds of all	
Approved: Mul 1 8 2010 Approved: Approved: Appr		awf Edwards resident of Council	
ATTEST: Vene Fultos	e t		

atance Na 2010-5	Pussed JAN 11	2010 20
ORDINANCE MAKING ADD SANITARY SEWER IMPROV FUND FOR THE YEAR END Whereas, Council by previo funds which are now on hand for improvements with the projects I there exists the ability to repay a	EMENT FUND AND ARRA ING DECEMBER 31, 2010 bus Ordinance authorized the purpose of making c isted below and the Audi	GRANT the borrowing of apital tor has reported
Whereas, the Auditor advis carryover balances, and		
Whereas, the City is now p appropriated to complete the proj		must be
BE IT ORDAINED by the Co County, Ohio:	ouncil of the City of Maric	on, Marion
Section 1. That there be	a additional appropriation	s as follows:
SANITARY SEWER Projects (including but not limited Franconia W. Center Sewer lining Phase 1 & Columbia Street Sewer Lining Marion Plaza Sewer Rehab Royal Oaks Sewer Rehab		
Professional Services Capital Improvement	502.5004.5402 502.5004.5443	\$500,000.00 \$2,000,000.00
ARRA ENERGY GRANT Capital Improvement		\$155,000.00
Section 2. This ordinance sha and after the earliest period allow		prce from
Approved: 3 1 2 2010 Approved: 3 1 2 2010 Approved: 3 1 2 2010 Mayor Scott Schertzer		

Here Fattas

0099

Lager Birch, Im			Dan No. 1004
velimance No. 2010-6	Parentet	JAN 252010	
ORDINANCE AUTHORI A CONTRACT FOR THE TO THE MARION MUNI EMERGENCY	LEASE OF CERT	AIN FARM LANDS A	DJACENT
WHEREAS, on Augus 76, Council authorized the Se certain farm lands adjacent to delineated on a plat on file in	rvice Director to a the Marion Mun	advertise for bids to icipal Airport as sho	lease
BE IT ORDAINED by County, Ohio:	the Council of th	e City of Marion, Ma	arlon
Section 1. That the into a lease for a period of fiv with Brad Mattix, 7499 Wildca above described farm land ap \$632,952.50.	e (5) crop years at Pike, New Bloo	ending September 3 mington, Ohio, 433	30, 2014, 41, for the
Section 2. That it is of this Council concerning and adopted in an open meeting of Council, and of any of its com were in meetings open to the including Section 121.22 of th	d relating to the a of this Council, an imittees that resu public in complia	doption of this ordi ad that all deliberati ited in such formal ance with all legal re	nance were ons of this action,
Section 3. That the emergency measure necessar welfare and safety of the City such shall take effect and be approval by the Mayor, provid of all members elected to Cou and after the earliest period a	ry for the immedi of Marion and th in force immedia fed it receives the incil; otherwise, i	ate preservation of the inhabitants there tely upon its passag a affirmative vote of	the health, of, and as ie and f two-thirds

halfre Dave Edwards

President of Council

Approved: FEB 0 1 2010

Mayor Scott Schertzer

ATTEST:

one Futto Clerk of Council

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Even Legi Harn, ba Emeri Harn, ba
Continuitor No. 2010_7 Passed FEB 2 2 2010 _ 20
ORDINANCE DIRECTING THE SAFETY DIRECTOR TO AMEND THE MASTER TRAFFIC CONTROL PLAN BY PLACING STOP SIGNS UPON WILSON AVE. AT FRANCONIA GIVEN THE RECOMMENDATION OF THE CITY ENGINEER AND THE EXPRESSED BASIS THEREFORE
WHEREAS, the Traffic Commission has received the report of the City Engineer in regard to the intersection of Wilson Ave. at Franconia Ave. and the expressed basis for providing for an amendment to the City's Traffic Control Plan/Map, and WHEREAS, the Traffic Commission considered the opinion of the City Engineer specifically taking into account his opinion that the recent street improvements, redesigned layout of the intersection, sidewalks and the placement of the stop signs require the modification of the previous two way stop intersection to a four ways stop intersection.
BE IT ORDAINED, by the Council of the City of Marion, Marion County, Ohio: SECTION 1. The Council determines it to be necessary to amend the City's Traffic Control Plan/Map in regard to the intersection of Wilson Ave, and Franconia Ave, to be further improved by the placement of stop signs upon Wilson Ave, and thus creating a four-way stop at said intersection. This finding of the Traffic Commission and the Council after due deliberation, based in part upon the recommendation of the City Engineer, after the recent re-design of the intersection as a part of the major improvement to Franconia Ave The Engineer applying the O.M.U.T.C.D. section 28.07 Option B, and C. In regard to need to control vehicle/pedestrian conflicts and issues related to ability to see conflicting traffic. Therefore, the Safety Director is directed to place the additional signs at said intersection and shall ensure that the master traffic control plan/map is duly amended.
SECTION 2. This Ordinance shall take effect on the earliest date allowed by law. Dave Edwards President of Council Approved FEB 2 3 2010
Mayor Scott Schertzer
ATTEST:

	Dayres Legil Black, for		1. 194		000 A 10 0000	Family Mrs.
	22	2010-8	30%		PR 1 2 2010	20
_	Ordinamoe No .	2010-0	-	Pateonni		- 1.46
	amend	ZONING ORI SUBSECTION ADVERTISIN PROVIDE FO CHAPTER 11 REAS, the Man	MNANCE, M 4 1161 042 TO 30 SIGNS PR R A DEFINT 85, AS AME7 on City Plann	ORE SPECIFIC D PROVIDE FO OVISIONS, AM HON RELATED NDED	I OF THE M ALLY BY AME R DIGITAL OR IENDING 1123 (D THERETO AN Ins recommende update rules to e	NDING ELECTRONIC ITO DAMENDING d the following
	interes	ts of the citizen	s of Marion,		chunges as being on County, Ohio	in the best
					ISTNG SIGNS, n	ow reading as
	forth)		dition to requi	the second se	advertising signs rincipal structure	
	having	thaving less th 200 feet or mo	an 200 feet of	unhroken fronta	re than one sign (ge on a single str ingle street may	ent A loi
	947. DOWN	(1) Fre (2) Wa (3) Roc (C) Area and d (1) The	signs may be e-standing sig ill signs. of signs in the limensions	of the following ms- C-3, C-4, and I-		
		(2) Ma limitati to be lo	ximum height ions for princi cested, all adv ing height lim	ipal uses in the d ertising signs shi its ding signa Thirty	the maximum bui attrict in which th all conform to the s-five feet above	néy mre
			which stacks (c) Roof sign the building t mounting.	ed. is: Shall not exce to which such sig	two feet above t ed 25 feet higher pi is attached to t	thm the roof of
		(D) Location of (1) No line.			al) project beyon	d the property
		(2) No miquite (3) Adi (3) Adi (4) All	d for a princi vertising signa Districts shall advertising sl	ipal building in it s located in C or comply with the igns shall be loca	ed in or project in he district in white I Districts and ne requirements of ted in conforman to traffic hazards.	th it is located. Far any R. O-I. S 1161.011. See with the
	291.0000			AND A REAL PROPERTY OF A	lluminated, and a so that the source	

		APR 1 2 2010	
Ontmance No.	2010-8	Putsed 20	
			-
illumination is	shielded or otherwise	prevented from beaming into adjacent lots or	
	969-182, passed 1-12		
shall be amend	led to read as follows:		
Section 1: 116	1.042 STANDARDS	FOR ADVERTISING SIGNS	
The standards forth hereunde in which the si	r, in addition to requir	r installation of advertising signs shall be as set rements for all principal structures in the district	
any lot having	less than 200 feet of u et or more of unbroker	e shall be no more than one sign(structure) on unbroken frontage on a single street. A lot n frontage on a single street may have two sign	
	ertising signs may be o (1) Free-standing sign (2) Wall signs.		
	(3) Roof signs in the	C-3, C-4, and I-2 Districts only	
(C) Ar	ea and dimensions	tal area of all faces of any sign structure shall be	
2,000 1,000 s		tal area of all faces of any sign subceare such oc	
		t, in addition to the maximum building height	
	principal uses in the	district in which they are to be located, all	
advertising sig	gns shall conform to th	he following height limits:	
		ding signs: Thirty-five feet above the grade at the	
	base of the si		
	(b) Wall signs which attache	s: No higher than two feet above the wall to	
		ed. s: Shall not exceed 25 feet higher than the roof of	
		to which such sign is attached to the point of	
	mounting.		
(D) L	ocation of advertising		
	(1) No part of any ac line.	ivertising sign shall project beyond the property	
	I THE PARTY OF T	ign shall be located in or project into any yard	
		pal building in the district in which it is located,	
	(3) Advertising signs	s located in C or 1 Districts and near any R. O-I.	
	O-I-A Districts shall	comply with the requirements of \$ 1161.011.	
		igns shall be located in conformance with the 161.012 relating to traffic hazards.	
(É) III	umination. Advertisir	ng signs may be illuminated, and any such	
illumination i	·	ed and maintained so that the source of se prevented from beaming into adjacent lots or 2-70)	
(F) D	igital or Electronic Ad	dvertising Signs. Digital or electronic	
advertising si	gns shall not be permi	itted unless they comply with all the requirements w, and one of the two exceptions listed below:	
(1) The size	is within 1000 four of	f US 23 in a commercial or industrial district and	
(1) the sign	is within 1000 leer of	1 0.0 2.3 that contributer of analytical district and	

APK 1 2 2010				
Ordinance No 2010-8	Passed	20		
advertising signs or devises whi	ch shall be incorporated here	in as if fully re-written.		
	12 112 12 1 12 112 12 12 12 12 12 12 12 12 12 12 12	200 S2		
(2) The sign is both within a C- Design Review District and app one of the Board's scheduled me REVIEW REGULATIONS.	roved by the Downtown Des	ign Review Board 🛤		
(G)(1) Digital or Elect requirements of Section 1161.04 the base of the sign and may go base of the sign. The sign dime feet wide.	up to, but not exceed, 40 fee	0 feet above the grade at 1 above the grade at the		
(G)(2) Digital or Electronic requirements as to sugns, at a minimum devises that adjusts the night to prevent glare on surround drawings, and shall not have chut than eight(8) seconda. Auditory part of any billboard display. No finovement, <u>NOR SHOW A S</u> symbols or words, or red, green devices. No advertising display intermittent light or lights. Achiever a period of at least one second shall comply with Ohio Departs or devices which shall be incorport.	a brightness to the ambient li- ading properties, shall not have angenble advertisements or or effects, including music, sha o sign shall incorporate the or <u>PLIT SCREEN MESSAGE</u> or blue lights that resemble or device shall be illuminate eves a transition to another so ond; Such advertising device e in one position if a malfun- ment of Transportation (OD)	and use automatic ght at all times day and the flashing words or dessages that fast less dil not be permitted as a novement or the illusion <u>i</u> _Signs shall not contain highway traffic signs or d by any rapid flashing, tatic image or message is shall contain a default ction occurs; All signs DT) for advertising signs		
Section 2 There shall b Section 1125.01, as follows:	e added a new definition unc	ler Chapter 1123,		
SIGN, DIGITAL OR EL PREMISE NON ACCESSORY ELECTRONIC DIGITAL MES CAN BE CONTROLLED ON S	SAGES WHETHER OR NO	NG BUILT IN DT THE MESSAGES		
Section 3. Existing Chu provision as to Digital or Electro shall be amended to include the		specifically, 1185.13		
1185.13(A)(i) In the evaluation the Design Review Board shall Interior's Standards for Rehabili Buildings, U.S. Department of I evaluate minimum standards, in only if the new Digital or Electr billboards at the same site or els that the sign would improve the more from an existing billboard viewed from existing residences billboard enhance an existing of lot or blocking the unsightly vis	apply provisions contained v itation & Guidelines for Reh interior, as currently revised cluding but not limited to: A onic Advertising Sign: repla ewhere in the downtown des appearance of Downtown M and, in the Board's judgmen s, including occupied loft app pen space as part of a cleanu	within Secretary of the abilitating Historic and in addition shall Authorize the Certificate aces two or more existing sign review district and farion; is 250 feet or at, cannot be easily artments; will the p of an unsightly vacant		

Deyes Kagal Dibuk. tin.			400	Frank No. 20041	
Ordinance No.	2010-8	Passed	APR 1 2 2010	_ 20	
TO MARION Sectio	N EVENTS, AMBER AL N OHIO" on 3. This Ordinance sha d allowed by law.		t be in force from an		
APPROVED All Mayor Scott Attest:	alth		of Council		
Clerk of Cou	ncil				

0102

Garton Legal Blank, Inc.	free No. Tilt
Ordinatice No2010-9	Presed 20_2010 20
LOAN AGREEMENT WIT RELATED TO THE STAT MAY OF 1998 FOR IMPR INDUSTRIAL PARK AND	ING THE MAYOR TO ENTER INTO AN AMENDED H MORE BENEFICIAL REPAYMENT TERMS E INFRASTRUCTURE BANK LOAN ENTERED IN OVEMENTS IN AND NEAR THE DUAL RAIL DECLARING AN EMERGENCY.
Administration to undert	by previous Ordinance authorized the City take \$2 Million in transportation improvements oximately one (1) mile in length in the Dual Rail
Loan Agreement with ce Increment Financing Agr	thorization enabled the then Mayor to enter into a rtain repayments terms associated with the Tax reement with LTV Steel and its subsidiaries which rate funds to pay for infrastructure improvements,
current Mayor's efforts to	ow finds it advantageous to take advantage of the o amend the previous Loan Agreement terms to ficial repayment schedule and related terms,
BE IT ORDAINED, by the	Council of the City of Marion, Marion County, Ohio:
necessary to amend and of Ohio Department of T for road improvements in	is authorized to execute any and all documents revise the previous Loan Agreement with the State iransportation for the State infrastructure bank loan in and near the Dual Rail Industrial Park previously to provide for a more beneficial repayment schedule
necessary for the immed safety of the City of Mari reason that it is necessar without further delay, an immediately upon its pas receives the affirmative v	ance is hereby declare to be an emergency measure liate preservation of the public peace, welfare and on and the inhabitants thereof, and for the further by to implement the new repayment schedule and as such, shall take effect and be in force sage and approval by the Mayor, provided it note of two-thirds of all members elected to council, the effective from and after the earliest period Dave Edwards
Approved: 2 6 201	President of Coundi
Mayor Scott Schertzer	
Attest;	

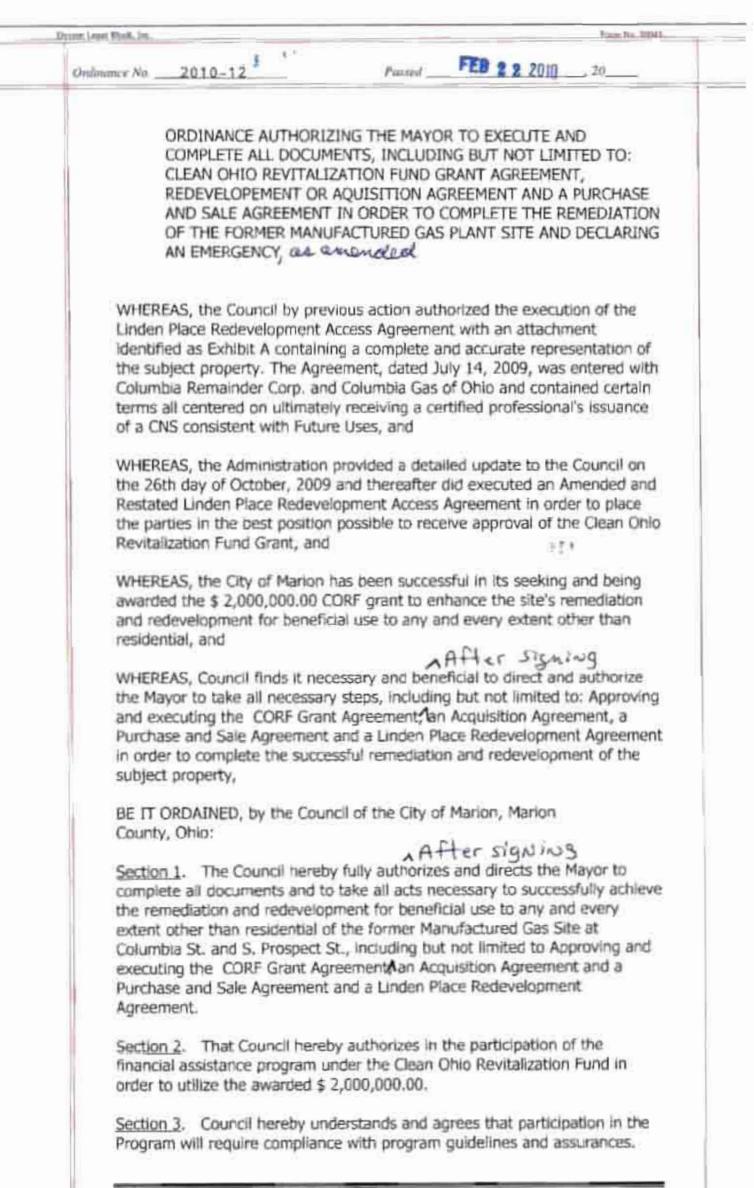
Clerk of Council

2010-9

		the second second	from 14	1.30045
rdinance No.	2010-10	Passed	EB 0 8 2010 10	÷:
	SPECIFICATIONS AND THREE (3) POLICE VE DECLARING AN EMER	RIZING THE SAFETY DI D ADVERTISE FOR BID EHICLES FOR THE POL RGENCY.	S THE PURCHASE OF	5
		icil of the City of Marior	n, Ohio; Marion Count	۷.
	the second	Director is hereby auth for bid for the purchase	A Company of the state of the state of the state of the state of the	95.
for the and fo city; a passag of two	e welfare and safety of in the further reason to ind as such, shall take ge and approval by the i-thirds of all members	ince is hereby declared the City of Marion and hat it is necessary for the effect and be in force is a Mayor, provided it real elected to council; othe earliest period allowed	the inhabitants there he daily operation of to mmediately upon its beived the affirmative perwise, it shall becom	of he vote
	on <u>3.</u> The final mont s March, 2010.	h of production for the Dave Edwards President of Cour	1	or at
APPRO	OVED: FEB 0 9 2010	6		
Mayor	Scott Schertzer			
ATTES	जाः			

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_	Unartig Lifeant Marth, (ps.		Innu file. N416
_	Onlinance No. 2010-11 Passed	FEB 0 8 2010	20
	ORDINANCE MAKING AN ADDITIONAL A GENERAL FUND FOR CIVIL SERVICE EXA ENDING DECEMBER 31, 2010.		
	Whereas, the Civil Service Commission is from the General Fund to provide testing,	in need of addition	onal funds
	BE IT ORDAINED by the Council of the C County, Ohio:	ity of Marion, Mar	ion
	Section 1. That there be an additional	appropriation as	follows:
	Civil Service Commission		
	Professional Services 101.10)17.5402 \$	26,000.00
	Section 2. This ordinance shall take effect and after the earliest period allowed by law:	and be in force fro	งักา
	Dave Edward President of		_
to .	Approved: FEB 0 9 2010		
	Mayor Scott Schertzer		
	Attest;		
	Clerk of Council		



0108

eroni Legal Hints, Fa-				Toma Ma. mH42	
Ordinance Na	2010-12 45	Passed	FEB 2 2 201	020	
to provide Columbia (This benef Columbia (incur as th	As previously committe a match in regard to the Gas will reimburse the Cl it being in addition to the Gas of Ohio to indemnify the owners of the Property the Property prior to the	CORF, however ty of Marion, O previous and the City for an ansing out of,	r by separate a hio in full for th continuing com y and all losses or due to, cont	greement is match. mitment by City may	
measure n welfare an the further execution Mayor, pro	tion 5. This ordinance becessary for the immedia of safety of the City of M r reason that time is of the and acceptance and as so ovided it receives the affi Council; it shall become y law.	ate preservation arion and the in ne essence in re such upon its pa innative vote of effective from	n of the public p habitants there egard to Grant a ssage and app two-thirds of a	beace, eof and for agreement roval by the all members arilest period	
APPROVE	D: FEB 2 3 2010	PI	esident of Cour	HC11	
Mayor Sco	Ol-b-				
ATTEST:					
Clerk of C	L'Altro .				
	Amended on Council	Floor Feb.	8, 2010		

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 Server, Legal, Blatte, Sts. Parts, Ro. 19943		
Ordinance No. 2010-13 Pacent FEB 2 2 2010 , 20		
ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO EXECUTE REQUIRED DOCUMENTS TO PARTICIPATE IN THE GYPSY MOTH SPRAYING PROGRAM WITH THE STATE OF OHIO, DEPARTMENT OF AGRICULTURE AND DECLARING AN EMERGENCY		
WHEREAS, the gypsy moth is potentially the most significant insect pest of Ohio's forests, woodlots and shade trees; and		
WHEREAS, the Marion City Parks Department has made application to participate In Ohio's Gypsy Moth Suppression Program and authorized the Department of Agriculture to perform a gypsy moth egg mass survey at Sawyer- Ludwig Park; and		
WHEREAS, the result of the survey indicates that 57 Acres of Sawyer-Ludwig Park has met the eligibility requirements of Ohio Administrative Code 901:5-52- 08, and require spraying; and		
WHEREAS, the ODA Gypsy Moth Suppression Treatment Project has a cost share provision in which the City of Marion is obligated to pay \$1,654.14, which is 50% of the application cost.		
BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:		
Section 1. That the Safety Director be authorized and directed to Execute an Agreement with the State of Ohio, Department of Agriculture to implement said program.		
Section 2. That this Treatment Application shall be payable from the Land and Building Maintenance Fund for the Parks Department.		
Section 3. That this ordinance is hereby declared an emergency measure necessary for the immediate preservation of health, welfare and safety of the City of Marion and the inhabitants thereof; gypsy moth population of various areas of said park requires spraying; and it is necessary to treat in a timely manner; and shall take effect and be in force immediately upon its' passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.		
Dave Edwards President of Council		
APPROVED: FEB 2 3 2010		
Roll Quits Mayor Scott Schertzer		
ATTEST:		
Lene Fattas		
2010-13		

en Logal Rivel, Inc.				Form Hu. 30043
	2010-14	Passed	2 2 2010	. 20
Constantioner (with	2010-19	110010		
Distric	ORDINANCE AMENDIN BY REZONING 389 EV DISTRICT TO A R-1C, (Applicant Buckeye WHEREAS, Council fini- oned, from an C-5 Gen t, High Density, and WHEREAS, the City Pla- in favor of the request on of any motion, did r	ANS ROAD FROM SINGLE FAMILY Builders) ds that the real p teral Business Dis anning Commission t, but lacking the	A C-5, GENERAL DISTRICT, HIGH I roperty described trict to an R-1C Si on on February 2, required 4 affirma	BUSINESS DENSITY below, should ingle Family 2010, had a 3- ative votes for
	ng zoning ordinance, an	d		
by put	WHEREAS, due notice blication in accordance		n said rezoning ha	s been given
Ohlo:	BE IT ORDAINED by t	he Council of the	City of Marion, Ma	arion County,
curren	SECTION 1. That the eing more particularly o itly zoned as C-5 Gene Family District, High D	described in the a ral Business Dist	ttached Exhibit A.	Said parcel
on file	SECTION 2. That the ed to make said change in the office of the Cle in the office of the Sal	e on the Zoning I erk of Marion City	Sistrict Map of the Council and on the	City of Marion
and a	SECTION 3. That this fter the earliest period	allowed by law.	take effect and be	In force from
APPR	OVED: MAR 2 3 2010	i.		
Mayo	Scott Schertzer			
ATTE	ST:			

Lieve Fattas

2010-14

<u>Re</u>

2005-04210

80080 8 5 5 PADEO 3 1 9

Exhibit A

	QUIT CLAIM DEED	
	ENOW ALL MEN BY THESE PRESENTS, THAT, GINA A SANSOTTA, unm	arried,
	the Grantot(s), for valuable consideration paid, does hereby REMISE, RELEASE AND	
	FOREVER QUIT-CLAIM to the Granice(s), G MARIO SANSOTTA whose tax mailing	
	address is: 289 Chinago Aver Mariton, Ohior \$3362 the following described real estate:	
	Situated in the City of Marion, County of Marion and State of Ohio and being Lot	8932
318 238	in Marion-Osgood Addition to the City of Marion, Ohio	TRANSPERAED PER 310.202 FLC
19.6-10	Prior Deed Reference Volume 469 Page 407 Official Records	
8932	TO HAVE AND TO HOLD said premises, with the privileges and apputtermoother thereunto belonging to the said Grantee.	MAY 0 5 2005
y Engineer	this 28 day of <u>Ayacil</u> , in the year of our Lord Two Thousand Five <u>Jan 01 La</u> <u>Jan 01 La</u> <u>Jan 01 La</u>	auttor
Approved Marion County Marion County Date 4-27-05	STATE OF OHIO, COUNTY OF MARION, SS: Before me, a Notary Public, In and for said County and State, personally appeared t above named GINA A SANSOTTA, unmarried who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed.	he

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Marion, Ohio, this _____ day of ______, 2005.

This Instrument Prepared by: John P. Firstenberger, Attorney at Law 127 E. Center St., Marion, Ohio 43302

race Notary Public

MIAL OF

R. DANIELLE GRACE Refer Public. Strate of Child My Committee of Capitres



m Linzii Bhaia, Inc.				. Fishin Mo. 2004.1
Intinance No. ,	2010-15	Passed	FEB 2 2 2010	, 20
as, ou	ORDINANCE MAKING SPECAIL REVENUE FU EMPLOYEE RETIREME DECEMBER 31, 2010. Whereas, the Auditor i ment 27 th pay Fund of p t not limited to: accum	ND/RETIREMENT NT BENEFITS FO is requesting an is paying out emplo tuiated sick leave	T 27 TH PAY FOR IR THE YEAR END appropriation in the yee retirement by yecation leave.	DING he enefits, such holiday
consist	payments in lieu of cor tent with the original er	npensatory time	off separations in	year 2010
	cont that the original e	nabiling critinanc	ε,	
County	BE IT ORDAINED by th , Ohio:	ne Council of the	City of Marion, M	arion
	Section 1. That ther	re be an appropri	ation as follows:	
Retire	ement/27 th Pay			
	Severance Pay Out	210 Fund	\$2	00,000.00
<u>Sed</u> and aft	tion 2. This ordinance ter the earliest period a	shall take effect	l	rom
		Dave Edward President of		
Approv	ed: FEB 2 3 2010			
Mayor	Scott Schertzer			
Attest;				
Le Clerk of	re Futtas	7		

	Digner Land Bark. Inc. (New Doc 2004)
	Onlinance No. 2010-16 Passed FEB 2 2 2010
	ORDINANCE MAKING ADDITIONAL APPROPRIATIONS IN GENERAL FUND FOR SAFETY DIRECTOR (EMS BILLING) FOR THE YEAR ENDING DECEMBER 31, 2010. Whereas, the Safety Director is in need of additional funds from the General Fund for refunds and reimbursements for EMS Billing
	BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:
	Section 1. That there be additional appropriations as follows:
	General Fund
	Refunds/Reimbursements 101.1015.5418 \$7,500.00
-	Section 2. This ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council
	Approved: FEB 2 3 2010
	All Alt Mayor Scott Schertzer
	Attest;
	Serk of Council

	Dayton Lenat Black, Inc.			from No. 1984
	Onlinance No. 2010-17	Passed_	FEB 2 2 2010	_ 20
4°	GENERAL FU THE YEAR EN	MAKING ADDITIONAL API IND FOR CITY HALL (CENT NDING DECEMBER 31, 201 y Hall is in need of addition rage repairs	RAL GARAGE) FOR 0.	
	BE IT ORDAI County, Ohio:	NED by the Council of the	City of Marion, Mar	ion
	Section 1.	That there be additional a	ppropriations as fol	lows:
	General Fund			
	Central Garag	ge 101.1021.54	04 \$2,500.00	
21	Section 2. This and after the earlies	ordinance shall take effect t period allowed by law. Dave Edward President of	is	n
	Approved: FEB 2 3 Approved: FEB 2 3 Mayor Scott Schertze	2		
	Attest; <u>Lene Fal</u> Clerk of Council	too		

0	10	- 4	0
- U		- 1	9
~	- 7		-

Infinance No. 2010-18	Paraed FEB 2 2 2010 _ 20
CONTRACT WITH PARK ENT STORM SEWER REHABILITA AIRPORT. AND AMEND YAG	THE SERVICE DIRECTOR TO ENTER INTO TERPRISE CONSTRUCTION COMPANY INC FOR TION, PHASE I AT THE MARION MUNICIPAL SER & ASSOCIATES CONTRACT FOR DF RUNWAY 7/25 REHABILITATION. FAA GRANT PROJECT 19.
Service Director to prepare s	by passage of Ordinance 2009-64 authorized the specifications and advertise for bid for Storm I for the Marion Municipal Airport.
WHEREAS, The City Grant known as Project 19.	of Marion has been awarded \$189,800.00 FAA
grant was offered and accep	opening for Project 19 was held and the final oted as a result of these bids. Project 19 was unway rehabilitation as preparation for a
BE IT ORDAINED b County, Ohio:	y the Council of the City of Marion, Marion,
directed to enter into contra	e Service Director is hereby authorized and ct with Park Enterprise Company Inc. In the n sewer rehabilitation, Phase I at the Marion
Inc. of Toledo, Ohio, who wa Ordinance 1997-111. Author	cifications were prepared by Yager Consultants, as selected per FAA guidelines and authorized by orized to Amendment #7 Yager & Associates 128,500 for inspection of construction and design t 20 in 2010.
this Council concerning and adopted in an open meeting Council, and of any of its cor	s found and determined that all formal actions of relating to the adoption of this ordinance were of this Council, and that all deliberations of this mmittees that resulted in such formal action, e public in compliance with all legal requirements the Ohio Revised Code.
Section 4. That the after the earliest period allow	s ordinance shall become effective from and wed by law.
Approved: FEB 2 3 2010	President of Council
ATTEST:	

. Annual Dest Rent. Inc. 2001			
Ordinance No 2010-19 Pusued APR 1 2 2010 30			
ORDINANCE TO ACCEPT THE PETITION FOR ANNEXATION OF CERTAIN TERRITORY LOCATED EAST OF THE CITY OF MARION, CONTAINING 19.704 ACRES, THE PETITION HAVING BEEN APPROVED BY THE COMMISSION OR THE COUNTY OF MARION (Applicant, Marion Plaza Associates, LP, also known as Madison Acquisitions)			
WHEREAS, a petition for annexation of certain territory in Marion Township was duly filed by Ted McKinniss, Attorney and Agent on behalf of Marion Plaza Associates, LP, (also known as Madison Acquisitions), the sole owner of the real estate in the territory;			
WHEREAS, the petition was duly filed with the Board of County Commissioners of Marion County, Ohio on December 21, 2009; and			
WHEREAS, the petition was duly considered by the Board of County Commissioners of Marion County, Ohio on February 2nd, 2010; and			
WHEREAS, the Board of County Commissioners has approved the annexation of the territory to the City of Marion as hereinafter described; and			
WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with the annexation with the map, the petition as required in connection therewith to the Clerk of Council who received the same on February 8, 2010; and			
WHEREAS, sixty days from the date of the filing have now elapsed in accordance with the provisions of R.C. 709.04, now, therefore,			
BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:			
Section 1. That the proposed annexation as applied for in the petition of Ted McKinniss, as Agent, on behalf of Marion Plaza Associates, LP (also known as Madison Acquisitions), owners of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Marion County, Ohio on December, 21, 2009, and which the petition prayed for annexation to the City of Marion, Ohio, of certain territory adjacent thereto as hereinafter described was approved for annexation to the City of Marion by the Board of County Commissioners on the 2nd day of February, 2010, be and is hereby accepted.			
The territory is described as follows:			
Commencing at an existing railroad spike located at the intersection of the centerline of State Route 95 with the centerline of Kensington Road; thence along said centerline of Kensington Road N 0° 26' 55" E for a distance of 810.00 feet to a point on the South Line of Eckley Addition passing over an existing large survey nail at 809.93 feet); thence along said South Line S 89° 33' 05" E for a distance of 25.00 feet to a point on the East Right-of-Way Line of Kensington Road (also being the East Corporation Line of the City of Marion and the point of beginning; thence continuing along said South Line S 89° 33' 05" E for a distance of 518.98 feet to a 1" dia. Iron pin set on the West Line of the Woods Allotment (pass 58' 25" W for a distance of 17.63			

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romi Legar (Dindi, Ini				fit=.74,7097	_
Ordinance No	2010-19	Passed APR 1	2 2010	20	
hence along a 1" dia. iro Line S 0° 45 existing raili dia. Iron pin W (for basis Recorder's (Grantor's W distance of (passing ove South Line 5 set on Gran for a distant State Route along said of on Grantor's feet); thenc 180.00 feet 1" dia. iron 43' 50" W fo East Line; the 180.00 feet 95 (also bei	said South Line S 894 n pin set on the East I '50" W for a distance bad spike on the cent set as 699.15 feet); 1 of bearing, see Offici Office) for a distance of est Line; thence along 155.00 feet of a 1" dia er a 1" dia. iron pin se S 88° 43' 50" W for a of tor's East Line; thence to of 155.00 feet to a 95 (passing over a 1" enterline S 88° 43' 50 West Line (passing of e along Grantor's West to a 1" dia. iron pin se pin set at 43.02 feet); or a distance of 150.00 hence along Grantor's to an existing large su	e South Line of The We 16' 10" E for a distance ine of Section 26; then of 749.15 feet to a sm eriine of State Route 9! thence along said center al Record 980 Pg. 892, of 40.12 feet to a large Grantor's West Line N i. iron pin set on Grantor t at 43.03 feet); thence distance of 150.00 feet along Grantor's East L large survey nail set or dia. iron pin set at 1. "W for a distance of 7. ver an existing large su t Line N 0° 26' 55" E for et on Grantor's South L thence along Grantor's 0 feet to a 1" dia. iron p East Line 5 0° 26' 55" invey nail on the center ion Line of the City of N at 1: thence along Grantor's 1 feet to a 1" dia. iron p	ce of 774.6- nce along sa hall spike se 5 (passing of arline S 88° Marion Cou- survey set 0° 45' 50" or's South L along Gra to a 1" dia ine S 0° 45 n the center 11.97 feet); 24.65 feet t urvey nail al or a distance ine (passing s South Line pin set on G W for a dist thine of Stat Marion)(pas	4 feet to ald East et over an over a 1" 43' 50" unty on E for a une ntor's iron pin 50" W fline of thence to a point t 724.53 e of g over a e S 88° Grantor's tance of te Route asing over	

Corporation Line S 88° 43' 50" W for a distance of 40.10 feet to an existing large survey nall on Grantor's West Line; thence along Grantor's West Line N 0° 26' 55" E for a distance of 518.70 feet to a point on Grantor's South Line (passing over 1" dia. Iron pins set at 43.02 feet and 517.70 feet); thence along Grantor's South Line N 89° 33' 05" W for a distance of 184.95 feet to a point on the East Right-of-Way Line of Kensington Road (also being the East Corporation Line of the City of Marion) (passing over a 1" dia. Iron pin set at 183.95 feet); thence along said East Right of Way Line of Kensington Road N 0° 26' 55" E for a distance of 285.00 feet to a point on the South Line of Eckley Addition and the point of beginning.

Containing 19.704 acres more or less and being subject to legal highways, easements, restrictions and agreements of record. This description prepared from a survey performed by Thomas L. Boblenz, Registered Surveyor 5719, and dated November 39, 2009. All 1" dia. Iron pins set have a plastic identity caps with the following caption, "TLB & Associates."

The certified transcript of the proceedings for annexation with an accurate map of the territory, together with the petition for its annexation and other papers relating to the proceedings thereto of the County Commissioners are all on file with the Clerk of Council and have been for more than sixty days.

Section 2. That the Council finds that the street known as State Rt. 95 will not be divided or segmented by the boundary line as to create a road maintenance problem.

Section 3. That the territory to be annexed becomes subject to the Zoning of the City of Marion, Ohio and that the Marion City Zoning Codes does permit the intended use. The zoning of the Municipal Corporation shall be designated as C-2 (Community Shopping District) which is not an

	Printi Net. W043
Ordinator No 2010-19	Passed PR 1 2 2010 20_
	mitted under the Marion Township Zoning and rsuant to Ohio Revised Code Section
event it is determined that the any Marion Township fire levy normal real property taxes, the	Marion hereby consents and agrees that in the e territory described above remains subject to y or other Township tax levies in excess of the ben in that event the City of Marion shall within urse the owner of the annexed territory for all hip imposed tax levies paid.
described property, the owner and assigns, agrees to cooper determination at law that sale normal real property taxes ship property as a result of it's and	tance by the City of Marion of the above or of the property, for itself and its successors rate with the City of Marion in seeking a d fire levy and other tax levies in excess of the hould not be taxed to the above described nexation to the City of Marion, provided illenge and/or defend any such legal action shall
directed to make three copies attached a copy of the map a copy of the transcript of proo relating thereto and a certific Council shall then forthwith d to the County Recorder and o notice of this annexation with	of Council be and she is hereby authorized and s of this ordinance to each of which shall be accompanying the petition for annexation, a eedings of the Board of County Commissioners ate as to the correctness thereof. The Clerk of eliver one copy to the County Auditor, one copy one copy to the Secretary of State and shall file in the Board of Elections within thirty (30) days id the Clerk shall do all other things required by
Section 6. That this or and after the earliest period a	rdinance shall take effect and be in force from allowed by law.
	Dave Edwards President of Council
Approved: APR 1 3 2010	
Mayor Scott Schertzer	
Attest;	

2010-19

Page 3

			FEB 22	2010	formality was
Onlmance No2	010-20	Paned		£4711	
CONTR WITHIN STABIL WHEREAS, th work diligently which are pres WHEREAS, by the subject def BE IT ORDAL	ANCE AUTHORIZING T ACT FOR THE DEMOLI N THE CITY OF MARIO IZATION GRANT, THU to improve the commi ent in Marion's neighbor of previous Ordinance to molition herein, NED by the Council for an.1. The Safe	TION OF CERTA N AS A PART OF DISET, AND DE Director and Re unity's well-being orhoods, and he Council autho	IN STRUCT THE NEIG CLARING A glonal Plan g by elimina rized the le ion, Ohio:	URES I HBORH N EMEF ning co sting nu	OCATED OOD RGENCY ntinue to isances demolition
contract for the Stabilization Pr best bidder in	e demolition of the follo ogram with High Touch response to the previo 14 for Round #3 and \$.	owing property u h Homes Inc., G usly authorized In	inder the N reenwich, C etting proce	eighbor Dhio the	hood lowest and
NSP Round 3 476 Ballentine 198 Elk St. 505 Jefferson 288 E. Mark	 \$29,034 232 Oak St 601 N. State 609 N. State 753 N. State 	1022 B 329 Bia 127 Ca	ennett St eine yuga St. burn Ave	517 5. 505 5. 206 0	Prospect Prospect
Activities shall i Section measure for the more specifical imperative neer funding to utilit as such shall ta provided it rece	s associated with the a be paid for from Neigh 2. That this ordinate welfare and safety of ly in that the safety and that cannot afford further the full grant amountike effect and be in for eives the affirmative voluse, it shall come effect	borhood Stabilizi ince is hereby de f the City of Mari d security of the rther delay and t it as best possibl ce upon passage ite of two-thirds tive from and ef	ectared to b on and inhu- impacted to the need to le without f and appro- of all memi- ter the ead	Progra be an er abitants heighbo utilize urther r oval by t bers ele	m. mergency thereof; rhoods is an the grant delay, and the Mayor ected to
Approved: FE	B 2 3 2010	Coave Edw President	varios of Council		

2010-20

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hillnance No	2010-21	Passed FEB 2 2 2010	20
	ADVERTIZE A REQUES SERVICES AND ENTE INDIVIDUAL OR FIRI HOUSING IMPROVEM	ZING AND DIRECTING THE MAYOR TO T FOR QUALIFICATIONS FOR HOUSING R INTO CONTRACT WITH THE MOS M IN ORDER TO APPLY FOR THE ENT PROGRAM (CHIP) GRANT, SUB OF THE CITY OF MARION AND THE IN G AN EMERGENCY.	G INSPECTION ST QUALIFIED COMMUNITY IECT TO THE
for a c require selection	ompetitive Community s a Housing Inspector	and Marion County, the City of Marion in Housing Improvement Program (CHIII trained in Housing Grant procedures, standards and inspection procedures, nd	 grant which bidding, client
WHERE	AS, these Grant Progra	ans require competitive procurement of	services; and
provide		rganization or individual needs to be hired if the competitive grant is awards	
BE IT (RDAINED by the Coun	cil of the City of Marion, Marion County,	Ohio:
adverti similar service	ze a Request for Qualifi organizations, firms or s to assist the City of M m through the State of	cll nereby authorizes the Mayor to prepa ications and Request for Proposals for in individuals to provide housing rehabilita farion in carrying out a Housing Rehabili Ohio Community Housing Improvement	tion profit or tion specialist tation Grant
SECTIC CHIP g		f such contract shall be conditioned on i	receiving the
Mayor	is authorized to enter in	roval of the City of Marion's grant appli- nto contract with the firm or individual, a of Marion and the individual or firm.	
necess the City grant a and as Mayor to Cou allower	ary for the immediate p y of Marion and the inh opplication must be filed such, shall take effect provided it receives the ncil; otherwise, it shall d by law.	Is hereby declared to be an emergency preservation of the public peace, welfare abitants thereof and for the further reas a immediately in order to be eligible for immediately upon its passage and appro- e affirmative vote of two-thirds of all the become effective from and after the ear Dave Edwards President of Council	; and safety of son that the consideration; gval by the mbers elected
APPRO	VED: FEB 2 3 2010		
Mayor	Scott Schertzer		
ATTES	we Falter		
CIPPE C	f Council		

-			Janii Ne	n. 20043
	Onlinemer No2010-22	Passed MAR - 0	201020	
57	ORDINANCE TO ESTABLISH REHABILITATION PROGRAM HOUSING IMPROVEMENT PP AND THE MARION CITY ECC COMMISSION TO APPLY FOR AUTHORIZE THE MAYOR TO MARION METROPOLITAN HO TENANT BASED RENTAL ASS EMERGENCY.	THROUGH THE STA ROGRAM (CHIP), TO NOMIC DEVELOPMEN R, ADMINISTER THE ALSO ENTER INTO J JUSING AUTHORITY	TE OF OHIO COMMUN AUTHORIZE THE MAY NT AND PLANNING TOTAL GRANT, AND T CONTRACT WITH TH TO ADMINISTER THE	ITTY OR TO HE
	WHEREAS, this Council recognizes the need benefit low- and moderate-income hour development needs; and	for programs which seholds or meet	remove slums and bl other urgent comm	ights, tunity
	WHEREAS, the CHIP Program makes fun- problems; and	ds available for pro	jects which address	these
	WHEREAS, the City must submit an app Development, to receive funds which have be on eligible activities which address the Com and	een authorized for th	e City of Marion to be	used
	WHEREAS, the City Economic Development said application and administer said grant, Component to be administered by the Ma Housing Rehabilitation Specialist and E administrator to be procured after solicitation	If received, with the arion Metropolitan H mergency Housin	Tenant Based Assistiousing Authority and	tance f the
	BE IT ORDAINED by the Council of the City	of Marion, Marion C	punty, Ohio:	
~	SECTION 1. That this Council hereby a Development and Planning Commission staft and low-income housing and rehabilitation H.O.M.E. Programs.	to make application	n for a grant for mod	erate
	Activities to be:			
	Rental Rehabilitation Tenant Based Rental Assistance Private Owner Rehabilitation Home Repair	2	92,000 (50,000 (26,000 52,000	
	Emergency Monthly Hsg Assistan Administration	= son	30,000 50,000 500,000	8
	SECTION 2. That, upon approval of the or authorized to sign the grant agreement and Planning Commission staff carry out the admi	with the City Econo	mic Development and	yar is t City
	SECTION 3. That, upon approval of the C authorized to sign a contract with the Marion	Dity of Marion's gran Metropolitan Housin	t application, the May g Authority.	yar is
	SECTION 4. This ordinance is hereby decla the immediate preservation of the public pe and the inhabitants thereof and for the fun- filed immediately in order to be eligible for immediately upon its passage and approval to vote of two-thirds of all members elected to from and after the earliest period allowed by	eace, welfare, and si ther reason that the r consideration; and by the Mayor provide to Council; otherwise	afely of the City of M grant application mu as such, shall take d it receives the affirm	larion st be effect vative
D4	Approved: 400 - 9 2010	Dave Edwards President of Court	not	-
	Milyor Scott Schlertzer			
	Attest: Icene Futtos			
	Clerk of Council			
	2010-22			

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Clerken Langel Wiley, ber			-	Joan No. 2011.
 Ordinance No.	2010-23	Passed	MAR - 10 2010	20
	ORDINANCE AUTHOR DIRECTOR TO PREPAR ADVERTISE FOR BIDS STREET SEWER IMPR SEWER IMPROVEMEN AVENUE AND FOREST PROJECT 09-1S, AND	RE PLANS AND SI FOR THE WOOD OVEMENTS, PRO TS, PROJECT 09- LAWN BOULEVA	PECIFICATIONS, A ROW AVENUE ANI JECT 09-3S, BLAIN 2S, AND THE PENN RD SEWER IMPRO	ND D HENRY E AVENUE NSYLVANIA
Wood Blaine Avenu be pa	REAS, the City of Mario frow Avenue and Henry Avenue Sewer Improv ue and Forest Lawn Bou id from the Sanitary Se ovement Fund and Ohio	Street Sewer Imp ements, Project 0 levard Sewer Imp wer Improvement	provements, Project 9-2S and the Penr provements, Project Fund, the Storm S	t 09-35, isylvania t 09-15, to
BE IT Count	ORDAINED by the Co y, Ohio:	ouncil of the City	of Marion, Marion	
Avenu Avenu	on 1. That the Service re plans and specification and Henry Street Sevue Sevue Sevue Improvements orest Lawn Boulevard S	ons, and advertise ver Improvement 5, Project 09-25; a	e for bids for the W s, Project 09-3S; B and the Pennsylvar	laine la Avenue
Sanita	on 2. That the cost of iry Sewer Improvement hio Public Works State	Fund, the Storm	Sewer Improveme	nt Fund,
measu deadli and sa shall to by the memb	on 3. That this ordinal are necessary in order to nes, and for the immed afety of the City of Maria ake effect and be in for Mayor, provided it rece ers elected to Council; the earliest period allow	a meet Ohio Publiciate preservation on and the inhabition and the inhabition and the inhabition of the	ic Works Commissi of the public peace tants thereof, and pon its passage an we vote of two-thir	on e, welfare as such, d approval rds of all
Approv Oci Mayor	ved: MAR - 9 2010			
Attest:	1 Futto			
CICINO	- Section			

2010-23

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Dirren Legal Allerk, Inc.			APR 1 2 ZUIU	.Farm May, 20043
Ordinance No	2010-24_	Passed		20
YARG COU POST WHEREAS,	INANCE AMENDING ORD GER REPORT, TO PROPE RT MAGISTRATE POSITI ITION CLASSIFICATION the Municipal Court, thro	RLY INCORPORAT ON INTO THE EX PLAN AND DECLA rugh its current Ju	E THE EXISTING MUI ISTING CITY OF MARI RING AN EMERGENCY dge, the Clerk of said	Court, the
necessary to	and Law Director have o properly account for the int Magistrate's position,	Ohio Revised Co		
authority to official act th Criminal Pro	The Marion Municipal Cou appoint, pursuant to Ohi nrough its Order of same cedure and Rule 53(A) o r the employee's comper	o Revised Code, o date, then citing the Ohio Rules o	n or about July 12, 19 Rule 19(A) of the Ohi	996 by Its o Rules of
February 4, referenced in the Ohio Rul	the current Judge of the 2005 utilizing the same on the paragraph above, a les of Civil Procedure to a duties in regard to small 123, 2007,	content and refere expanding the aut hear Civil Proceed	nces contained in the hority pursuant to Rul ngs in addition to pre	Entry e 53(C) af vious
BE IT ORDA	INED by the Council of the	he City of Marion,	Marion County, Ohio:	
exercised by Council does more common established l	In order to properly i previous Court Administ s hereby incorporate said only known as the Yarge by the Marion Municipal ant to referenced author	trators in regard to position into the r Report with the Court Judge and v	the Court Magistrate existing Job Classifica following terms and c	e position, the tion Plan onditions as
selected and	Court, the position shall appointed by the Judge um standards to perform	of the Municipal	Court and possessing	
be compens benefits pre- week of 32, previously d	Further the person di ated for the services pro viously provided the posi hours per week, at the o irrected, the Municipal Co ce of funds for payment f	vided at the annu- tion. The position firection of the Ju- nurt - Regular Sala	al salary of \$41,000.9 being based on an av dge of the Municipal C	6 with all the rerage work Court. As
properly pro such shall to Mayor, prov	This Ordinance is her are of the City of Marion wide for the long ago est ake effect and be in force ided it receives the affirm envise it shall become ef	and its' inhabitant ablished position immediately upo native vote of two	and accounting for sa n its' passage and app -thirds of all members	rigent need to me; and as proval by the s elected to
APPROVED:	ach	Preside	twards nt of Council	
ATTEST;	Fattoo	-		
2010-24				

2010-24

MUNICIPAL COURT - MAGISTRATE

GENERAL STATEMENT OF DUTIES: Responsible to the Judge of the Marion Municipal Court, Primary responsibilities are centered on those commonly completed by a municipal court magistrate as is permitted by Ohio Revised Code or Supreme Court of Ohio rules, which shall be as over-seen by the Judge of said Court. Sources of authority include but are not limited to: Rule 14 of the Ohio Traffic Rules, Rule 19 of the Ohio Rules of Criminal Procedure, Rule 53 of the Ohio Rules of Civil Procedure, and Rule 19 of the Ohio Superintendence Rules. In addition to designated duties, completes duties routinely assigned to a municipal court's regular, small claims, criminal and traffic divisions, including preliminary hearings as may be modified by said Judge pursuant to authorities.

DISTINGUISHING FEATURES OF THE CLASS: An appointed position that performs tasks and exercises responsibilities within the Marion Municipal Court as directed from time to time by the Judge of said Court.

EXAMPLES OF WORK: (Illustrative only)

Essential functions include but not limited to: Performs the function of those activities commonly performed by a magistrate of an Ohio municipal court as referenced herein. All other activities related to the position as the Judge of the Court may from time to time assign.

<u>REQUIRED KNOWLEDGE, SKILLS AND ABILITIES</u> Comprehensive knowledge of the City, State, and Federal laws and regulations; thorough knowledge of the principles and practices of legal practice within the State of Ohio; ability to exercise sound judgment in administrative practices; ability to organize and direct court staff engaged in high volume complex procedures; ability to read, Interpret and apply complex laws, rules and regulations relating to law; ability to establish and maintain effective working relationships with employees and the general public.

MINIMUM ACCEPTABLE QUALIFICATIONS, CERTIFICATES, LICENSES, REGISTRATIONS: The position shall be filled only by a person duly license to practice law and being in good standing with the Ohio State Supreme Court. The person shall be selected and appointed by the Judge of the Municipal Court serving at the complete and sole discretion thereof, and shall possess all other State minimum standards to perform the duties of said position.

<u>QUALIFICATIONS</u>: To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

LANGUAGE SKILLS: Ability to read, analyze, and interpret common scientific and technical journals, financial reports, and legal documents.

MATHEMATICAL SKILLS: Ability to add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals. Ability to compute rate, ratio, and percentages.

<u>REASONING ABILITY</u>: Ability to define problems, collect data, establish facts, and draw valid conclusions. Ability to interpret an extensive variety of technical instructions, and deal with several abstract and concrete variables. WORK ENVIRONMENT: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

<u>PHYSICAL DEMANDS</u>: The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions. While performing the duties of this job, the employee is regularly required to use hands to finger, handle, or feel; reach with hands and arms; talk or hear, and taste or smell. The employee frequently is required to stand and walk. The employee is occasionally required to sit; climb or balance; and stoop, kneel, crouch, or crawl. The employee must occasionally lift and/or move up to 50 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception, and ability to adjust focus.

Literati Lewi Prasi, Jun			Farm 194, 10053
		APR 2 6 2010	
Ondinance No	2010-25	Proved	
		MEND CHAPTER 912, SEWER US ODIFIED ORDINANCES OF THE	
B Ohio,	E IT ORDAINED by the	e Council of the City of Marion, I	Marion County,
5.4 C		12.10 of the Chapter 912 of the w reading in part as follows:	: Codified
"912.10	USER CHARGE"		
	(2) \$11.4	9 per monthly bill; 2 per bimonthly bill; 2 per 100 cubic feet for month 2 per 100 cubic feet for bimon	
is hereb	ly amended to read as fo	llows:	
	(2) \$11.4 (3) \$1.20	 per monthly bill; per bimonthly bill; per 100 cubic feet for mont per 100 cubic feet for bimo 	
	Section 2. That this ordiner the earliest period allo	hance shall take effect and be in wed by law. Dave Edwards President of Council	force from
Q	APR & 7 2010		
ATTEST	and the		

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Onlounce No. 2010-26	Parial MAR 8 8 2010 20
ORDINANCE AUTHOR CONTRACT WITH M/ PURCHASE OF THRE EMERGENCY. WHEREAS, pursuant authorized to advertise for t	DRIZING THE SAFETY DIRECTOR TO ENTER INTO MATHEWS-KENNEDY FORD, INC. FOR THE EE (3) MARKED VEHICLES, AND DECLARING AN t to Ordinance 2010-10, the Safety Director was bids for the purchase of three (3) marked vehicles ent for those vehicles, for the Police Department;
WHEREAS, during the recommendation of the Safe declared the only responsive	he bid process it was determined and the fety Director that Mathews-Kennedy Ford be ve bidder and be declared the lowest and best, v the Council of the City of Marion, Marion County,
Section 1. Given the provide related hereto, Cour declared the only responsive best. Therefore, the Safety	e report of the Safety Director and the information incil determines Mathews-Kennedy Ford be ve bidder and is hereby declared the lowest and y Director is hereby authorized to enter into inedy Ford for the purchase of said vehicles.
being three (3) 2010 Ford C \$65,602.26 and the extra ne	vehicles purchased from Mathews-Kennedy Ford, Crown Victoria Police Interceptors at a cost of needed equipment for these vehicles which totals syable from the Police Department Capital
measure necessary for the in safety of the City of Marion a reason it is necessary for the associated with manufacture expirations related thereto; a upon its passage and approv affirmative vote of two-third	indinance is hereby declared an emergency immediate preservation of health, welfare and and the inhabitants thereof and for the further he daily operation of said City, given the deadline re of the subject vehicles and the pricing and shall take effect and be in force immediately oval by the Mayor, provided it receives the ds of all members elected to Coupol; otherwise, it h and after the earliest period allowed by law.
	Bave Edwards President of Council
Approved: MR 2 3 2010 Approved: Mayor Scott Schertzer	
Juni Fattos	
2015-26	

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Ordinana	e No. 2010-27	Passed_	APR 1 4 2010	20
	POSITIO GRANT S	NCE TO AMEND THE YARO N WITHIN THE POLICE D PECIALIST POSITION, ES S FOR SAID POSITION AN	EPARTMENT, SPECIF TABLISHING SALARY	CALLY A
A		Chief of the Police Departm I confirmation of the provi		
G	s Grant Specialist withir ant funds through the	Council finds it necessary in the Police Department, a State of Ohio VAWA Prop Description attached hereb	which shall be funder gram in 2010, with re	d by ARRA
В	e it ordained by the Co	ouncil of the City of Marior	n, Marlon County, Oh	io;
C G tt	lassification Plan, some rant Specialist with during ne need of the Chief of	ncil finds it necessary to cr etimes referred to as the ties as are set forth in the Police to have acted in a e it is necessary to make t	Yarger Report, the po attached Job Descrip dvance to take advan	sition of otlon. Given tage of the
S		pay grade for the Grant S e of \$ 19.27/hr. Application		
ir p	corporated herein by r ersonnel classification	job description for said po reference and shall be reference and shall be reference schedule heretofore adop said personnel classificat	erence become a part ted by this Council as	t of the
n tt p a tt	neasure necessary for the nereof: Due to need to resents itself; and as s and approval by the Ma mirds of all members el	nance Is hereby declared the welfare of the City of act Immediately given the such shall take effect and yor provided it receives th ected to Council; otherwis est period allowed by law,	Marion and it's inhabi e opportunity that be in force upon pass a affirmative vote of se, it shall come effect	age two-
	800 + F	Dreed	Edwards dent of Council	
(Pproved: APR 15 1	- An	나타다 관계적	
Δ	ttest;			
-	tene falt	10.		

GRANT ADMINISTRATOR (POLICE DEPARTMENT)

SUMMARY: The Grant Specialist will enter all domestic violence, sexual assault and stalking cases into individual databases. These statistics are utilized to analyze data for grant statistical evaluations. This individual will follow the case from initial contact through adjudication which will include documentation of the final disposition of all cases. Another assigned task will be completion of daily and monthly summaries for the Bureau of Criminal Identification & Investigation Domestic Dispute/Domestic Violence Form.

The Chief of the Department or Investigative Major or their designees may assign other tasks related to the VAWA program thus freeing up the police officers and detective to work on investigating cases and following up with victims instead of data entry duties. The Grant Specialist will assist the Detective assigned to cases related to those summarized above in preparing documentation as is necessary to meet grant requirements.

ESSENTIAL DUTIES AND RESPONSIBILITIES include the following, other duties may be assigned: Enters all domestic violence, sexual assault and stalking cases into individual databases. Follows the case from initial contact through adjudication which will include documentation of the final disposition of all cases. Another assigned task will be completion of daily and monthly summaries for the Bureau of Criminal Identification & Investigation Domestic Dispute/Domestic Violence Form or other documentary reports.

The Chief of the Department or Investigative Major or their designees may assign other tasks related to the VAWA program The Grant Specialist will assist the Detective assigned to cases related to those summarized above in preparing documentation as is necessary to meet grant requirements and effective case management. Further, works closely with law enforcement collectively and other agencies in order to coordinate enforcement activities.

Operates computers, phone systems, copiers and other office equipment as needed to perform essential duties. Other duties as assigned. QUALIFICATIONS: To perform this job successfully, individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

EDUCATION and/or EXPERIENCE: Bachelor's degree (B. A.) from four-year college or university; and/or four years related experience and/or training; or equivalent combination of education and experience.

LANGUAGE SKILLS: Ability to read and interpret documents such as safety rules, operating and maintenance instructions, and procedure manuals. Ability to write routine reports and correspondence. Ability to speak effectively before groups of customers or employees of organization. <u>MATHEMATICAL SKILLS</u>: Ability to work with mathematical concepts such as probability and statistical inference, and fundamentals of plane and solid geometry and trigonometry. Ability to apply concepts such as fractions, percentages, ratios, and proportions to practical situations.

<u>REASONING ABILITY</u>: Ability to solve practical problems and deal wily a variety of concrete variables in situations where only limited standardization exists. Ability to interpret a variety of instructions furnished in written, oral, diagram, or schedule form.

CERTIFICATES, LICENSES, REGISTRATIONS: Valid Ohio Drives License Required

PHYSICAL DEMANDS: The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform entire essential functions. While performing the duties of this job, the employee is regularly required to talk or hear. The employee frequently is required to walk; sit; and use hands to finger, handle, or feel. The employee is occasionally required to stand; reach with hands and arms; stoop, kneel, crouch, or crawl; and taste or smell. The employee must occasionally lift and/or move up to 50 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception, and ability to adjust focus.

WORK ENVIRONMENT: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job.

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Dantes	Letter March. The			From Pro. #BAX		
ø	ntinance No .	2010-28	Passed_	MAR 2 2 2010	20	
		ORDINANCE AUTHORIZ OF MARION TO CONTR ELECTRICAL ENERGY T WITHIN THE CITY OF N	ACT WITH FIRST E	NERGY SOLLITIONS TO DWNED SERVICE ADD	D SUPPLY RESSES	
		WHEREAS, the City of N wherein prospective ele and contract length of s	Narion (the "City") c ctrical energy suppl	enducted an open pro lers were invibed to te	posal process	
		WHEREAS, the City reci request, and	eived proposals from	n various suppliers in r	esponse to the	
		WHEREAS, the proposa was deemed to be the l Oty, and				
		WHEREAS, it has been Marion City Council (the earliest possible date to	"Council") to execu	ite a contract with Fire	st Energy at the	
		WHEREAS, the propose and charges of the larg facilities, and				
		WHEREAS, Council reco Energy for its various el City and also at City ow	lectrical power need	s and sites located the	oughout the	
		WHEREAS, the City will secondary service (distri- impacts the generation	ribution and line con	nponent) as this propo	sal only	
		BE IT ORDAINED by the	e Council of Marion,	Marion County, Ohio:		
		Section 1. The Dou City will be positively in services for the 37 met year 2013. Therefore, t enter into a contract wi average KWH charge of months commencing in	npacted by entering ers for a three (3) y he Council hereby a th First Energy, rev f \$0.05200 for a per	ear period or until the uthorizes the Service ewed by the Law Dire tod of approximately t	ric power middle of the Director to ctor, at an hirty-six (36)	
		Section 2. That this measure necessary for thereof, and shall take approval by the Mayor for the economic well b affirmative vote of two- shall become effective to	the weifare of the C effect and be in form given the immediative ing of the communi- thirds of all members.	e immediately upon it e need to move forwar hity, provided it receiv rs elected to Council,	inhabitants 's passage and id without delay es the otherwise, it	
		Approved;	2010	Dave Edwards President of Counc	31	
		Mayor Scott Schertzer	Ą			
		Attest, Jan Fair Clerk of Council	the			
	2010-28	S.				

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APR 1 2 2010				
Ordinance No.	2010-29	Passed		20
0	DINANCE AUTHORIZ	ZING AND DIRECTING	THE SAFETY	DIRECTOR TO
		E DEMOLITION OF C		
		CITY OF MARION, H		
VI	OLATE MARION CITY	CODE, FOURTH OF	DEMOLITION	S UNDER NSP,
AN	ID DECLARING AN EI	MERGENCY		
WALEDEA	C the Council I am D	lrector, Mayor and va	arious Administ	rators have
		he community's well-		
	e present in Marion's			
	5	2		
		irector and Mayor ha	The second	
		illion dollar Neighbor		
		the necessary over-		
		ting neighborhood nu		g our communit
an even l	better environment to	b live and enjoy life p	eacefully, and	
WHEREA	5. the City's Nuisance	Abatement Task For	rce having evol	ved into the
		ation Program Comm		
		of abatement, having		
		the responsible part		
		of the City to eliminate		
		or the Board of Build		
		at the property is a N	uisance, this bi	eing the
FOURT	set of demolitions u	nder the NSP,		
BE IT OR	DAINED by the Cour	cil for the City of Mai	rion, Ohio:	
Section 1	. The Safety Direc	tor is authorized and	directed to sp	ec and bid a
and the second s		the following propert		
121202				
	ndale Ave.			
175 Boor	C.F. M.W. IF.			
190 Carh 380 Ches				
	mbia St. East			
	mbia St. West			
356 Com				
570 Dari				
827 Davi	The second			
832 Davi	ds St.			
194 Edw	ards St.			
383 Fies	Post Comment			
294 Glad				
643 Grar				
633 Hen				
610 Herr				
282 Lead 364 Lee				
438 Lee				
	St. East			
364 Milb				
389 Milb	F7 50			
419 Milb			-	

thus	on Lope Plant, Inc	
	APR 1 2 2010	
	Ordinance No. 2010-29 Passed 20	
	620 Park S.	
	227 Patterson	
	224 Olney Ave.	
	219 Senate St.	
	497 Stiver St.	
	417 Toledo Ave.	
	425 Toledo Ave	
	138 Waterioo St.	
	255-257 Uncapher Ave.	
	Section 2. This Ordinance is hereby declared to be an emergency measure	
	necessary for the welfare of the City of Marion and its- inhabitants thereof: Due	
	to the real and present need to move forward without delay given the need to	
	fully utilize grant funding and to immediately improve the safety and security of	
	the impacted neighborhood; and as such shall take effect and be in force upon	
	passage and approval by the Mayor provided it receives the affirmative vote of	
	two-thirds of all members elected to Council; otherwise, it-shall come effective	
	from and after the earliest period allowed by law.	
- E	in one differ the contest period allowed by law,	
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	production of the second secon	
	Dave Edwards	
	President of Council	
	Approved: APR 1 3 2010	
	Approved: Arm 1 9 2010	
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	follow have	
	Mayor Scott Schertzer	
	Atlest:	
	Scene Fultas	
	Clerk of Council	
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2010-30	Puned 26
2019-30	Paries
	Ordinance No. 2010-30
	PID # 84609
	MAR-4-10.02
	THE CITY OF MARION, MARION COUNTY, OHIO,
	O AS THE LOCAL PUBLIC AGENCY (LPA), IN THE
MATTER OF THE ODOT R DECLARING AN EMERGEN	ESURFACING PID# 84609 PROJECT AND
Section I – Project Desc	ription
WHEREAS, the State has	s identified the need for the described project:
	ane and resurface pavement with asphalt concrete
	and pavement markings. This project is an ODOT
District Six Urban Paving P	olect
A STATE OF A	ut from South Corporation Line to Delaware
Ave/SR-423 SP. 4DA: View/Proceed fre	er CD d/Main Ch in CD dDMain.d
	m SR-4/Main St. to SR-4/Walnut s St from the West Corporation Line to
Davids/Columbia intersection	
	West Corporation Line to SR-95/Center Intersection
NOW THEREFORE, be it	ordained by the City of Marian of Marian County,
Ohio;	
Section II - Consent St	atement
Being in the public interest	, the LPA gives consent to the Director of
	the above described projects.
Section III – Cooperatio	on Statement
The LPA shall cooperate w	th the Director of Transportation in the above
described project as follow	
The City hereby agrees to	cooperate with the Director of Transportation of
	anning, design and construction of the identified
	ect and grants consent to the Ship Department of
	opment and construction of the project in cifications and estimates as approved by the
Director;	concations and tautilates as approved by the
That prior to the construct	on commencement date of the above-referenced
project, the LPA shall insta	II and/or repair all curb ramps which are necessary
	the Americans with Disabilities Act and the LPA
agrees to assume and bear installation and/or repair of	r one hundred percent (100%) of the cost of such f curb ramps;
The City will assume and b	ear one hundred percent (100%) of the cost of
construction less the amou	nt of Federal and State funds set aside by the
Director of Transportation	and the Federal Highway Administration. The City
will assume and bear one t	nundred percent (100%) of the cost of curbs,

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Report Leggi (Rivel), Inc.		the second second	APR 1 2 ZON	.firm.fti. Milef	-
Oridisance No	2010-30	Parvet		20	
non-surface percent (100 which are no	y relocations, partial-a related items. The Cit 1%) of the total cost o at necessary for the im Highway Administratic	y agrees to assume f those features re provement as dete	quested by the Cit	η area γ	
Section IV	– Utilities and Righ	t-of-Way Statem	ent		
The LPA agr acquired and Federal Regi	ees that all right-of-wi d/or made available tir ulations. The LPA also ble utility costs.	ay required for the accordance with	described project current State and		
The LPA agr will comply will manual.	ees that all utility acco with the current prove	ommodation, reloci sions of 23 CFR 64	ation and reimburs 5 and the ODOT U	sement. Itilities	
Section V -	- Maintenance				
LPA shall: (accordance to 23 USC 1 maintenance	etion of the described 1) provide adequate m with all applicable sta 16; (2) provide ample e of the described Pro structions; and (4) ho rposes.	haintenance for the te and federal law, financial provision ject; (3) maintain f	e described Project including but not is, as necessary, fi the right-of-way, k	t in Timited or the weping	
Section V	I – Authority to Sig	ñ			
The Service contracts w	Director is hereby en th ODOT necessary b	npowered on behal o complete the abo	f of the City to en we described proj	ter into ect.	
Section VI	II – Emergency				
the transpo appropriate upon its pa from and a	nce is hereby declared intation Project and to elegislative action, it s ssage and approval, o fter the earliest period	promote transport hall take effect and therwise it shall ta	ation safety. Follo d be in force imme	wing ediately	
Approved:	APR 1 3 2010		ave Edwards		
Mayor Sch	aling-	P	resident of Counci		
Attest:	e Faltos	_			
10 Land 10 Land 10 Land					

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Dayone Louist \$1404, its.			Ditto No. 30033
Ostinonce No.	2010-31	Passed	APR 1 2 2010 20
ENT WO 09-3	ER INTO CONTRACT	WITH UNDERGRO IRY STREET SEWE MARION, OHIO, A	IG THE SERVICE DIRECTOR TO UND UTILITIES, INC. FOR THE R IMPROVEMENTS, PROJECT PPROPRIATING NECESSARY
spec	ifications and advertis	sing for bids for th	ized the preparation of e Woodrow Avenue/Henry for the City of Marion, Ohio and
1	EREAS, Underground 1,858,781.05.	l Utilities, Inc. sub	mitted the lowest and best bid
BE		e Council of the C	ity of Marion, Marion County,
with		, Inc., for the Wo	rected to enter into contract odrow Avenue/Henry Street
Sew Pub	er Improvement Fund	(OPWC) and Aud	shall be payable from the rovement Fund, and the Ohlo tor is authorized and directed
mea and and shai app thin	sure to meet the cons necessary for the imm safety of the City of M I take effect and be in roval by the Mayor, pr	struction season g mediate preservation force immediatel rovided it receives sted to Council; ot	leclared to be an emergency uidelines set forth by OPWC on of the public peace, welfare labitants thereof, and as such, y upon its passage and the affirmative vote of two- berwise it shall become allowed by law.
		Dave Edv President	vards of Council
C	reved: APR 1 3 28 of APR 1 3 28 of APR 1 3 28 of Scott Schertzer		
Atte	est: Com Fults	cab	

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 Ordimance No.	2010-32	Passed	APR 1 2 2010	
ENT BLA OF	DINANCE AUTHORIZ TER INTO CONTRACT INE AVENUE SEWER MARION, OHIO, APP CLARING AN EMERGE	WITH UNDERGRO IMPROVEMENTS, ROPRIATING NECE	UND UTILITIES, PROJECT 09-25	INC. FOR THE FOR THE CITY
spe	IEREAS, Ordinance cifications and adver provements Project 0	tising for bids for th	ne Blaine Avenue	Sewer
	IEREAS, Undergroup 2,071,446.00.	nd Utilities, Inc. sub	mitted the lowes	it and best bid
BE Ohi	IT ORDAINED BY	the Council of the C	City of Marion, Ma	arion County,
with	tion 1: That the Se n Underground Utiliti provements Project 0	es, Inc., for the Bla		
Sev	ction 2: That the co ver Improvement Fu blic Works Commissio appropriate the neces	nd, Stormwater Imp in (OPWC) and Aud	provement Fund,	and the Ohio
me and and sha app thir	ction 3: That this of asure to meet the co I necessary for the in I safety of the City of II take effect and be proval by the Mayor, ds of all members effective from and after	nstruction season g nmediate preservat Marion and the Ini in force immediate provided it receives ected to Council; ot	uidelines set for ion of the public habitants thereof ly upon its passa the affirmative therwise it shall t	th by OPWC peace, welfare , and as such, ge and vote of two-
		Dave Edv President	Wards t of Council	
Apr	proved: APR 1 3 20	10		
1000	yor Scott Schertzer	<u></u>		
- Cie	rene Ful	tow		

Presed 2010-31 Presed 20 ORDINANCE ALITHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH PARK ENTERPRISE CONSTRUCTION COMPANY, INC. FOR THE PENNSYLVANIA AVENUE FOREST LAWN BOULEVARD SEWER IMPROVEMENTS, PROJECT 09-15 FOR THE CITY OF MARION, OHIO, APPROPRIATING NECESSARY FUNDS, AND DECLARING AN EMERGENCY. WHEREAS, Ordinance No. 2010-23 authorized the preparation of specifications and advertising for bids for the Pennsylvania Avenue and Forest lawn Boulevard Sewer Improvements Project 09-15 for the City of Marion, Ohio and WHEREAS, Park Enterprise Construction Company, Inc. submitted the lowest and best bid of \$1,311,151.73. BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio: Section 1: That the Service Director be directed to enter into contract with Park Enterprise Construction Company, Inc., for the Pennsylvania Avenue Forest Lawn Boulevard Sewer Improvements Project 09-15. Section 2: That the cost of such contract shall be payable from the Sewer Improvement Fund, Stormwater Improvement Fund, and the Ohio Public Works Commission (OPWC) and Auditor is authorized and directed to appropriate the necessary funds. Section 3: That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines set forth by OPWC and necessary for the Immediate preservation of the public presec, welfar Marger Set Barty of the City of Marion and the Inhabitants thereof, and as	Ordnamie No 2010-33	Passed 20
 ENTER INTO CONTRACT WITH PARK ENTERPRISE CONSTRUCTION COMPANY, INC. FOR THE PENNSYLVANIA AVENUE FOREST LAWN BOULEVARD SEWER IMPROVEMENTS, PROJECT 09-15 FOR THE CITY OF MARION, OHIO, APPROPRIATING NECESSARY FUNDS, AND DECLARING AN EMERGENCY. WHEREAS, Ordinance No. 2010-23 authorized the preparation of specifications and advertising for bids for the Pennsylvania Avenue and Forest lawn Boulevard Sewer Improvements Project 09-15 for the City of Marion, Ohio and WHEREAS, Park Enterprise Construction Company, Inc. submitted the lowest and best bid of \$1,311,151.73. BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio: Section 1: That the Service Director be directed to enter into contract with Park Enterprise Construction Company, Inc., for the Pennsylvania Avenue Forest Lawn Boulevard Sewer Improvements Project 09-15. Section 2: That the cost of such contract shall be payable from the Sewer Improvement Fund, Stormwater Improvement Fund, and the Ohio Public Works Commission (OPWC) and Auditor is authorized and directed to appropriate the necessary funds. Section 3: That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines set forth by Optimate to appropriate the necessary funds. Section 3: That the cound it necesives the affirmative vote of two-thirds of all members elected to Council, otherwise it shall become effective from and after the earliest period allowed by law. Dave Edwards President of Council 	OPDINANCE ALITHO	
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lowest and best bid of \$1,311,151.73. BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio: Section 1: That the Service Director be directed to enter into contract with Park Enterprise Construction Company, Inc., for the Pennsylvania Avenue Forest Lawn Boulevand Sewer Improvements Project 09-15. Section 2: That the cost of such contract shall be payable from the Sewer Improvement Fund, Stormwater Improvement Fund, and the Ohio Public Works Commission (OPWC) and Auditor is authorized and directed to appropriate the necessary funds. Section 3: That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines set forth by OPWC and necessary for the immediate preservation of the public peace, welfarm and safety of the City of Marion and the Inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest perior allowed by law. Aper Edwards Dave Edwards Dave Edwards Dave T 3 2000	specifications and ad Forest lawn Boulevar	vertising for bids for the Pennsylvania Avenue and
Ohio: Section 1: That the Service Director be directed to enter into contract with Park Enterprise Construction Company, Inc., for the Pennsylvania Avenue Forest Lawn Boulevard Sewer Improvements Project 09-15. Section 2: That the cost of such contract shall be payable from the Sewer Improvement Fund, Stormwater Improvement Fund, and the Ohio Public Works Commission (OPWC) and Auditor is authorized and directed to appropriate the necessary funds. Section 3: That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines set forth by OPWC and necessary for the immediate preservation of the public peace, welfan and safety of the City of Marion and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two- thirds of all members elected to Council; otherwise it shall become effective from and after the earliest perior allowed by taw. Dave Edwards President of Council Approved: APR 1 3 2010	and the second sec	
with Park Enterprise Construction Company, Inc., for the Pennsylvania Avenue Forest Lawn Boulevard Sewer Improvements Project 09-15. Section 2: That the cost of such contract shall be payable from the Sewer Improvement Fund, Stormwater Improvement Fund, and the Ohlo Public Works Commission (OPWC) and Auditor is authorized and directed to appropriate the necessary funds. Section 3: That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines set forth by OPWC and necessary for the Immediate preservation of the public peace, welfare and safety of the City of Marion and the Inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. Dave Edwards President of Council Approved: APR 1.3 2010		BY the Council of the City of Marion, Marion County,
Sewer Improvement Fund, Stormwater Improvement Fund, and the Ohlo Public Works Commission (OPWC) and Auditor is authorized and directed to appropriate the necessary funds. Section 3: That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines set forth by OPWC and necessary for the immediate preservation of the public peace, welfan and safety of the City of Marion and the Inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two- thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. Dave Edwards President of Council Approved: APR 1.3 2010	with Park Enterprise	Construction Company, Inc., for the Pennsylvania
measure to meet the construction season guidelines set forth by OPWC and necessary for the immediate preservation of the public peace, welfan and safety of the City of Marion and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two- thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. Dave Edwards President of Council Approved: APR 1 3 2010	Sewer Improvement Public Works Commis	Fund, Stormwater Improvement Fund, and the Ohio ssion (OPWC) and Auditor is authorized and directed
Approved: APR 1 3 2010	measure to meet the and necessary for the and safety of the City shall take effect and approval by the Mayo thirds of all members	e construction season guidelines set forth by OPWC e immediate preservation of the public peace, welfare y of Marion and the inhabitants thereof, and as such, be in force immediately upon its passage and or, provided it receives the affirmative vote of two- s elected to Council; otherwise it shall become
and aling		

Clerk of Council

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Serve was they re-			E.aug Net 20041		
Ordinance No.	2010-34	Pravet	APR 1 2 1010	_, 20	
	ORDINANCE AUTHOR DIRECTOR TO ENTER EXCAVATING, INC. FC WATERLOO STREET S THE CITY OF MARION WHEREAS, Ordinance specifications and adv and Waterloo Street S	INTO CONTRACT OR THE OAKGROV SEWER IMPROVEN I, OHIO AND DEC Re No. 2007-58 au rertising for bids fr	WITH BEHELER E/BARKS AVENUE MENTS, PROJECT 0 LARING AN EMERC thonzed the prepar or the Oakgrove/Ba	AND 6-1S FOR SENCY, ration of arks Avenue	
	of Marion, Ohio and WHEREAS, Bebeler I bid of \$1,976,514.27. BE IT ORDAINED B County, Ohio:			- 12	
	Section 1: That the contract with Beheler and Waterlog Street S	Excavating Inc., f	or the Oakgrove/B		
	Section 2: That the Sewer Improvement f Ohio Public Works Co directed to appropriat	Fund, Stormwater mmission (OPWC)	Improvement Fun and Auditor is aut	d, and the	
	Section 3: That this emergency measure to forth by OPWC and no public peace, welfare inhabitants thereof, a immediately upon its receives the affirmative Council; otherwise it s period allowed by law	to meet the constr ecessary for the in and safety of the nd as such, shall to passage and apprive vote of two-thin shall become effect	uction season guid nmediate preserval City of Marion and ake effect and be oval by the Mayor, ds of all members	lelines set tion of the the in force provided it elected to	
		Presi	Edwards * Jent of Council		
	Approved: APR 1 3	2			
4	Attest: <u>Mene Fult</u> Clerk of Council	Tim			
2010-3	4				

orn Local Plank, No.				Patri Jie 39043
Onlinance No _	2010-35	Prised	APR 2 6 2014	20
	ORDINANCE MAKING GENERAL FUND, AIRI			

0159

Whereas, the Auditor advises that it is apparent the initial appropriation is no longer necessary due to no change in staffing.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be a de-appropriation made in General Fund as follows:

General Fund

Desire Load Flank, No.

Airport Salary

101.1008.5101.01

\$21,315.00

Section 2. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

de la 1 mel **Dave Edwards**

President of Council

APR 2 7 2010 Approved:

Mayor Scott Schertzer

Attest:

Clerk of Council

_	Dayton Logal Mark, Inc.		-	Press, 36043
	Ordinance No. 2010-36	Passed	APR 2 6 2010) 20
	GENERAL FUND, LINE ITEM FOR T	KING A DE-APPROPR FIRE DEPARTMENT THE YEAR ENDING D	HEALTH INSUR ECEMBER 31, 2	ZANCE 2010.
	Whereas, the A appropriation is no long	uditor now advises er needed due to cha	that it is app anges in the co	parent the initial intract.
	BE IT ORDAINED County, Ohio:	by the Council of the	e City of Mario	n, Marion
	Section 1. Tha Department Health Insu	at there be a de arance fund as follows	-appropriation s:	made in Fire
	General Fund			
	Fire Department Health Insurance		5102.08	\$100,000.00
	Section 2. This ordin and after the earliest pe	nance shall take effect riod allowed by law. Dave Edwa President o	Jun	Ee from
	Approved: APR 2 7 2 Approved:	010		
	Attest;			
	Clerk of Council	tai		
ē.				

2010-36

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h	court 3 band March, Sec.				Stem.70. 20041	
	Ordinance No	2010-37	Pussed	APR 2 8 2010		
	P 2 M and peri B C S	RDINANCE AUTHORI LANS AND SPECIFICA 010 TREE REMOVAL I MARION, OHIO AND D WHEREAS, that Service lous trees within the i E IT ORDAINED by county, Ohio;	ATIONS AND AD PROGRAM, PRO ECLARING AN E Director finds City of Marion, O the Council of t Service Director	VERTISE FOR BIDS JECT 10-1M, IN TH MERGENCY. the need to remove Dhio. the City of Marion, in be directed to prep	5 FOR THE IE CITY OF e hazardous Ohio; Marion Dare plans	
	Program S Fund 10	ection 2. That said 1.1022.5401. ection 3. That this	contract shall be	e payable from the	Tree Care	
	measure thereof, trees wit	the for the welfare and s due to the real and p thin the city limits, an ately upon its passage	safety of the Cit resent need to d as such, shall	y of Marion and the remove hazardous take effect and be	and perilous in force	

immediately upon its passage and approval by the Mayor, provided it received the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

Cr 2 Dave Edwards

President of Council

APPROVED: APR 2 7 2010

Mayor Scott Schertzer

ATTEST:

cere Fulto

Clerk of Council

0				600	Janua 200 - 100641
	Indinance No.	2010-38	Passed_	APR 2 6 2010	
ĩ					
		DIRECTOR TO ADVERTISE FO PROGRAM, PRO NECESSARY FL	PREPARE PLANS R BIDS FOR THE DJECT 10-1R, AN	DIRECTING THE AND SPECIFICATI 2010 STREET RES D APPROPRIATING Y OF MARION, OF	ONS, AND SURFACING 5 THE
		Whereas, that the Se Resurfacing Program.		eds to implement	the 2010 annual
		BE IT ORDAINED b Ohio:	y the Council of t	ne City of Marion,	Marion County,
		Section 1. That the to prepare plans and Street Resurfacing Pre-	specifications, an	d advertise for bid	
		Section 2. That said Improvement Fund an Commission			
		Section 3. That this measure necessary for welfare and safety of to meet the construct Commission, and as a upon its passage and affirmative vote of two otherwise it shall be allowed by law.	or the immediate the City of Mario tion schedule set such, shall take ef approval by the ro-thirds of all me ome effective from	preservation of the n and the inhabita forth by the Ohio I fect and be in ford Mayor, provided it mbers elected to a	e public peace, nts thereof, and Public Works te immediately receives the Bouncil;
		Approved: APR 2 7	2010		
		(2000)	0		
		Mayor Scott Schertze	- ly-		

Present Mot 2010-39 Passed APR 2 6 2010 20 ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR JANITORIAL SERVICES AT CITY HALL AND DECLARING AN EMERGENCY. WHEREAS, the current contract for Janitorial Services will be expiring or June 30, 2010 BE IT ORDAINED by the Council of the City of Marion, Marion County Ohio: Section 1. That the Service Director be authorized and is hereby directed to prepare specifications and advertise for bids for the janitoria contract for City Hall. Section 1. That this Ordinance is hereby declared to be a remergency measure necessary for the weifare of the City of Marion and its inhabitants thereof and for the further reason that the current contract is set to expire June 30, 2010 and as such shall take effect and be in forcimmediately upon passage and approval by the Mayor, provided it receive the affirmative vote of two-thirds of all members elected to Council otherwise it shall become effective from and after the earliest period allower by law. APPROVED: Image: Trans Mayor Scott Schertzer ATTEST:				400	fram.bin.8004
PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR JANITORIAL SERVICES AT CITY HALL AND DECLARING AN EMERGENCY. WHEREAS, the current contract for Janitorial Services will be expiring or June 30, 2010 BE IT ORDAINED by the Council of the City of Marion, Marion County Ohio: Section 1. That the Service Director be authorized and is hereby directed to prepare specifications and advertise for bids for the janitorial contract for City Hall. Section 2. That this Ordinance is hereby declared to be an emergency measure necessary for the weifare of the City of Marion and its inhabitants thereof and for the further reason that the current contract is set to expire June 30, 2010 and as such shall take effect and be in forchimmediately upon passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council otherwise it shall become effective from and after the earliest period allower by law. APR # 7 200 APPR 07 200 <th>Ordinant# No.</th> <th>2010-39</th> <th>Passed</th> <th>APR 2 6 2010</th> <th> 20</th>	Ordinant# No.	2010-39	Passed	APR 2 6 2010	20
June 30, 2010 BE IT ORDAINED by the Council of the City of Marion, Marion County Ohio: Section 1. That the Service Director be authorized and is hereby directed to prepare specifications and advertise for bids for the janitoria contract for City Hall. Section 2. That this Ordinance is hereby declared to be an emergency measure necessary for the weifare of the City of Marion and its inhabitants thereof and for the further reason that the current contract is see to expire June 30, 2010 and as such shall take effect and be in force immediately upon passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council otherwise it shall become effective from and after the earliest period allowed by law. Dave EdWards President of Council APPROVED:		PREPARE SPECIFICATION JANITORIAL SERVICES	IS AND ADVE	RTISE FOR BIDS	5 FOR
Section 1. That the Service Director be authorized and is hereby directed to prepare specifications and advertise for bids for the janitoria contract for City Hall. Section 2. That this Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof and for the further reason that the current contract is set to expire June 30, 2010 and as such shall take effect and be in force immediately upon passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council otherwise it shall become effective from and after the earliest period allower by law. APPROVED:	June	30, 2010			
emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof and for the further reason that the current contract is se to expire June 30, 2010 and as such shall take effect and be in force immediately upon passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council otherwise it shall become effective from and after the earliest period allowed by law. APPR 27,2000 APPROVED: Mayor Scott Schertzer	direct	Section 1. That the Sector ted to prepare specification			
APPROVED: 1 2000 Dave EdWards President of Council Mayor Scott Schertzer	inhab to ex imme the a other	gency measure necessary for bitants thereof and for the f xpire June 30, 2010 and adiately upon passage and affirmative vote of two-th rwise it shall become effection	for the welfare urther reason as such shall approval by th hirds of all r	e of the City of Ma that the current of take effect and ne Mayor, provide nembers elected	arion and its' ontract is set be in force ed it receives to Council,
	APPR	AL 1 2000		Edwards	
Scene Fettor.	10 - 11 - 12 - 1 - 1				
Cierk of Council	Cierk	of Council			

trained Laget Which, Sur.			Com 26- 30941
Onlinunce No.	2010-40 -	Passed	6 2010
been	ORDINANCE MAKING AD GRANT FUNDS FOR THE Whereas, the Council h awarded various grants fo Whereas, the City of Ma upon the grant awards.	DITIONAL APPROPRIAT YEAR ENDING DECEMB as been advised that th or the year 2010 and	TONS IN VARIOUS ER 31, 2010. ne City of Marion has
Ohio:	BE IT ORDAINED by the	Council of the City of M	larion, Marion County,
funds	Section 1. That there in the amount of \$154,2	be additional appropria 65.39 as follows:	tions made in various
ARRA	A VAWA FUND Salaries - Regular Salaries - Uniform Medicare OPERS Matching OPERS Pickup Police Pension Health Insurance	200.2013.5101.01 200.2013.5101.02 200.2013.5102.01 200.2013.5102.03 200.2013.5102.03 200.2013.5102.04 200.2013.5102.05 200.2013.5102.05	(40,409,40) 61,908.20 (159.07) 2,357.42 776.90 1,306.46 45,742.40
l V	Workers Compensation Schooling Equipment Total	200.2013.5102.09 200.2013.5202 200.2013.5304	(328.90) (1,679.00) 1,500.00 \$ 71,015.01

ARR	A SRQ FUND		
	Salaries - Regular	200.2016.5101.01	(\$9,439.00)
	Salaries - Uniform	200.2016.5101.02	75,452.80
	Medicare	200.2016.5102.01	[561.93]
	Police Pension	200.2016.5102.05	3,881.78
	Health Insurance	200.2016.5102.08	9.667.05
	Workers Compensation	200.2016.5102.09	528.58
	Total		\$ 29,529.28

Salaries - Regular	200.2058.5101.01	42,182.40
Medicare	200.2058.5102.01	611.64
OPERS Matching	200.2058.5102.03	5,905.54
OPERS Pickup	200.2058.5102.04	2,530.94
Health Insurance	200.2058.5102.08	7,705.32
Workers Compensation	200.2058.5102.09	1,265.47
Total		\$ 60,201.32
VAWA FUND		144
Salarles - Uniform	204.2013.5101.02	53,113.00
Medicare	204.2013.5102.01	803.00
Police Pension	204.2013.5102.05	14,872.00
Health Insurance	204.2013.5102.08	1,200.00
Workers Compensation	204.2013.5102.09	1,593.00
Training	204.2013.5202	4,994.35
Total		\$ 76,575.35

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Intimance No 2010-40	Passed	₿ Ø 2216 20	
SRO FUND		G 2718 (and 1728)	
Salaries - Uniform	229.2016.5101.02	45,542.40	
Medicare	229.2016.5102.01	812.96	
Police Pension	229.2016.5102.05	15,698.59	5
Health Insurance	229.2016.5102.08	21,789.60	
Workers Compensation	229.2016.5102.09	1,681.99	
Total		\$ 82,525.55	
POLICE DEPARTMENT - GEN	FRAL FUND		
Salaries - Regular	100.1000.5101.01	(\$ 42,182.40)	
Salaries - Uniform	100.1000.5101.02	(160,608.00)	
Medicare	100,1000.5102.01	(3,521.64)	
OPERS Matching	100.1000.5102.03	(5,905.54)	
OPERS Pickup	100.1000.5102.04	(2,530.94)	
Police Pension	100.1000.5102.04	(44,970.24)	
Health Insurance	100.1000.5102.05	(90,843.77)	
Workers Compensation	100.1000.5102.09	(7,286.15)	
a sense a competizional	A MERCENNING TWAND, 19	((,200.13)	
Total		(\$363,753.32)	
GENERAL FUND - Transfer Ou			
	a	0.01.01.0	
Transfer out to VAWA AI		\$ 71,014.65	
Transfer out to SRO ARR		\$ 53,797 83	1
Transfer out to Juvenile In	tervention Specialist	\$ 15,050.33	II.
Transfer out to VAWA		(\$34,856.16)	
Transfer out to SRO		(\$25,824.45)	
Total		\$79,182.20	
TRANSIT ARRA			
Central Garage Maintenan	ce 200 5000 5404	\$ 92,185.00	
MUNI COURT DOCKET SPECI	AT IST FUNIT		
Salaries - Regular		18 420 00	
Medicare	225.2059.5101.01	18,429.00	
	200.2058,5102.01	267.22	1
OPERS Matching OPERS Pickup	200.2058.5102.03	2,580.06	
Health Insurance	200.2058 5102.04	1,105,74	
	200.2058.5102.08	3,870.11	
Workers Compensation	200.2058.5102.09	552.87	
Total		\$ 26,805.00	
Section 2. That this	ordinance shall take of	fect and be in	
force from and after the earlies	t period allowed by Jaw.		
	In/ MI		
	anten		
Approved: APR 2 7 2010	Dave Edwards		
Approved. 4 1 2010	President of Council		
$\bigcap a a \bigcap a$			
Mayor Scott Schertzer			
Attest;			
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Scone 7 altre			

ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE STORM WATER UTILITY FUND FOR THE YEAR ENDING DECEMBER 31, 2010. Whereas, Council finds that there are additional funds needed for the storm Water Utility Central Garage Expenses through 2010. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards Dave Edwards President of Council Mayor Scott Schertzer	ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE STORM WATER UTILITY FUND FOR THE YEAR ENDING DECEMBER 31, 2010. Whereas, Council finds that there are additional funds needed for the storm Water Utility Central Garage Expenses through 2010. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APPR \$ 7 2010				APR 2 6 2010	
STORM WATER UTILITY FUND FOR THE YEAR ENDING DECEMBER 31, 2010. Whereas, Council finds that there are additional funds needed for the storm Water Utility Central Garage Expenses through 2010. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: AFR \$12010 Mayor Scott Schertzer	STORM WATER UTILITY FUND FOR THE YEAR ENDING DECEMBER 31, 2010. Whereas, Council finds that there are additional funds needed for the storm Water Utility Central Garage Expenses through 2010. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APR \$ 7 2010 ATTEST: Mayor Scott Schertzer	Onlinearist No.	2010-41	Possed	~ 0 2010	70
storm Water Utility Central Garage Expenses through 2010. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APR \$1 2010 Mayor Scott Sthertzer	storm Water Utility Central Garage Expenses through 2010. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APR \$ 7 2010 Mayor Scott Schertzer ATTEST: May Hutto		STORM WATER UT			
Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards Dave Edwards President of Council APPROVED:	Ohio: Section 1. That there be an additional appropriations made in Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APR \$1 2010 Mayor Scott Schertzer ATTEST: May Jultao					ded for the
Storm Water Utility Fund in the amount of \$50,000.00 as follows: <u>STORM WATER UTILITY</u> Central Garage 504.5007.5404 \$50,000.00 <u>Section 2</u> . That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APR \$ 7 2010 Mayor Scott Schertzer	Storm Water Utility Fund in the amount of \$50,000.00 as follows: STORM WATER UTILITY Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: APR \$ 7 2010 Approved: Scott Schertzer ATTEST: Mayor Scott Schertzer		BE IT ORDAINED	by the Council of the	City of Marion, Ma	rion County,
Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be inforce from and after the earliest period allowed by law. Mayor Scott Schertzer Source from and after the earliest period allowed by law.	Central Garage 504.5007.5404 \$50,000.00 Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Mayor Scott Schertzer Mayor Scott Schertzer ATTEST: Mayour Muttoo	Storm	Section 1. That Water Utility Fund	there be an addit in the amount of \$50	ional appropriation ,000.00 as follows:	ns made in
force from and after the earliest period allowed by law.	force from and after the earliest period allowed by law.				\$50,000.00)
Scene Fultro	"Clerk of Council	APPROV Que Mayor S	VED: APR & 7 201	earliest period allower Dave Edwards	lline	be in

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idmater No. 201	0-42	Pausid APR		29
NEIG ASSO STAE INCL TITL SAID	INANCE AUTHORIZII GHBORHOOD REVITA OCIATED WITH THE BILIZATION PROGRA UDING BUT NOT LIM E BY DONATION TO D REAL PROPERTY, R VE, AND DECLARING	LIZATION AND REH PREVIOUSLY APPRO M AND FEDERAL HO MITED TO ACCEPTAN IDENTIFIED NON-F ATIFYING TRANSAC	ABILITATION WED NEIGH ME LOAN BA NCE AND TRU PROFIT PART	BORHOOD WK GRANT WSFER OF NERS OF
execute all	, this Council by prev documents necessar od stabilization progr	y to facilitate neighb	orhood revita	
Stabilization	i, the City is the succe of Grant funding and i the revitalization and and	Federal Home Loan I	Bank Grant fi	unding
complete al acquisition	, the Council now fin I documents, agreen activities contained b ties and transfer sam	ents and materials i elow in order to con	in order to co nplete the ac	mplete quisition of
BE IT ORD Ohio:	DAINED by the Coun	cil of the City of Mar	rion, Marion (County,
related here and all docu	 This Council, in an eto, herein authorize uments, agreements activities related to to 	is the Mayor to exect and materials in ord	ute and/or completer to complete	omplete any
184 Carhan 610 Herma 156 Jeffers 520 Jeffers 224 Olney 686 Uncapt	n St. on St. on St. Ave.			
parcels, in r the respect to facilitate	itions, dispositions ar regard to those listed ive Grant funding sol the partnering non-p italization of the sub)	above, where it is r urce terms and cond profit's re-habilitation	necessary in i litions, being	regard to necessary
Committee further re-s but not limi	 Council herein rat actions taken in com states all previous aut ited to the City Auditi pt and process all ac 	pliance with both gr thorizations as they or being authorized (ant funding s are continuin to create the	sources and g. Including necessary
measure ne welfare, an	3. This ordinance is ecessary for the immediately of the City of reason that the oran	ediate preservation (of the public abitants ther	peace, reof and for

 Doomy Logal Blass. So.				Pierry Mrs. 1004()	
Ordinance No	2010-42	Passed	APR 2 6 2010	., 30	
Approved Mayor Sco	La	Davé E	aller	earliest	

	3010 43	10 De 10	14.52
Gedlaterce No.	2010-43	Paried See Below in	Je
)		END ORDINANCE NO. 1969-29 (KNOWN AS THE S AMENDED, BY UPDATING THE EXISTING JOB 1E CUSTODIAN.	
for the		I for the City of Marion finds the job descriptions dated that have been established by Ordinance ing to date, and	
	Whereas, the Service cription, and	a Director has proposed and provided an updated	
best int amend	terest of the City of M	I funds the redefined job description to be in the Manon and therefore finds it necessary to further -29 (the Position Classification Report by Yarger 1969), as amended.	
Ohio:	BE IT ORDAINED by	the Council of the City of Marion, Marion County,	
	Section 1. That the	except ich description for the Costadian attached	
hereto		current job description for the Custodian attached a amended with the updated job description 6.	
hereto attache	as Exhibit A, shall be d hereto as Exhibit B	e amended with the updated job description 8. ordinance shall take effect and be in force from	
hereto attache	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	
hereto attache	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this	e amended with the updated job description 8. ordinance shall take effect and be in force from	
hereto attache	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this er the earliest period	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	
APPRO	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this er the earliest period	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	
APPRO	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this er the earliest period	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	
hereto attache and aft APPRO Mayor 1	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this er the earliest period	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	
APPRO Mayor S Attest;	as Exhibit A, shall be ad hereto as Exhibit 8 Section 2. That this er the earliest period	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	
APPRO Mayor S Attest;	as Exhibit A, shall be ad hereto as Exhibit B Section 2. That this er the earliest period VED: Scott Schertzer	e amended with the updated job description 8. ordinance shall take effect and be in force from c allowed by law.	

2010-43

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Dellamar No. 2010 44	0		MAY 10	2010	20
 Ordinance No 2010-44	Pau	ed	MAN I I	e.010	
GENERAL FUND	KING ADDITIONAL FOR THE ENGINE ING DECEMBER 31,	RIN	JEPARTN		
Whereas, Engine Fund for Permit Refunds	ering is in need of s and Reimbursem	addil	tional fund	s from	the General
BE IT ORDAINED County, Ohio:) by the Council of	the (City of Mari	on, Ma	rion
Section 1. That	it there be an add	itiona	l appropria	tions a	s follows:
General Fund					
Engineering					
Refunds & Reimb	ursements	101.	1022.5418	\$50	0.00
Section 2. This ordina and after the earliest pe	nce shall take effe riod allowed by la	ct an	d be in far	e from	
	Dave Ed Presider			\leq	
Approved: MAY 11 2					
Mayor Scott Schertzer	han				
Attest;					
Sterk of Council	100				

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MAY	10	2010	, 20	

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO TAKE ALL STEPS NECESSARY TO UTILIZE FULLY THE ENERGY EFFICIENCY AND CONSERVATION GRANT INCLUDING COUNCIL DECLARING IT NECESSARY TO UTILIZE, PURSUANT TO ORC 735-051, A REQUEST FOR PROPOSAL PROCESS, AND DECLARING AN EMERGENCY

Paired

WHEREAS, the City of Marion was awarded an Energy Efficiency and Conservation Block Grant (EECBG) in order to make Marion's City Hall more energy efficient and resulting in numerous benefits including but not limited to monetary savings, and

WHEREAS, in order to fully utilize the grant funding the Service Director has advised it is necessary to utilize a Request for Proposal Process in regard to the elements of the project involving Front Door Replacement, Lighting Retrofits, and HVAC Control Improvement, and

WHEREAS, in regard to the balance of the grant functing the Service Director has requested and the Council finds it necessary to authorize the Director to spec and individual the elements of the project,

BE IT ORDAINED by the Council of the City of Marion, Ohio: Marion County,

Section 1. Based upon the report provided by the Service Director in regard to the EECBG and given the Grant's limited time line, the Council desires to fully utilize the federal grant functing and therefore the Council determines it is necessary as an emergency under ORC 735.051 that the project be let utilizing requests for proposals in order to avoid the community's loss of the grant funds. Therefore, the Council declares and emergency and authorizes the Service Director to extend requests for proposals and authorizes the Service Director to enter into contract with the lowest and best contractor after advising City Council of the results of the RFP process.

Further, Council authorizes the Service Director to spec and bid the City Hall entry way door replacement portion

Section 2. The cost of the project shall be payable from the EEEBG Grant in the total amount of \$153,500.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof: Due to the real and present need to move forward without delay given the imminent loss of the grant funds which will be detrimental to the citizens of Marion. Ohio; and as such shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council, otherwise it shall become effective from and after the earliest period allowed by law.

MAY 1 1 2010 APPEOVED: Mayor Scott Schertzer

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ATTEST: ane Fatt

Clerk of Council

Balve Edwards President of Council

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2010-45

Durnen Logel Diani, Im.

Onlinance No ____

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dinance Na	2010-46	Parasaril	MRY 1 0 2010	20
	ORDINANCE A	UTHORIZING TH	E ISSUANCE OF A	TAYI
			N CITY CODE CHA	
	TO HARRY A.			I TER FOU
	WHEREAS, the Counc	il finds the applic	ants application to	have been
	ted and pursuant to M	Marion City Code r	nakes the determi	nation
CONTERN	ned below,			
BE IT (ORDAINED, by the Co	uncil of the City o	f Marion, Marion (ounty Obior
		and and and a		ouncy, onio.
	TION 1. The Counc			
Thoma	s Sr. pursuant to Mari	ion City Code sect	tion 760 et seq. an	d does
hereby	find the applicant has	s properly submit	ted a completed a	oplication and
	nt to said Code is hen zed to complete the is			
	e Clerk and the Safet			
	tion in each office's re		en land in conspirate	and the second
-		1. GAD D. 122	ay 20 a	
after th	CTION 2. This ordinate earliest period allow	ance shall take ef	fect and be in forc	e from and
per section and	to control partos anos	Ned by Iow.	111	
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		Alse	Ver	_
		K-Dave Edwar	The second se	
		President of	Council	
APPRO	VED: MAY 1 1 201	9		
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Mayor	Scott Schertzer	pac		
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ATTEST	Č.			
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le	m Fatta	et		
Clerk of	Council			
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2010-46				

0	Indenance No 2010-47 Passed JUN	1 5 2010
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	ORDINANCE TO ESTABLISH A COMMU PROGRAM THROUGH THE STATE OF DEVELOPMENT BLOCK GRANT (CDBG) SMALL TO AUTHORIZE THE MAYOR TO APPLY FOR REVITALIZATION (Formerly Formula & Distres ADMINISTER THE GRANTS, AND DECLARING AMENDED	OHIO'S COMMUNITY CITIES' PROGRAM AND THE NEIGHBORHOOD is Grants) FUNDS AND
	WHEREAS, this Council recognizes the need for progra and blight, benefit low- and moderate-income househ urgent community development needs; and	
	WHEREAS, the Ohio Department of Development mak available through the Community Development Progra address these problems; and	
	WHEREAS, the Mayor must submit an application to the Department of Development, to receive funds which the for the City of Marion to be used on eligible activities community and economic development problems.	nave been authorized
	BE IT ORDAINED by the Council of the City of Marion	Marion County, Ohio:
	Section 1. That this Council hereby authorizes the application for CDBG Community Development Progra following Formula grant projects:	
	 Public Facilities Imp Marion Area Counselle Planning - Park & Transportation Plan Park Improvements - Sawyer-Ludwig Park Flood & Drainage: Nye St. Catch Basins Environmental Review/Audit/Admin/Fair Hsg TOTAL FOR FORMULA GRANT 	\$10,000 +" \$55,000 \$60,000
	Section 2. That this Council hereby authorizes the competitive application for CDBG Neighborhood revita the following projects:	
	 Curbs and Sidewalks (incl. 22,000 May St) Park Improvements (Winfield & MLK) 	\$99,000 35,000
	 Clearance Draimage (Nye Street) 	20,000 10,000
ĥ	5. Street (May St)	34,000
	 Sanitary Sewer (May St) Environmental Rev/Aud/Admin/ Fair Housing 	82,000
	TOTAL FOR NEIGHB. REVITALIZATION	20,000 \$300,000
4	Section 3. That this Council hereby commits the for leverage for the Community Distress Grant:	liowing local funds as

Dayne Logal Black, Im-				Form No. ADIAN	
Ördimanı e No.	2010-47	Parsed	JUN 1 5 201	. 20	
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	Revolving Loan Fund	and the second			
	2010 application (for I		126,00		
	rhood Stabilization Pro	ogram	14,00		
Contract of the second s	ater Utility (May St)		197,00		
City Den		277-2 4 0	8,00		
	olic Works (Milburn A	ve)	284,43		
Local fur	nds for Milburn Ave		1,113,06	09	
and 2 abo said gran document utilizing a	In order to carry ou ove, the Mayor is author t approvals, including bits required or which main and completing the under s and administer the CD	rized to take al ut not limited t ay facilitate the ertaking. The M	I steps necessar to the execution City of Marion r layor is authoriz	ry to obtain of all receiving, red to accept	
APPROVE	tott Schertzer	servation of the the inhabitants must be filed rided it receives Council; it shal by law.	e public peace, i thereof and for immediately upo the affirmative	welfare and the further on its passage yotg of two-	
Clerk of C	e Fultro				

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	Onlinance No. 2010-48	Passed 14 2010	20
	YARGER REPORT) AS AMENI UPDATING THE JOB DESCRI CLERK OF COUNCIL; ADMIN SAFETY/SERVICE; SENIOR S	DINANCE NO. 1969-29 (KNO) DED, BY REDEFINING THE D IPTION OF THE MAYOR SECR ISTRATIVE ASSISTANT – ECRETARY LAW DIRECTOR'S DR'S OFFICE FOR THE CITY O	UTIES AND RETARY; 5 OFFICE;
	Whereas, the Council for the for the Mayor Secretary; Clerk of Co Safety/Service, Senior Secretary – I Director's Office for the City of Mari	Law Director's Office; Secreta	ant, iry – Law
	Whereas, the Council finds to best interest of the City of Marion a amend Ordinance No. 1969-29 (the and Associates, Inc. April, 1969), as	Position Classification Report	ry to further
	BE IT ORDAINED by the Cou Ohio:	incil of the City of Marion, Ma	nion County,
	Section 1. That the current Clerk of Council; Administrative Asi Law Director's Office; Secretary – L Exhibit A, shall be amended and ren descriptions attached hereto as Exh	aw Director's Office attached named in part with the update	r Secretary – hereto as
	Section 2. That this ordinan- to any pay grades or scales. Pay gr previously established.	ce makes no adjustments or rades and/or scales shall cont	
	Section 3. That this ordinan and after the earliest period allowed	ce shall take effect and be in d by law.	force from
		A Just Line ave Edwards resident of Council	
	APPROVED: IS 2510 APPROVED: Mayor Scott Schertzer		
	Attest;		
	Clerk of Council		
	2010-48		

Dunkin Lezat Blain, Da. Ivin No. 10023
 Ordinamie No. 2010-49 Passes Passes 70
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$6,300,000, TO REFUND ALL OR A PORTION OF THE CITY'S OUTSTANDING VARIOUS PURPOSE BONDS, SERIES 2000; APPROVING A PRELIMINARY OFFICIAL STATEMENT; AUTHORIZING THE PREPARATION, USE AND EXECUTION OF AN OFFICIAL STATEMENT, APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND REGISTRAR AGREEMENT, A BOND PURCHASE AGREEMENT, AN ESCROW AGREEMENT AND A CONTINUING DISCLOSURE CERTIFICATE; AUTHORIZING CERTAIN OTHER ACTIONS RELATED TO THE ISSUANCE OF THE BONDS; DECLARING AN EMERGENCY.
WHEREAS, pursuant to Ordinance Nos. 2000-132, 2000-133 and 2000-134, each passed October 9, 2000, Various Purpose Bonds, Series 2000, dated as of November 1, 2000 (the "Series 2000 Bonds") were issued to (i) Improve the City storm water system by constructing and replacing storm water sewers on Executive Drive, Littleton Street, Kentucky Avenue, Michigan Avenue, Fleetwood Avenue, Van Buren Street, Jefferson Street, Richland Road, Church Street, Clover Avenue, Homer Street, Kensington Place, Merchant Avenue, Spencer Street, Bartram Avenue, Avondale Avenue, Barks Road East, Catalina Drive, Reed Avenue, McKinley Lane and Oakland Boulevard Ditch, between certain termini, together with all necessary appurtenances, (ii) improve the City sanitary sewer system by constructing new sanitary sewer lines, manholes and lift for Church Street, Clover Avenue, Homer Street, Kensington Place, Merchant Avenue, Spencer Street, Bartram Avenue, Avondale Avenue, Vernon Heights Boulevard, Barks Road East and Reed Avenue, between certain termini, and (iii) prepay, through a single lump sum, the City's accrued liability to the Police and Fireman's Disability and Pension Fund of the State of Ohio and authorizing an agreement with the Pension Fund with respect to that lump sum payment; and
WHEREAS, the Series 2000 Bonds maturing on or after December 1, 2010 are currently outstanding in the principal amount of \$5,820,000 (the "Outstanding Bonds"); and
WHEREAS, the Outstanding Bonds may be called for redemption at any date on or after December 1, 2010, at a redemption price equal to 102% of the principal amount of the Outstanding Bonds being redeemed plus accrued interest to the redemption date, and
WHEREAS, refunding by calling all or a portion of the Outstanding Bonds for redemption could achieve significant present value savings for the City; and
WHEREAS, the Auditor as fiscal officer of this City has certified to this Council that the estimated life or period of usefulness of the Improvement to be financed by the Bonds is at least five years and the estimated maximum maturity of the Bonds is 29 years based upon the weighted average of the amounts allocated to the classes of improvements set forth in the Fiscal Officer's Certificate, which allocation is approved, ratified and confirmed;
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, County of Marion, Ohio, that:
Section 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

Types Lage Root, Sec. Type Mark, Sec.	
Ordinance No. 2010-49 Passed MAY 1 0 2010 20	
"Annual Information" means annual financial information and operating data of the type to be specified in the Continuing Disclosure Agreement in accordance with the Rule.	
"Auditor" means the City Auditor.	
"Authorized Denominations" means the denomination of \$5,000 or any integral multiple thereof.	
"Bond proceedings" means, collectively, this Ordinance, the Bond Registrar Agreement, the Bond Purchase Agreement, the Final Terms Certificate, the Continuing Disclosure Agreement, the Escrow Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.	
"Bond Purchase Agreement" means the Bond Purchase Agreement between the City and the Original Purchaser now on file with the Clerk of this Council.	
"Bond Register" means all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Ordinance and the Bond Registrar Agreement.	
"Bond Registrar" means the bank or trust company appointed by the Auditor in the Final Terms Certificate to act as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Bond Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Bond Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.	
"Bond Registrar Agreement" means the Bond Registrar Agreement between the City and the Bond Registrar now on file with the Clerk of this Council	
"Bonds" means the bonds authorized in Section 2.	
"Book entry form" or "book entry system" means a form or system under which (a) the ownership of book entry interests in Bonds and the principal of and interest on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the City only to a Depository or its nominee as registered owner, with the Bonds "immobilized" in the custody of the Depository or its designated agent. The book entry maintained by others than the City is the record that identifies the owners of book entry interests in those Bonds and that principal and interest.	
"City" means the City of Marion, Ohio.	
"Closing Date" means the date of physical delivery of, and payment of the purchase price for, the Bonds.	
"Code" means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.	

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denote No. 2010-49 Pared Mathematical Continuing Section 9(6) of this Ordinance. "Continuing Disclosure Agreements of the City set forth in Section 9(6) of this Ordinance. "Continuing Disclosure Certificate" means the Continuing Disclosure Certificate authonzed by this Ordinance. "Continuing Disclosure Certificate" means the Continuing Disclosure Certificate authonzed by this Ordinance. "Depository" means any securities depository that is a clearing agency under foderal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of the principal princh principal princip pr	 "Continuing Disclosure Agreement" means, collectively, the Continuing Disclosure Certificate and the agreements of the City set forth in Section 9(e) of this Ordinance. "Continuing Disclosure Certificate" means the Continuing Disclosure Certificate authorized by this Ordinance. "Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York. "Escrow Agreement" means the Escrow Agreement authorized by this resolution between the County and the Escrow Trustee. "Escrow Fund" means, collectively, the escrow funds established pursuant to the Escrow Agreement and as successor bond registrar for the Outstanding Bonds. "Final Terms Certificate" means the Final Terms Certificate authorized by this Ordinance to be executed by the Auditor. "Improvement" means, collectively, (i) improving the City storm water system by constructing and replacing storm water severs on Executive Drive, Littleton Street, Kentucky Avenue, Michigan Avenue, Fleetwood Avenue, Vandle Avenue, Back Road East, Catalina Drive, Reed Avenue, McKinley Lane and Oakland Boulevard Ditch, between certain termini, ingelther with all necessary appartenances, (ii) improving the City storm water system between certain termini, and the sevene street, Kensington Place, Merchant Avenue, Spencer Street, Bartram Avenue, Avondale Avenue, Back Road East, Catalina Drive, Reed Avenue, McKinley Lane and Oakland Boulevard Ditch, between certain termini, ingelther with all necessary appartenances, (ii) improving the City store matching the City store Avenue, Back Road East and Reed Avenue, Horner Street, Kensington Diak, Sond E
 Disclosure Certificate and the agreements of the City set forth in Section 9(c) of this Ordinance. "Continuing Disclosure Certificate" means the Continuing Disclosure Certificate authorized by this Ordinance. "Depository" means any securities depository that is a clearing agency under fordel law operating and maintaining, with the Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and maintaining, with the Participants or otherwise, a book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York. "Escrow Agreement" means the Escrow Agreement authorized by this resolution between the County and the Escrow Trustee. "Escrow Trustee" means, collectively, the escrow funds established pursuant to the Escrow Trustee" means the Huntington National Bank as escrow trustee under the Escrow Agreement and as successor bond registrar for the Outstanding Bonds. "Final Terms Certificate" means the Final Terms Certificate authorized by this ordinance to be executed by the Auditor. "Improvement" means, collectively, (i) improving the City storm water system by constructing and replacing storm water severs on Executive Drive, Utiteton Street, Richland Roud, Church Street, Clover Avenue, Homer Street, Kensington Place, Marchard Avenue, Street, Richland Roud, Church Street, Clover Avenue, Homer Street, Kensington Place, Marchard Avenue, Barks Road Escrotanie Drive, Red Avenue, Michigan Avenue, Kensington Place, Morchard Avenue, Barks and Henres Street, New Avenue, Homer Street, Kensington Place, Marchard Avenue, Spencer Street, Bartran Avenue, Vernue Heights Boulevard, Barks Road Escrotanie Drive, Ruber Avenue, Homer Street, Kensington Place, Marchard Avenue, Spencer Street, Bartran Avenue, Kensington Place, Marchard Avenue, Spencer Street, Bartran Avenue, Avendale Avenue, Pares Haut Barks Road Ters and Reed Avenue, horemer Street,	Disclosure Certificate and the agreements of the City set forth in Section 9(e) of this Ordinance. "Continuing Disclosure Certificate" means the Continuing Disclosure Certificate authorized by this Ordinance. "Depository" means any securities depository that is a clearing agency under federal law operating and maintuining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York. "Escrow Agreement" means the Escrow Agreement authorized by this resolution between the County and the Escrow Trustee. "Escrow Fund" means, collectively, the escrow funds established pursuant to the Escrow Agreement. "Escrow Trustee" means The Huntington National Bank as escrow trustee under the Escrow Agreement and as successor bond registrar for the Outstanding Bonds. "Final Terms Certificate" means the Final Terms Certificate authorized by this ordinance to be executed by the Auditor. "Improvement" means, collectively, (i) improving the City storm water system by constructing and replacing storm water sewers on Executive Drive, Littleno Street, Kentucky Avenue, Michigan Avenue, Fleetwood Avenue, Nam Burne Street, Jefferson Street, Richland Road, Church Street, Clover Avenue, Homer Street, Kensington Place, Merchant Avenue, Spencer Street, Bentram Avenue, Avenue, Homer Street, Kensington Place, Merchant Avenue, Berne Weight all necessary appurtenances, (ii) (mproving the City anitary sever system by constructing new sentiary sever intex, manholes and lift for Church Street, Clover Avenue, McKinley Lame and Oakland Boulevard. Disch, between certain termini, together with all necessary appurtenances, (ii) (mproving the City sanitary sever system by constructing new sentiary sever intex, manholes and lift for Church Street, Clover Avenue, Hom
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SEC.	Dates set forth in the Final Terms Certificate on which a portion of the principal amount
"Original Purchaser" means Fifth Third Securities, Inc.	
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	Ordinance No.	2010-49	Paumi 1 0 2010	. 20	
	entry system		icipant contracting with a Depository un- brokers and dealers, banks and trust c		
		to the issuance of the Be	ent" means the preliminary official staten onds substantially in the form now on fil		
	Payment Di advanced u Terms Certi and further	010 to and including 20 ate may be deferred one p to five years if such ac ficate to be in the best in	means December 1 in each of the years (030; provided, however, that the first year and the last Principal Payment Da ctions are determined by the Auditor in interest of and financially advantageous t shall the last Principal Payment Date of	t Principal ate may be to the Final to the City	
	"Ru Exchange A		prescribed by the SEC pursuant to the	Securities	
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	Proceeds. 1 of this City refund all o The aggrega be determined	t is necessary and determ in an aggregate principal r a portion of the Outstan ite principal amount of B ned by the Auditor in t nount of Bonda that is n	Principal Amount and Purpose: Appl ined to be in the City's best interest to is amount not to exceed \$6,300,000 (the ading Bonds and to pay costs of issuing to londs to be issued (not to exceed \$6,300) the Final Terms Certificate to be the required to be issued at this time for the	ssue bonds Bonds) to the Bonds ,000) shall aggregate	
	Proc	eeds of the Bonds suffic	cient, together with other moneys availa	able to the	

City, to refund all or a portion of the Outstanding Bonds (as determined by the Auditor in accordance with Section 10) shall be deposited into the Escrow Fund in accordance with the Escrow Agreement. The remaining proceeds of the Bonds shall be used to pay costs of the issuance of the Bonds. Any proceeds of the Bonds (other than on deposit in

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to the Boud Retirement Fund and due. All interest earned on arroun proceeds of the Bonds (including the fund and used for the purpose General Fund. All of the proceed are hereby appropriated for the pur- Section 3. <u>Denomination</u> <u>Redemption Provisions</u> . The B registered bonds, in the Authoriz maturity date exceeding the princ be dated the Closing Date.	as: Dating: Principal and Interest Payme onds shall be issued in one lot and only a ed Denominations, but in no case as to a pa ipal amount maturing on that date. The Bon	is when from the dited to d to the proceeds an mod as fully arneolar as shall
(computed on a 360-day per year determined by the Auditor in the f payable at such rate or rates on t has been paid or provided for. Th	e Bonds shall bear the rate or rates of interest p basis consisting of twelve 30-day months), as final Terms Certificate Interest on the Bonds he Interest Payment Dates until the principal as Bonds shall bear interest from the most reco or provided for on, if no interest has been	shall be shall be amount ent date
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Principal Payment Schedule. The Bonds shall manire on the Principal (b) Payment Dates in principal amounts as shall be determined by the Auditor, subject to subsection (c) of this Section, in the Final Terms Certificate.

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the City, the Auditor shall specify in the Final Terms Certificate (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Dates on which those Serial Bonds shall mature and the principal amount thereof to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds, if any, to be issued as Term Bonds, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, and the Mandatory Sinking Fund Redemption Date and the Mandatory Sinking Fund Redemption Requirements applicable to those Term Bonds.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing, shall be such that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest rate per year for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or mandatory sinking fund redemption of those principal amounts of Bonds shall not exceed 6% per year.

Fayment of Debt Charges. The debt charges on the Bonds shall be (d) payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds, shall be payable when due upon presentation and surrender of the Bonda at the principal corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Auditor. in the name and on behalf of the City, in connection with the book entry system.

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Dryms Lagat Blank, Inc.			Form No. 2017		
Ordinance No. 20	10-49	Pasnd	MAY 1 0 2010	. 20	
	edemption Provisions. as follows:	The Bonds shall be	subject to redemp	tion prior	
to stated maturity					

forth in the Final Terms Certificate at a price equal to 100% of the principal amount of the Term Bonds to be redeemed plus accrued interest to the

applicable Mandatory Sinking Fund Redemption Date.

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered. That option shall be exercised by the City on or before the 15th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Auditor, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations) for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) <u>Optional Redemption</u>. Certain maturities of Bonds may be subject to optional redemption by and at the sole option of the City, in whole or in integral multiples of \$5,000 on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, all to be determined by the Auditor in the Final Terms Certificate provided that the earliest optional redemption date shall not be earlier than December 1, 2019 or later than December 1, 2022, and the redemption price shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same manirity to be redeemed by operation of the Mandatory Sinking Fund Redemption Requirements The

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LASIMBACE NO.	4919-49	Pretrated -		
	Bonds to be redeemed p written notice from the / of this Board by adopt redemption date and th redeemed, and shall be such shorter period as sh	Auditor to the Bond tion of an Ordinan e principal amount given at least 45 di	Registrar, given u ce. That notice of each manurity ays prior to the re	pon the direction shall specify the of Bonds to be demption date or
	There shall be a redemption date, more therefore and held by the for which notice of reder	Bond Registrar, w	on to any other ill be sufficient to r	money available
	(iii) <u>Partial R</u> optional redemption at a manner determined by the to be redeemed, the select in Authorized Denomina- manner determined by the Bonds by lot when Be- outstanding, each \$5,000 Bond of the denomination not all, of the \$5,000 un nalled for redemption, to units, the registered own Registrar (I) for payment called for redemption (Ii (ii) issuance, without che any Authorized Denom- tionmatured and unredeed maturing on the same data.	the City. If fewer the ection of the Bonds ations shall be mad the Bond Registrar, ands in denominat 0 unit of principal sh on of \$5,000. If it its of principal amo hen upon notice of her of that Bond sh at of the redemption including accused it arge to the registered ination in an aggre- med portion, and b	I be called as select an all Bonds of a select to be redeemed, or e by the Bond Rey In the case of part ions greater than nall be treated as if is determined that unt represented by f a redemption of all surrender the E in price of the \$5, iterest to the reder d owner, of a new 1 gate principal ani- caring interest at t	cted by, and in a ingle maturity are r portions thereof gistrar by lot in a ial redemption of \$5,000 are then it were a separate one or more, but a Bond are to be a \$5,000 unit or Bond to the Bond 000 unit or units nption date), and Bond or Bonds of ount equal to the
	(iv) <u>Notice of I</u> Bonds shall identify (A) marks, the Bonds or por to be paid, (C) the date I the amounts due upon re Bond Registrar on behall by first class mail, post- redemption, to the regi- whole or in part at the r maintained by the Bond preceding that mailing, notice regarding any H proceedings for the reder	tions thereof to be fixed for redemption demption are payah f of the City by mail age prepaid, in least stered owner of ea egistered owner's a l Registrar at the clo Failure to receive Bond, however, sh	ers, numbers or oth redeemed, (B) the n, and (D) the place ele. The notice shalling a copy of the r t 30 days prior to ach Bond subject didress shown on to ose of business on notice by mail or shall not affect the	her distinguishing redemption price e or places where ill be given by the edemption notice the date fixed for to redemption in he Bond Register the fifteenth day any defect in that
	(v) <u>Payment</u> manner provided in the thereof called for redem date, and, upon preser specified in that notice accrued to the redemption and portions thereof to the redemption date, is h to be available therefor deposited in the mail as Bonds and portions there no longer shall be consist available on the redemption	ption shall become itation and surrend , shall be paid at on date. If money for be redeemed, togeth held by the Bond Re re on that date and aforesaid, then from eof called for redem idered to be outstan	ph hereof, the Bo due and payable of the thereof at the the redemption pro- or the redemption of her with interest a gistrar on the reder , if notice of reder and after the rede- ption shall cease to ding. If that mone	ands and portions in the redemption place or places rice, plus interest of all of the Bonds corrued thereon to imption date, so as imption date, so as imption date those o bear interest and cy shall not be so

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the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds.

Section 4 Execution and Authentication of Bonds: Appointment of Bond Registrat. The Bonds shall be signed by the Mayor and the Auditor, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsamile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Auditor, shall be numbered as determined by the Auditor in order to distinguish each Bond from any other Bond and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

The Auditor shall appoint a bank or trust company located in the State of Obio to act as the initial Bond Registrar after determining that the appointed bank or trust company will not endanger the funds or securities of the City and that proper safeguards are available for that purpose and that appointment shall be confirmed in the Final Terms Certificate. The Bond Registrar Agreement is approved, and the Auditor is authorized to sign and deliver, in the name and on behalf of the City, the Bond Registrar Agreement with any changes that are not inconsistent with this Ordinance, are not materially adverse to the City and are approved by the Auditor. That such changes are not materially adverse to the City and have been approved by the Auditor shall be conclusively evidenced by the Auditor's signing of the Bond Registrar Agreement. The Auditor shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser in accordance with the Bond Purchase Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfally available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Auditor on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration: Transfer and Exchange, Book Entry System.

(a) Bond Registrar. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its principal corporate trust office. Subject to the provisions of Section 5(c), the person in whose name a Bond is registered on the Bond Register ahall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the principal corporate

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trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the principal corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transforred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges. If any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the book entry interest owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, and after the Bond Registrar has made provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and the City and the Bond Registrar authenticate and deliver bond certificates in registered form to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Auditor is also hereby authorized and directed to the extent necessary or required to enter into any agreements determined necessary in connection with the book entry system for the Bonds, after determining that the signing thereof will not endanger the funds or securities of the City.

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Section 6. Sale of the Bonds to the Original Purchaser. The Bonds are to be sold at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Auditor in the Final Terms Certificate, and shall be awarded by the Auditor with and upon such other terms as are required or authorized by this Ordinance to be specified in the Final Terms Certificate, in accordance with law, the provisions of this Ordinance and the Bond Purchase Agreement. The Auditor is authorized, if it is determined to be in the best interest of the City, to combine the insue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Revised Code.

The Auditor shall sign and deliver the Final Terms Certificate and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Auditor, the Director of Law, the Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

The Bond Purchase Agreement is approved, and the Auditor is authorized to sign and defiver, in the name and on behalf of the City, the Bond Purchase Agreement, with any changes that are not inconsistent with this Ordinance, are not materially adverse to the City and are approved by the Auditor. That such changes are not materially adverse to the City and have been approved by the Auditor shall be conclusively evidenced by the Auditor's signing of the Bond Purchase Agreement.

Section 7. <u>Provisions for Tax Levy</u>. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, lovied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due.

Section 8. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Code; or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest thereon will not be treated as an item of tax preference under Section 57 of the Code.

The City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(6)(3) of the Code. In connection with that designation, the City hereby represents and covenants that as a "qualified borrower" it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it maans obligations, in or during the calendar year in which the Bonds are issued, (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the principal amount of the Bonds, in an aggregate principal amount in excess of \$30,000,000, aad (if) have not issued, do not misionably unticipate issuing, and will not issue, tax-exempt obligations (including the principal amount of the Bonds, but

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excluding the other obligations that are "private activity bonds" as defined in Section 141 of the Code, and excluding refunding obligations that are not "advance refunding obligations" as defined in Section 145(d)(5) of the Code) in an aggregate amount exceeding \$30,000,000, unless the City first obtains a written opinion of nationally recognized bond counsel that such designation or Issuance, as applicable, will not adversely affect the status of the Bonds as "qualified tax-exempt obligations".

Further, the City represents and covenants, during any time or in any manner as might affect the status of the Bonds as "qualified tax-exempt obligations", that it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and covertants that it will not form, participate in the formation of, or benefit from or avail itself of any such entity. The City further represents that the Bonds are not being issued as part of a direct or indirect composition issue that combines issues or lots of tax-exempt obligations of different issuers.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of the proceeds of the Bonds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Auditor, as the fiscal officer, or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the principal of and interest on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

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Section 9. Official Statement and Continuing Disclosure.

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(a) Primary Offering Disclosure - Official Statement. The Preliminary Official Statement of the City relating to the original issuance of the Bonds substantially in the form now on file with the Auditor is approved. The distribution and use of the Preliminary Official Statement is hereby approved. The Mayor and the Auditor are each authorized and directed to complete the Preliminary Official Statement, with such modifications, completions, changes and supplements, as those officers shall approve or authorize for the purpose of preparing and determining, and to certify or otherwise represent, that the revised Preliminary Official Statement is a "deemed final" official statement (except for permitted omissions) by the City as of its date for purposes of the Rule.

Those officers are each further authorized and directed to complete and sign on behalf of the City, and in their official capacities, a final official statement for purposes of the Rule, and are further authorized to use and distribute, or authorize the use and distribution of, that final official statement and supplements thereto in connection with the original issuance of the Bonds as may in their judgment be necessary or appropriate. Those officers and each of them are also authorized to sign and delsver, on behalf of the City, and in their official capacities, such certificates in connection with the accuracy of the Preliminary Official Statement and the final official statement and any amendment thereto as may, in their judgment, be necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Auditor, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees, as the only obligated person with respect to the Bonds under the Rule, to provide or cause to be provided such financial information and operating data, audited financial statements and notices, in such manner, as may be required for purposes of paragraph (b)(5)(i) of the Rule. The City further agrees, in particular, to provide or cause to be provided:

(i) to the MSRB, (A) Annual Information for each City fiscal year ending hereafter, not later than the 270th day following the end of the fiscal year, and (B) when and if available, audited City financial statements for each such fiscal year, and

(ti) to the MSRB, in a timely manner, notice of (A) any Specified Event if that Event is material, (B) the City's failure to provide the Annual Information within the time specified above, and (C) any change in the accounting principles applied in the preparation of its annual financial statements, any change in its fiscal year, its failure to appropriate funds to meet costs to be incurred to perform the agreement, and of the termination of the agreement.

The Continuing Disclosure Certificate now on file with the Clerk of this Board is approved. The Auditor is authorized and directed to complete, sign and deliver, in the name and on behalf of the City, the Continuing Disclosure Certificate with such changes that are not inconsistent with this Ordinance, are not materially adverse to the

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City, and are approved by the Auditor, to specify in reasonable detail the Annual Information to be provided (which may be provided by specific reference to other documents previously filed and available in accordance with the Rule), whether the City has obtained any credit enhancement or provider for the Bonds and the City's expectations as to whether audited financial statements will be prepared, the accounting principles to be applied in their preparation, and whether they will be available together with, or separately from, Annual Information. That any such changes to the Continuing Disclosure Certificate are not materially adverse to the City and are approved by the Auditor shall be evidenced conclusively by the signing of the Continuing Disclosure Certificate by the Auditor.

The Auditor is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Certificate, including timely provision of information and notices as described above. Prior to making any filling in accordance with clause (ii) above or providing notice of the occurrence of any other events, the Auditor shall consult with and obtain legal advice from, as appropriate, the Director of Law and bond or other qualified independent special counsel selected by the City. The Auditor, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made.

The City reserves the right to amend its Continuing Disclosure Agreement, and to obtain the waiver of noncompliance with any provision of the Continuing Disclosure. Agreement, as may be necessary or appropriate to achieve its compliance with any applicable federal securities law or rule, to cure any ambiguity, inconsinency or formal defect or omission, and to address any change in circumstances arising from a change in legal requirements, change in law, or change in the identity, nature, or status of the City, or type of business conducted by the City. Any such amendment or whiver will not be effective unless the Continuing Disclosure Agreement (as amended or taking into account such waiver) would have complied with the requirements of the Rule at the time of the primary offering of the Bonds, after taking into account any applicable amendments to or official interpretations of the Rule, as well as any change in circumstances, and until the City shall have received: either (i) a written opinion of bond or other qualified independent special counsel selected by the City that the amendment or waiver would not materially impair the interests of holders or beneficial owners of the Bonds or (ii) the written consent to the amendment or waiver of the holders of at least a majority of the principal amount of the Bonds then outstanding. Annual Information containing any revised operating data or financial information shall explain, in narrative form, the reasons for any such amendment or waiver and the impact of the change on the type of operating data or firuncial information being, provided.

The City's Continuing Disclosure Agreement shall be solely for the benefit of the holders and beneficial owners from time to time of the Bonds. The exclusive remedy for any breach of the agreement by the City shall be limited, to the extent permitted by law, to a right of holders and beneficial owners to institute and maintain, or to cause to be instituted and maintained, such proceedings as may be authorized at law or in equity to obtain the specific performance by the City of its obligations under the agreement. Any individual holder or beneficial owner may institute and maintain, or cause to be instituted and maintained, such proceedings to require the City to provide or cause to be provided a pertinent filing if such a filing is due and has not been made Any such proceedings to require the City to perform any other obligation under the Continuing Disclosure Agreement (including any proceedings that contest the sufficiency of any pertinent filing) shall be instituted and maintained only by a trustne appointed by the holders and beneficial owners of not less than 25% in principal amount of the Bonds then outstanding or by holders and beneficial owners of not less than 10% in principal amount of the Bonds then outstanding in accordance with Section 133.25(B)(4)(b) or (C)(1) of the Revised Code, as applicable (or any like or comparable successor provisions)

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The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

The City's Continuing Disclosure Agreement shall remain in effect only for such period that the Bonds are outstanding in accordance with their terms and the City remains an obligated person with respect to the Bonds within the meaning of the Rule. The obligation of the City to provide the Annual Information and notices of the events described above shall terminate, if and when the City no longer remains such an obligated person.

The Auditor is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Auditor determines to be necessary in connection with a book entry system for the Bonds, after approval of any such agreement by the Director of Law.

Section 10. <u>Redemption of Outstanding Bonds</u>. This Council finds and determines that the redemption of all or a portion of the Outstanding Bonds could result in substantial present value savings to the City. The Auditor is authorized to determine in the Final Terms Certificate the amount and maturities of the Outstanding Bonds to be redeemed in order to maximize present value savings to the City, and the Auditor is authorized to determine the date for the redemption of those Outstanding Bonds, and the Auditor is hereby directed to give notice of that redemption.

The Escrow Agreement in the form now on file with the Clerk of this Council is approved and the Auditor is authorized to sign and deliver, in the name and on behalf of the City, the Escrow Agreement with such changes that are not inconsistent with this resolution, are not materially adverse to the City, and are approved by the Auditor. That any such changes are not materially adverse to the City and are approved by the Auditor shall be evidenced conclusively by the signing of the Escrow Agreement by the Auditor.

Section 11 Certification and Delivery of Ordinance and Final Terms Certificate. The Clerk of Council is directed to deliver a certified copy of this Ordinance and a signed copy of the Final Terms Certificate to the County Auditor of Marion County.

Section 12. <u>Satisfaction of Conditions for Bond Issuance</u> This Council determines that all acts and conditions necessary to be performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 13. <u>Compliance with Open Meeting Requirements</u>. This Council finds and determines that all formal actions of this Council concerning and relating to the pursage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

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Mayor:	Section 14. <u>Emergency</u> necessary for the immedi ity, and for the further rea- in order to issue and se ling Bonds and thereby ad with other bonds of the ost of issuing the Bonds; mediately upon its passar ad: <u>MAY 11 2010</u> <u>MAY 11 2010</u> <u>May 11 2010</u> <u>May 11 2010</u>	ate preservation of ison that this Ordina II the Bonds to ena preserve its credit City in a consolidat wherefore, this or	the public peace, heat ance is required to be able the City to time and to permit the ted bond issue and ac dinance shall be in	th and safety immediately by refund the Bonds to be hieve savings full force and

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion (the City), I certify in connection with your proposed issue of bonds in the principal amount not to exceed \$6,300,000 (the "Bonds") to refund all or a portion of the County's outstanding Various Purpose Bonds, Series 2000 (the "Series 2000 Bonds") that were issued as of November 1, 2000 to (i) improve the City storm water system by constructing and replacing storm water sewers on Executive Drive, Littleton Street, Kentucky Avenue, Michigan Avenue, Fleetwood Avenue, Van Buren Street, Jefferson Street, Richland Road, Church Street, Clover Avenue, Homer Street, Kensington Place, Merchant Avenue, Spencer Street, Bartram Avenue, Avondale Avenue, Barks Road East, Catalina Drive, Reed Avenue, McKinley Lane and Oakland Boulevard Ditch, between certain termini, together with all necessary appurtenances, (ii) improve the City sanitary sewer system by constructing new sanitary sewer lines, manholes and lift for Church Street, Clover Avenue, Homer Street, Kensington Place, Merchant Avenue, Spencer Street, Bartrum Avenue, Avondale Avenue, Vernon Heights Boulevard, Barks Road East and Reed Avenue, between certain termini, and (iii) prepay, through a single lump sum, the City's accrued liability to the Police and Fireman's Disability and Pension Fund of the State of Ohio and authorizing an agreement with the Pension Fund with respect to that lump sum payment (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Ohio Revised Code Sections 122.20 and 122.34, is 29 years. That maximum maturity is based on (i) the fiscal officer's certificates dated October 9, 2000 for the Series 2000 Bonds and (ii) my calculation of the average number of years of life or period of usefulness of the Improvement as measured by the weighted average of the amounts proposed to be expended for the several classes of the Improvement as follows: \$5,472,180 for the improvement of the storm water system and the sanitary sewer system, 30 years, and \$827,820 for the prepayment of the accrued liability to the Police and Fireman's Disability and Pension Fund of the State of Ohio, 25 years, the weighted average is therefore 29 years.

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	42, each \$4,755,00	HEREAS, pursua passed April 27, 0 dated June 24, 2 Section 1, to mature	2009, n t 2009 (the	ote in antici Outstanding	note"), was	onds in th	he amount of
		HEREAS, this Co defined in Section					ould issue the
	Council s financed b Bonds is several of	HEREAS, the A hat the estimated by the Bonds is at 28 years based up asses of improve is approved, ratifi	life or p least five y pon the w ments set	eriod of use ears and the eighted avera forth in the	fulness of t estimated m age of the ar	he Impro aximum n nounts al	vement to be naturity of the located to the
	Marion, C Se elsewhere	OW, THEREFOR Jounty of Marion, ection 1. <u>Definition</u> defined in this On at meaning or inter	Ohio, tha res and Int rdinance, u	etpretation.	In addition	to the wa	rds and terms
-		Annual Information be specified in th					
	+4	Auditor" means the	City And	itor.			
	"/ multiple t	authorized Denom hereof.	inations" (neans the der	nomination o	f \$5,000 a	or any integral
	Agreemer	lond proceedings' it, the Bond Purch e Agreement and s	ase Agreen	nent, the Fin	al Terms Cer	rtificate, t	he Continuing

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provide collectively for, among othe of the Bomia.	things, the rights of holders and beneficia	al owners
	means the Bond Purchase Agreement be on file with the Clerk of this Council.	ween the
A second s	weeks and records necessary for the reg revisited in this Unitinance and the Bond	Construction of the second s
the Final Terms Certificate to act transfer agent and paying agent for t until a successor Bond Registrar sha	eank or trust company appointed by the A a the initial authenticating agent, bond a Bonds under the Bond Registrar Agree I have become such pursuant to the prov d, thereafter, "Bond Registrar" shall a	registrar, ment and visions of
"Boud Registrar Agreement" City and the Bond Registrar now on	means the Bond Registrar Agreement be ile with the Clerk of this Council.	tween the
"Bondy" means the bonds as	honzed in Section 2	
(a) the ownership of book entry into the Bonds may be transformed on certificates in fully registered form numinee as registered owner, with Depository or its designated agent	attry system" means a form or system un- rests in Bonda and the principal of and in through a book ermy, and (b) physic re issued by the City only to a Deposit the Bonds "immobilized" in the custor the book entry nutimained by others that rs of book entry interests in those Bonds	nterest on ral Bond mry or its dy of the n the City
"City" means the City of Ma	ion, Ohio.	
"Closing Date" means the purchase price for, the Bonds.	ate of physical delivery of, and payme	nt of die
temponery or final) under that Code amendments of, or successor prov announcements, notices, procedures foregoing, all as and to the extent ap Section of the Code includes any a	Revenue Code of 1986, the Regulations or the statutory predecessor of that Code alons to, the foregoing and any official and judicial determinations regarding a licable. Unless otherwise indicated, refer oplicable successor section or provision uncements, notices, procedures and determined	, and any I sulings, any of the rence to a and such
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"Continuing Disclosure C Certificate authorized by this Ordina	ertificate" means the Continuing D	lisclosura
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constru related between (JII) and compty	vard, improving Barks Ra acting a portion of Weilts to Dolaware Avenue, (ii) on certain termini, by con oquiring and installing a unity development, comm	collectively, (i) constructing out between Delaware Avenu- ena Drive and constructing our improving Forest Lawn Boole structing storm water sewers comprehensive financial man- numity access, human resource r with all necessary apportenan-	ae and State Route 529, tain public infrastructure word and Blaine Avenae, and sanitary sewers, and magement, utility billing, es and payzoli computer
10113-00032		" means June 1 and December	
redent		nd Redemption" means the sc orth in the Final Terms Certific	the second s
		nd Redemption Dates" means is Certificate on which a portio to be redeemed.	
SEC	"MSRB" means the Mu	nicipal Securities Rulemaking	Board established by the
	"Original Purchaser" me	ans Fifth Thini Securities, Inc.	
		participant contracting with a rities brokers and dealers, has	the state of the second st
		mement [®] means the preliminar, he Bonds substantially in the f	
Payme ndven Terms and fu	ing 2010 to and includi- ent Date may be deferred ced up to five years if su Certificate to be in the b	est means December 1 in eac ng 2030; provided, however, one year and the last Princip inh actions are determined by est interest of end financially case shall the last Principal § 8.	that the first Principal al Payment Date may be the Auditor in the Final advantageous to the City
Excha	"Role" means Rule 15c nge Act of 1934.	2-12 prescribed by the SEC p	surguant to the Socurities
	"SEC" means the Securi	ties and Exchange Commissio	n.
dates	"Serial Boods" means a set forth in the Final Term	those Bonda designated as au a Certificate	ich and maturing on the
paying service	aming of the Rule, with re- mt delinquencies; non-pe- t reserves reflecting fi	in the occurrence of any of the spect to the Bonds, as applicab syment related defaults; unsc inancial difficulties, unsches inal difficulties, substitution	ble: principal and interest theduled draws on debt haled draws on credit of credit or liquidity

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exempt status of the Bonds; modified the Bonds, Bond calls; defeasance repayment of the Bonds, and ratisecured by a lien on any property of may be substituted.	es; release, substitutio ing changes. The re	n, or sale of pro payment of the	perty securing Bonds is not	
"Term Bonds" means the Principal Payment Dates set forth i			aturing on the	
The captions and heading reference and in no way define, li subsections, paragraphs, subparag- means a section of this Ordinance of	mit or describe the s graphs or clauses her	cope or intent of reof. Reference	any Sections,	
Section 2. Authorize Proceeds. It is necessary and deter of this City in an aggregate princip retire the Outstanding Note and to principal amount of Bonds to be is by the Auditor in the Final Terms Bonds that is required to be issued	rmined to be in the Ci pal amount not to exc to pay costs of issue spued (not to exceed \$ a Certificate to be the	ty's best interest ceed \$4,950,000 ng the Bonds. (4,950,000) shall aggregate princi	to issue bonds (the Bonds) to The aggregate be determined pal amount of	
The proceeds from the sale Note and to pay costs of the issue spent 120 days after the issuence Retirement Fund and used to pay interest carned on amounts on dep of the Bonds (including interest e and used for the purposes set fort Fund. All of the proceeds of the hereby appropriated for the purpos	ance of the Bonds // ce of the Bonds sha principal of or interest osit in each of those f samed on such interest in above, and shall no e Bonds and interest	Any proceeds of 11 be transferred at on the Bonds v lands derived from (t) shall be credit of be transferred	the Bonds not to the Bond when due. All in the proceeds ted to the fund to the General	
Section 3. <u>Denomination</u> <u>Redemption Provisions</u> . The Bo registered bonds, in the Authorize maturity date exceeding the prince be dated the Closing Date.	onds shall be issued ed Denominations, be	in one lot and it in no case as	only as fully to a particular	
(a) Interest Rates. The (computed on a 360-day per year b determined by the Auditor in the F payable at such rate or rates on th has been paid or provided for. The to which interest has been paid of provided for, from their date.	inal Terms Certificate he Interest Payment E he Bonds shall bear in	tive 30-day mont i. Interest on the Dates until the pri- terest from the m	hs), as shall be Bonds shall be incipal amount lost recent date	
(b) Principal Payment Payment Dates in principal amoun subsection (c) of this Section, in th	Schedule. The Bond nts as shall be determ be Final Terms Certific	ined by the Aud		

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the City, the Auditor shall specify in the Final Terms Certificate (i) the aggregate principal amount of Bonds to be issued as Serial Boods, the Principal Payment Dates on which those Serial Bonds shall mature and the principal amount thereof to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds, if any, to be issued as Term Bonds, the principal amount thereof that shall be stated to mature on each such Principal Payment

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Date, and the Mandatory Sinking Fund Redemption Date and the Mandatory Sinking Fund Redemption Requirements applicable to those Term Bonds.
(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing, shall be such that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest rate per year for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or mandatory sinking fund redemption of those principal amounts of Bonds shall not exceed 6% per year.
(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds, shall be payable when due upon presentation and surrender of the Bonds at the principal corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the marmer provided in any agreement entered into by the Auditor, in the name and on behalf of the City, in connection with the book entry system.
(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:
(i) <u>Mandatory Sinking Fund Redemption</u> . If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to and redeemed pursuant to the Mandatory Sinking Fund Redemption Requirements on the Mandatory Sinking Fund Redemption Dates applicable to the Term Bonds set forth in the Final Terms Certificate at a price equal to 100% of the principal amount of the Term Bonds to be redeemed plus accrued interest to the applicable Mandatory Sinking Fund Redemption Date.
The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered. That option shall be exercised by the City on or before the 15th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Auditor, setting forth the extent of
 the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to
mature on the same Principal Payment Date. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on

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	the same Principal Payment Date as the Term Bonds so redeemed or purchased and canceled. Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal	
	amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations) for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered, redeemed or purchased and canceled. (ii) Optional Redemption. Certain maturities of Bonds may be	
	subject to optional redemption by and at the sole option of the City, in whole or in integral multiples of \$5,000 on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, all to be determined by the Auditor in the Final Terms Certificate provided that the earliest optional redemption date shall not be earlier than December 1, 2019 or later than December 1, 2022, and the redemption price shall not be greater than 103%.	
	If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity to be redeemed by operation of the Mandatory Sinking Fund Redemption Requirements. The Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Auditor to the Bond Registrar, given upon the direction of this Board by adoption of an Ordinance. That notice shall specify the redeemed, and shall be given at least 45 days prior to the redeemption date or such shorter period as shall be acceptable to the Bond Registrar.	
	There shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other money available therefore and hold by the Bond Registrar, will be sufficient to redeem the Bonds for which notice of redemption has been given.	
	(iii) <u>Partial Redemption</u> . If fewer than all of the Bonds are called for optional redemption at one time, they shall be called as selected by, and in a manner determined by the City. If fewer than all Bonds of a single maturity are to be redeemed, the selection of the Bonds to be redeemed, or portions thereof in Authorized Denominations shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of partial redemption of Bonds by lot when Bonds in denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined by a Bond are to be called for redemption, then upon notice of a redemption of a \$5,000 unit of principal amount represented by a Bond are to be called for redemption (then upon notice of a tedemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (i) for payment of the redemption price of the \$5,000 unit or units called for redemption (including accrued interest to the redemption date), and (ii) issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination in an aggregate principal amount equal to the unmatured and unredeemed portion, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.	
	(iv) <u>Notice of Redemption</u> . The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing	

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	marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the fifteenth day preceding that mailing Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.
	(v) <u>Payment of Redeemed Bonds</u> . Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption of all of the Bonds and portions thereof to be redeemed, together with interest accrued thereon to the redemption date, is held by the Bond Registrar on the redemption date, so as to be available therefore on that date and, if notice of redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof alled for redemptions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar fur the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and agreender of those Bonds.
	Section 4. Execution, and Authentication of Bonds: Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Auditor, in the name of the City and in their official espacities, provided that either or both of those signatures may be a facsimile. The Bonda shall be issued in the Authorized Desominations and numbers as requested by the Original Purchaser and approved by the Auditor, shall be numbered as determined by the Auditor in order to distinguish each Bond from any other Bond and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued porsuant to this Ordinance
	The Auditor shall appoint a bank or trust company located in the State of Ohio to act as the initial Bond Registrar after determining that the appointed bank or trust company will not endanger the funds or securities of the City and that proper safeguards are available for that purpose and that appointment shall be confirmed in the Final Terms Certificate. The Bond Registrar Agreement is approved, and the Auditor is authorized to sign and deliver, in the name and on behalf of the City, the Bond Registrar Agreement with any changes that are not inconsistent with this Ordinance, are not materially adverse to the City and are approved by the Auditor. That such changes
	are not materially adverse to the City and have been approved by the Auditor shall be conclusively evidenced by the Auditor's signing of the Bond Registrar Agreement. The Auditor shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser in accordance with the Bond Purchase Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

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No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Auditor on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration: Transfer and Exchange: Book Entry System-

(a) Bond Registrar. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its principal corporate trust office. Subject to the provisions of Section 5(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the principal corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the principal corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonda may be issued in the form of a single, fully registered Bond representing each maturity

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and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the book entry interest owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants, and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.
depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, and after the Bond Registrar has made provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and the City and the Bond Registrar authenticate and deliver bond certificates in registered form to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.
The Auditor is also hereby authorized and directed to the extent necessary or required to enter into any agreements determined necessary in connection with the book entry system for the Bonds, after determining that the signing thereof will not endanger the funds or securities of the City.
Section 6. <u>Sale of the Bonds to the Original Purchaser</u> . The Bonds are to be sold at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Auditor in the Final Terms Certificate, and shall be awarded by the Auditor with and upon such other terms as are required or authorized by this Ordinance to be specified in the Final Terms Certificate, in accordance with law, the provisions of this Ordinance and the Bond Purchase Agreement. The Auditor is authorized, if it is determined to be in the best interest of the City, to combine the issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Revised Code.
The Auditor shall sign and deliver the Final Terms Certificate and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Auditor, the Director of Law, the Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.
The Bond Purchase Agreement is approved, and the Auditor is authorized to sign and deliver, in the name and on behalf of the City, the Bond Purchase Agreement, with any changes that are not inconsistent with this Ordinance, are not materially adverse to the City and are approved by the Auditor. That such changes are not materially adverse to the City and have been approved by the Auditor shall be conclusively evidenced by the Auditor's signing of the Bond Purchase Agreement.
Section 7. <u>Provisions for Tax Levy</u> . There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill

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extended u and at the levied, ext items and the Bond	imposed by law, shall b pon the tax duplicate and same time that taxes for ge ended and collected, and s for the full amount thereo Retirement Fund, which is the Bonds when and as the	collected by the same meral purposes for eachall be placed before f. The proceeds of the s irrevocably pledge	e officers, in the san ich of those years are and in preference to the tax levy shall be	ne manner e certified, o all other e placed in		
will restric such exter activity bo Code, or (and (b) th	ction 8. Federal Tax Cons et the use and investment of it as may be necessary so onds, arbitrage bonds or h ii) be treated other than as be interest thereon will no of the Code.	of, the proceeds of the o that (a) the Bonds edge bonds under S bonds to which Secti	e Bonds in such man will not (i) constitu- ection 141, 148 or ion 103(a) of the Cou	iner and to ate private 49 of the de applies,		
tax-exemp covenants days after treating th account u	e City hereby represents the obligation" for purposes that it will redeem the Ou- the issuance of, the Bonds ie Bonds as "qualified a inder subpangraph (D) of aph (D)(ii) of Section 265(of Section 265(b)(3) tstanding Note from , and represents that ax-exempt obligation of Section 265(b)(3)	of the Code. The C the proceeds of, and all other conditions i as" and not to be	ity hereby within 90 are met for taken into		
might affe not formed entity in o the Code, from or an not being	other, the City represents a text the status of the Bond d or participated in the form rder to avoid the purposes and covenants that it will vail itself of any such enti- issued as part of a direct or exempt obligations of diff	s as "qualified tax-en nation of, or benefite of subparagraph (C) not form, participate ty. The City further r indirect compositio	compt obligations", of from or availed its or (D) of Section 20 in the formation of, represents that the	that it has self of, any 55(b)(3) of or benefit Bonds are	n (11.)	
that may from gros be taken a acting for to the gov property, maintain certain us such proc	the City further covenants to be required of it for the in a income for federal incor- iny actions that would ad- it, will, among other acts vernmental purposes of the (iii) make timely and ad books and records and m es of the proceeds of the H eeds, all in such manner a crest under the Code.	terest on the Bonds ne tax purposes, (b) versely affect that ep of compliance, (i) ap the borrowing, (ii) re lequate payments to ake calculations and Bonds and, as applica-	to be and to remain it will not take or an colusion, and (c) it, apply the proceeds of strict the yield on it the federal govern i reports, and (v) re- ible, of property fina-	a excluded authorize to or persons the Bonds investment investment iment, (iv) frain from anced with		
responsible election, s City with under the elections 148 of the breatment requirement requirement reducing to amounts of rebate, or	the Auditor, as the fiscal lity for issuance of the Bo selection, designation, cho respect to the Bonds as federal income tax laws provided for in Section 10 e Code, for the purpose of or status of the Bonds ats for that purpose, redu- the rebate amount or pays in lieu of making comput obviating those amounts all be in writing and signed	ands is hereby author- tice, consent, approv- the City is permitted, including, without 48(f)(4)(C) of the Co of assuring, enhanch or interest thereon using the burden or ments or penalties, or ations to determine, or payments, as determined	rized (a) to make or al, or waiver on bel- d or required to ma- limitation thereto. : ode or available und ng or protecting fav- or assisting compli- expense of such or t making payments or paying, excess e ermined by that offici	effect any half of the ke or give any of the ler Section rorable tax iance with ompliance, of special carnings as icer, which		

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make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the principal of and interest on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

Section 9. Official Statement and Continuing Disclosure

(a) Primary Offering Disclosure – Official Statement. The Pretiminary Official Statement of the City relating to the original issuance of the Bonds substantially in the form now on file with the Auditor is approved. The distribution and use of the Preliminary Official Statement is hereby approved. The Mayor and the Auditor are each authorized and directed to complete the Preliminary Official Statement, with such modifications, completions, changes and supplements, as those officers shall approve or authorize for the purpose of preparing and determining, and to certify or otherwise represent, that the revised Preliminary Official Statement is a "deemed final" official statement (except for permitted ominisions) by the City as of its date for purposes of the Rule.

Those officers are each further authorized and directed to complete and sign on behalf of the City, and in their official capacities, a final official statement for purposes of the Rule, and are further authorized to use and distribute, or authorize the use and distribution of, that final official statement and supplements thereto in connection with the original issuance of the Bonds as may in their judgment be necessary or appropriate. Those officers and each of them are also authorized to sign and deliver, on behalf of the City, and in their official capacities, such certificates in connection with the accuracy of the Preliminary Official Statement and the final official statement and any amendment thereto as may, in their judgment, be necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Auditor, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees, as the only obligated person with respect to the Bonds under the Rule, to provide or cause to be provided such financial information and operating data, audited financial statements

ar Legal Blank, Inc.	MAY 1 0 2010	1
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(i) to the MSRB, (A)	may be required for purposes of paragraph (b)(5)(i) of a, in particular, to provide or cause to be provided: Annual Information for each City fiscal year ending	
· 영상은 동안은 것 같은 것	day following the end of the fiscal year, and (B) when incial statements for each such fiscal year; and	
Event is material, (B) the City's time specified above, and (C) an preparation of its annual financia	mely manner, notice of (A) any Specified Event if that failure to provide the Annual Information within the ny change in the accounting principles applied in the I statements, any change in its fiscal year, its failure to to be incurred to perform the agreement, and of the	
is approved. The Auditor is aut the name and on behalf of the or changes that are not inconsistent City, and are approved by the Information to be provided (wh documents previously filed and City has obtained any credit en expectations as to whether audite principles to be applied in their p with, or separately from, Annual Disclosure Certificate are not m	re Certificate now on file with the Clerk of this Board horized and directed to complete, sign and deliver, in City, the Continuing Disclosure Certificate with such with this Ordinance, are not materially adverse to the Auditor, to specify in reasonable detail the Annual nich may be provided by specific reference to other available in accordance with the Rule), whether the hancement or provider for the Bonds and the City's ed financial statements will be prepared, the accounting reparation, and whether they will be available together Information. That any such changes to the Continuing aterially adverse to the City and are approved by the clusively by the signing of the Continuing Disclosure	
to ensure compliance by the City timely provision of information filing in accordance with clause of other events, the Auditor shall con the Director of Law and bond or the City. The Auditor, acting in	athorized and directed to establish procedures in order y with its Continuing Disclosure Certificate, including and notices as described above. Prior to making any (ii) above or providing notice of the occurrence of any nsult with and obtain legal advice from, as appropriate, other qualified independent special counsel selected by the name and on behalf of the City, shall be entitled to a determining whether a filing should be made.	
to obtain the waiver of noncompl Agreement, as may be necessar applicable federal securities law defect or omission, and to addres in legal requirements, change in City, or type of business conduct not be effective unless the Com- into account such waiver) would time of the primary offering of	ht to amend its Continuing Disclosure Agreement, and liance with any provision of the Continuing Disclosure ry or appropriate to achieve its compliance with any or role, to cure any ambiguity, inconsistency or formal as any change in circumstances arising from a change law, or change in the identity, nature, or status of the ted by the City. Any such amendment or waiver will tinuing Disclosure Agreement (as amended or taking have complied with the requirements of the Rule at the the Bonds, after taking into account any applicable appretations of the Rule, as well as any change in	

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The City's Continuing Disclosure Agreement shall be solely for the benefit of the holders and beneficial owners from time to time of the Bonds. The exclusive remedy for any breach of the agreement by the City shall be limited, to the extent permitted by law, to a right of holders and beneficial owners to institute and maintain, or to cause to be instituted and maintained, such proceedings as may be authorized at law or in equity to obtain the specific performance by the City of its obligations under the agreement. Any individual holder or beneficial owner may institute and maintain, or cause to be instituted and maintained, such proceedings to require the City to provide or cause to be provided a pertinent filing if such a filing is due and has not been made. Any such proceedings to require the City to perform any other obligation under the Continuing Disclosure Agreement (including any proceedings that contest the sufficiency of any pertinent filing) shall be instituted and maintained only by a trustee appointed by the holders and beneficial owners of not less than 25% in principal amount of the Bonds then outstanding or by holders and beneficial owners of not less than 10% in principal amount of the Bonds then outstanding in accordance with Section 133.25(B)(4)(b) or (C)(1) of the Revised Code, as applicable (or any like or comparable successor provisions).

The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

The City's Continuing Disclosure Agreement shall remain in effect only for such period that the Bonds are outstanding in accordance with their terms and the City remains an obligated person with respect to the Bonds within the meaning of the Rule. The obligation of the City to provide the Annual Information and notices of the events described above shall terminate, if and when the City no longer remains such an obligated person.

The Auditor is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Auditor determines to be necessary in connection with a book entry system for the Bonds, after approval of any such agreement by the Director of Law.

Section 10. <u>Certification and Delivery of Ordinance and Final Terms</u> <u>Certificate</u>. The Clerk of Council is directed to deliver a certified copy of this Ordinance and a signed copy of the Final Terms Certificate to the County Auditor of Marion County.

Section 11. <u>Satisfaction of Conditiona for Bond Issuance</u>. This Council determines that all acts and conditions necessary to be performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 12. <u>Compliance with Open Meeting Requirements</u>. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

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Ordinance No.	2010-50	Passed		
measure ne of the City, effective in Outstanding combined v in the cost	cessary for the immedia , and for the further reast order to issue and se g Note and thereby p with other bonds of the of issuing the Bonds;	This Ordinance is declar the preservation of the public son that this Ordinance is re- ll the Bonds to enable the reserve its credit and to g City in a consolidated bond i wherefore, this ordinance s e and approval of the Mayor	peace, health and safety quired to be immediately City to timely retire the permit the Bonds to be ssue and achieve savings shall be in full force and	
Approved. Mayor:	MAY 1 1 2010 Delle J	ttao		

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of bonds in the principal amount not to exceed \$4,950,000 (the "Bonds") to pay costs of (i) constructing and extending Lakes Boulevard, improving Barks Road between Delaware Avenue and State Route 529, constructing a portion of Wellness Drive and constructing certain public infrastructure related to Delaware Avenue, (ii) improving Forest Lawn Boulevard and Blaine Avenue, between certain termini, by constructing storm water sewers and sanitary sewers, and (iii) acquiring and installing a comprehensive financial management, utility billing, community development, community access, human resources and payroll computer program and equipment, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Ohio Revised Code Section 122.20, is 28 years. That maximum maturity is based on my calculation of the average number of years of life or period of usefulness of the Improvement as measured by the weighted average of the amounts proposed to be expended for the several classes of the Improvement as follows: \$1,643,000 for constructing, extending and improving Lakes Boulevard, Barks Road and Wellness Drive and constructing certain public infrastructure related to Delaware Avenue, 20 years (this being my estimate of the life or period of usefulness of that class of the Improvement); \$2,524,500 for constructing storm water sewers and sanitary sewers, 40 years; and \$782,000 for acquiring a computer program and equipment, 10 years; the weighted average is therefore 28 years.

Dated: May 11_, 2010

City of Marion, Ohio

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Dagton Local Blank Inc.			borm No. 2009 \$
Ordinobre No	2010-51	Passed	MIN 1 5 2010 . 20
	CITY CODE "TAXICABS ANE	CHAUFFEURED LI	OF CHAPTER 760 OF THE MARION MOUSINE", MORE SPECIFICALLY BY OUT SAID CHAPTER AS SET FORTH
to exis Code,	sting Chapter 760 TAXICABS		and present need to provide updates DIMOUSINE of the Marion City
		low as same are fo	st interests of the citizens of Marlon ound and determined to be in the best
BE IT	ORDAINED by the Council of	Marion, Marion Co	unty, Ohio:
welfar	n 1. The Council finds it nec e and general good of the cit nhancements of existing sect s:	izens of the munici	pality to provide for updates
(mod	lifications are shown in 14	4 point font, bo	olded, and strike through)
СНАР	TER 760: TAXICABS AND	CHAUFFEURED L	IMOUSINE
§ 760	0.02 LICENSE REQUIRED.		
been	No taxicab company or char ansportation of persons for hir filed and approved by Council issued.	e within the munici	
§ 760	0.03 APPLICATION INFOR	MATION.	
shall r	•	•	limousine desiring to obtain a license afety Director setting forth the
§ 760	0.07 LIABILITY INSURAN	CE REQUIREMEN	ΓS.
provic taxica owne	led by § 760.03 shall carry b protecting the passengers rship, maintenance or use of	liability insurance of and the public agonated such taxicab in the	ne company filing an application as on each motor vehicle operated as a painst all accidents arising out of the e amount of \$12,500 \$ 1.00,000 n any one accident, in the amount of
one a others equip policy	ccident, and in the amount of in any one accident. Duplic ment must be filed with the containing a limitation claus	of \$7,500 \$ 50,6 Tate copies of insur Safety /Service Dire se of any kind. Th	r death of two or more persons in any DOO because of injury to property of rance policies covering every piece of ector. No person shall file a duplicate e penalty for filing a duplicate policy
conta cover chauf cance	ining a duplicate clause shall ed by the duplicate policy, feured limousine company to	be forfeiture of the It shall be the o notify the Safety/Se	e license on the equipment specifically bligation of the taxicab company or ervice Director at least 30 days prior to 1982-74, passed 6-14-82; ; Am. Ord.

(A) Every application for a license as a driver of a taxicab or chauffeured limousine shall make application to the Safety/Service Director on blank forms to be supplied and shall furnish such information as may be required. The application shall be sworn to by the applicant before filing and shall contain a statement that the applicant is:

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Dayton Legal Blank, inc. From No. 2004.2	
Ordinance No. 2010-51 Passed JUN 1 5 20	
(1) A citizen of the United States;	
(2) Able to speak, read and write the English language;	
(3) Over 18 years of age; and	
(4) Not addicted to the use of alcohol or drugs.	ł
(5) Have no more than six points on his/her driver's record as established by O.R.C. 4507.40	
(6) Not have been convicted of a felony involving moral turpitude within the past ten years.	
(B) Such affidavit shall be accompanied by the certificates to two reputable citizens of the municipality to the effect that:	
(1) They have known the applicant for more than one year;	
(2) They have read over his or her affidavit and from their own knowledge are satisfied that the statement contained in the affidavit are true.	
(C) The applicant shall also furnish, to the Safety Director, evidence that he or she holds a valid operator's license under the laws of the state. The applicant shall further file with his/her application two photographs of himself or herself which shall have been taken within 30 days next preceding the date of application. One photograph shall be attached to the application. ('70 Code, § 760.09) (Ord. 1981-9, passed 1-12-81; Am. Ord. 1998-120, passed 7-13-98)	
§ 760.11 DRIVER'S LICENSE FEES; INITIAL, RENEWAL AND LOSS.	
Every driver of a taxlcab or chauffeured limousine shall pay to the Safety/Service Director, upon issuance of the license, an annual license fee of \$5 \$ 10.00 terminating one year from the date of issuance of the license. Taxicab driver's shall also pay the Safety/Service Director an annual renewal fee of \$3 \$ 10.00 to be issued only on the basis of one year commencing one year from the date of issuance. A fee of \$1 \$ 5.00 shall be charged for each lost or destroyed license replaced by the municipality. ('70 Code, § 760.11) (Ord. 1974-133, passed 11-11-74; Am. Ord. 1998-120, passed 7-13-98)	
§ 760.99 PENALTY,	
Whoever violates any provisions of this chapter shall be fined not more than \$50, \$150.00 Any such violation shall constitute a separate offense on each successive day continued. ('70 Code, § 760.99) (Ord. 7085, passed 10-8-62; Am. Ord. 1998-120, passed 7-13-98)	
Section 2. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.	
Approved: JUN 1 6 2010 President of Council	r
Mayor Scott Schertzer	
Attest; <u>Clerk of Council</u>	

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 Hump Lang, Tarm. No.		Torn No. 30041
Ontinumer No2010-52	Passed JUN 1 5 2010	_ 20
ORDINANCE AMENDIN SECTION, MORE SPECT PROHIBIT ENGINE BRA WHEREAS, the Council has necessity of adopting a prohibition which create offensive noise, by WHEREAS, the Council fir Marion to include within the Code prohibition as to the use of engine such is found to create hardship, upon the residents of the City, BE IT ORDAINED by the Council Section 1. The Council finds it safety, welfare and peaceful energy prohibition within the City Code having determined this necess directs its enforcement within § 331.40 ENGINE BRAKIM (a) No person shall apply and commonly known as "jake brat operating a motor vehicle upon as to disturb the peace and que likely to cause inconvenience of sensibilities, (b) Engine brake or engine	IG CHAPTER 331 OF THE MARION OF IFICALLY BY ADDING SECTION 331. AKING WITHIN THE CITY OF MARIO as been advised by the Office of Mayor on in regard to the use of engine brakin vehicles within the city of Marion, and nds it to be in the best interests of the of ified Ordinances of the City of Marion, of the braking systems which create offens annoyance, inconvenience and a detri- icli of Marion, Marion County, Ohio: t necessary for the benefit of the he enjoyment of the community to impor- fe as to the use of engine braking an- sity enacts the following provision an- the City of Marion, Ohio:	ITY CODE .40 TO DN, OHIO of the eg systems, otizens of Dhio a ive noise as mental affect alth, use a nd nd
of engine brake or engine reta industry. (c) This section shall not app emergency calls within the mu (d) Whoever violates this sec	arder commonly utilized within the b oly to fire engines or fire trucks answ unicipality. ction is guilty of a minor misdemean e shall take affect and be in force from	rucking vering or.

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TO PREPAR BIDS FOR T PROJECTS: CONCRETE CALCIUM Q SPIRAL PUR	E SPECIFICATIO THE FOLLOWING CONTROLLED I BIOSOLIDS LA UICK LIME AND 4PS & BIOSOLII	THE Service DIRECTOR ONS AND ADVERTISE FOR MATERIALS AND DENSITY FILL & ND APPLICATION, HIGH THE PAINTING OF THE DS STORAGE BUILDING TER POLLUTION CONTROL	
and Concrete, Biosolids Lar	nd Application, Hig	nds the need to purchase CDF h Calcium Quick Lime and The ige Building for the Division of	
BE IT ORDAINED by the Co	ouncil of the Oity o	f Marion, Marion County, Ohio:	
Section 1. That the directed to prepare specific		e and is hereby authorized and se for bids for:	1
High Calcium The Painting	nd Application, In Quick Lime, and	os & Biosoiids Storage Butiding on Control.	
Section 2. That the Sanitary Sewer Fund.	cost of such contr	acts shall be payable from the	
Section 3. That the and after the earliest period		ake effect and be in force from	
	4	ident Pro Tempore	
	Pres	ident Pro Tempore	
Approved: JUN 2 2 2010 Acting Mayor			
Attest; Anone Fultro Clerk of Council			
.2010-53			

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Onliname No.	2010-54	Passed	JUN 1 5 2010	20
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WH	DISPOSITION GUID		LARING AN EMERG	
Bank Progra				
Force has b community also where within our n	EREAS, City Administrato een making significant pro and continue to make a di achievable rehabilitating n alghborhoods preating a p iortunities for Marion famil	ogress in relation (frerence not only) usance structure ommunity that is (to nuisance properties removing nuisance shi s providing housing te	within the uctures but vitalization
BE	IT ORDAINED by the Cal	incil of the City of	Marion, Ohio: Marion	County,
acceptance properties to expressed p	The Council finds it to be i of the following real propi eing found and determine surposes, including out no in City Code Chapter 136	inties to the Mario d by Council to qu t limited to being i	n Land Bank Program zalify as properties fittu ton-productive lands, t	said ng the as contained
190 Carhart	St			
disposition i properties in the express contained w interests of directs be a	The Council finds it to be it and transfer out of the Lar aving previously found an ed purposes, including bu athin Marion City Code Cr the City of Marion to enab- oply his adopted Property and Reutilization as enabl	d Bank each of 8 d determined by 1 t not limited to be lapter 1367. Cou le the authorities Disposition Guide	te following real prope Council to quality as print ing non-productive lan noil finds it appropriate granted the Safety Dir alines, as each propert	rties, said roperties fitting ds, as and in the best ector and
	umbia St., Marion, Ohio -t tal entity for a public purp:			
344 Monroe guidelines	 to an adjoining proper 	ty owner, applying	the aforementioned g	joneral
	t St. – to Concerned Citize med general guidelines	ins Against Violer	ice Against Women In	ic, applying the
measure no thensof D detay given premates es passage an two-thirds o	then 2. This Ordinance is cessary for the welfare of the to the real and present the imminant need to rev list, and as such shall tak d approval by the Mayor, if all members elected to 0 ter the earliest period allo	the City of Marion need to move the talize the neighbor e effect and be in provided it receive council, otherwise wed by taw	and its' inhabitants above properties with proods in which these force immediately upg as the affirmative vote it shall become effect	artia
APPROVE	JUN 1 8 2010		Edwards Jent of Council	
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	WHEE	EAS the Counc	al Law Direc	tor. Mayor and	various Administra	ators have worked	
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	in Mar	an's neighborho	ods, and				į.
				and the second se	aving successful		
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1						better environment ti	
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						perties referenced	Ŀ
1			Contraction of the second s	the second se		notices have been to the intended act	
1			and the second			e 1360 or the Board of	
		ing Appeals has n				perty is a Nuisance.	
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	(B)	and to much of the	o following m	second as the All	O Canad A damage	tenter shall shale as	
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	spec a	ind bid Ordinanc	e, however	if obtained subse	equently can be re	eturned for an	
	Ordina	ince authorizing	the eliminat	ion of said nuisa	nces via a contra	ct for same:	1
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ranne Lagad Blands, Ios	
Onlinance No2010-55 40 Passed 20	
183 Fies - Notices	1
153 Fies - Notices	
160 McWilliams Ct consent, notices, BoA Entry	
219 Olney Ave BoA Entry	
616 Park Street - BoA Entry	
513 S. Prospect St BoA Entry	10
183 Silver St Consent, Notices, BoA Entry	
554 N. State St. – BoA Entry	1
U.d. J.T. J. Hum in cate on to above preparties depotes floms peressary for final	
(Identified item in note as to above properties denotes items necessary for final	
approvals)	
Section 2. This Ordinance is hereby declared to be an emergency measure necessary	0.00
for the welfare of the City of Marion and its= inhabitants thereof. Due to the real and	
present need to move forward without delay given the need to fully utilize grant funding and	5
to immediately improve the safety and security of the impacted neighborhood; and as such	10
shall	
shall take effect and be in force upon passage and approval by the Mayor provided it	
receives the affirmative vote of two-thirds of all members elected to Council; otherwise. It	
shall come effective from and after the earliest pepod allowed by Jaw.	
Add	
Dave Edwards	
President of Council	
rission of country	
Approved: JUN 1 6 2010	
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hotteling	
Mayor Scott Schertzer	
Attest:	
June Futto	
- Clare Turner	
Clérk of Council	

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Dedie	water No201	0-56	Putani	JUN 1 5	2019	. 20
	INTO LOCA NEIG	NANCE AUTHOR/ZING CONTRACT FOR THE (TED) WITHIN THE C(T HBORHOOD STABILIZ AND DECLARING AN	DEMOLITION OF Y OF MARION AS ATION GRANT, F	CERTAIN S	TRUCTUR	
	diligently to im	ne Council, Mayor, Law prove the community's non's neighborhoods, a	well-being by elim			
	WHEREAS, b subject demol	y previous Ordinance () Ition herein	ne Council authors	zed the letting	of demoi	tion the
	BE IT ORDAN	NED by the Council for	the City of Manon	Ohio:		
	demolillon of t the lowest and total sum of \$ Planning as R	tion 1. The Safety Direction 1. The Safety Direction of the following properties 1 best bidder in response 29,899.00 for those howed 4 and \$ 33,649.00 ming as Round 4 a.	with High Touch (to the previous) mes contained be	Companies I. L y authorized k low designate	C of Lexir etting proc d by Regi	igton, Ohio bess for the bnat
	190 C 120 C 832 D	ierman St confirmed Iarhart - confirmed Iolumbia St. East - con Iavids St confirmed	firmed	HED FIRST		
	383 F 294 C 643 G	idwards St. – confirmed iles Ave. – confirmed iled St. – confirmed irant St confirmed				
	224 C 497 S	Mark SI. East – confirme liney Ave – confirmed lilver St – confirmed oledo Ave –confirmed	d			
1	425 T 138 V	aledo Ave - confirmed Vaterioo St confirmed 57 Uncapher Ave - co	1			
	all un	der the Neighborhood S	itabilization Progr	Briti .		
		sts associated with the for from Neighborhood :			and suppo	ort activities
	that the safety afford further best possible passage and	and safety of the City and security of the imp delay and the need to u without further delay, a approval by the Mayor sected to Council, other	acted neighborho tilize the grant fur nd as such shall is provided it receive rwise, it shall come	abitants there oos is an imp iding to utilize ake effect and is the affirmati e effective from	of, more si erative ne the full gr be in forc ve vote pl	pecifically in ed that cannot ant amount as e upon Hwo-thirds of
	Approved Mayor Scott S	JUN 1 6 2010		Edwards lent of Counc		
	Attest,					
	(clark of Cours	Futto				

2010-56

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	- 14	<i>C</i> .J.	-	- mail
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O.	The Loge Alliants . fra-				form He. mest	
	Ontinance No.	2010-57	Passed	JUN 2 8 2010	. 20	
		ENTER INTO YEAR, WITH SALES FOR	AUTHORIZING O AN AGREEME I AN OPTION YE JANITORIAL SE AN EMERGENCY	NT FOR A PEI EAR, WITH DAV RVICES AT CIT	DIRECTOR RIOD OF (1) E'S CARPET	83
		EAS, it has been de est and most respon				
		FORE BE IT ORD	AINED by the Coun	cil of the City of N	Marion, Marion	
	directe	Section 1. That t d to enter into con as at City Hall for a p	tract with Dave's	Carpet Sales for	the janitorial	
		Section 2. That the City Hall General	the second se	f \$21,870.00 sha	all be payable	
	emerge peace, thereoi 2010, passag of two-	Section 3. That ency measure nece welfare, and the s f, and the current co and as such, shall ge and approval of the thirds of all member we from and after the	ssary for the imme safety of the City intract for janitorial take effect and be he Mayor, provided ars elected to Cou	diate preservation of Marion and II services will expire in force immediation it received the a noll, otherwise it	n of the public he inhabitants re on June 30, lately upon its ffirmative vote	
			mil	Thomas To Tempore		
			President /	to tempore.		
	K	OVED: JUN 2 9 20	10			
	Le	VOF COUNCIL	,			
	2010-57					

	Charger Hanger Blank, Inc.				Fiscal No. 10764	
	The case of the ca	2010-58	Passed	JUN 1 5 2010	_, 29	
			ING AN ADDITIONA		50 ACT 101 0 1	
	Barks		finds that there are a d General Fund for e			
	Coun	BE IT ORDAINE ty, Ohio:	D by the Council of	of the City of Ma	rion, Marion	
	vario	Section 1. That us funds as follows:	there be an add	tional appropriatio	m made in	
		<u>(S ROAD TIE</u> ssional Services		\$1,000.00		
	Police	ERAL FUND e Department sfer Account (Grant)		\$23,829.67		
		rt Department erty Tax		\$ 9.015.86		
-		Total General Fun	đ	\$32,845.53		
	from	Section 2. That I and after the earlies	his ordinance shall ta t period allowed by la Pave Edward	Chi-	force	
	N come	JUN 1	President o 6 2010	f Council		
	$(\mathcal{Q})$	ROVED.	~			
	ATTE	ST:				
	Cierk	of Council	;			

2010-58

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		IIIII 0 0	311m hs. 32042		
Chelinumere No. 2010-59	Paned	JUN 2 8 2010	. 20		
ORDINANCE TO AMEND ORDINANCE NO. 1969-29 (KNOWN AS THE YARGER REPORT) AS AMENDED, BY REDEFINING THE DUTIES AND UPDATING THE JOB DESCRIPTION OF THE BAILIFF, DEPUTY BAILIFF, PROBATION OFFICER, CLERK OF COURT, DEPUTY CLERK – MUNICIPAL COURT FOR THE CITY OF MARION, OHIO					
Whereas, the Council for the Bailiff; Deputy Bailiff; – Municipal Court for the City	Probation Office	r, Clerk of Court, D	eputy Clerk		
Whereas, the Council f best interest of the City of Ma amend Ordinance No. 1969-2 and Associates, Inc. April, 196	rion and therefo 9 (the Position C	re finds it necessar lassification Report	y to further		
BE IT ORDAINED by th Ohio:	e Council of the	City of Marion, Mar	rion County,		
Section 1. That the cu Bailiff; Probation Officer, Clerk attached hereto as Exhibit A, updated job descriptions attac	k of Court; Deput shall be amende	ty Clerk – Municipa d and renamed in p	Court		
Section 2. That this ordinance makes no adjustments or modifications to any pay grades or scales. Pay grades and/or scales shall continue as previously established.					
Section 3. That this or and after the earliest period a		e effect and be in	force from		
	Mil	to Tempore			
	President 🖌	To Tempore	0		
APPROVED: JUN 2 9 2010 Acting Mayor					
Attest;					
Clerk of Council					
2010-59					

2010,59

#### CITY OF MARION, OHIO MUNICIPAL COURT Job Description

Job Title: Department: Reports To: FLSA Status: Prepared By: Prepared Date: Approved By: Approved Date: CLERK OF COURT MUNICIPAL COURT MUNICIPAL COURT JUDGE Exempt Human Resources 6-27-08 Municipal Court Judge 06-04-10

SUMMARY: Responsible to the Municipal Court Judge to efficiently and accurately perform the duties necessary for the operation of the Municipal Court as specified by Ohio Revised Code 1901.31. Supervises all of the difficult and independent clerical operations, which requires the application of judgment based upon knowledge gained through experience. General administrative supervision and advice is received from the Judge but otherwise works independently to achieve satisfactory results.

ESSENTIAL DUTIES AND RESPONSIBILITIES include the following but are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Under Bond, responsible for the collection and handling of all court fees, fines and deposits, accepts and processes bail bonds, accounts for such receipts. Examines legal documents submitted to court for adherence to law or court procedures, prepares case folders, and posts, files, or routes documents.
- Issues arrest warrants, complaints, subpoenas and other court processes; keeps court records, issues bonds, writs and other authorized court orders
- Supervises the scheduling for docket of all court cases and maintains docket files. Officiates at jury trials by calling and polling the jury, swears in witnesses and provides meals and lodging, if needed.
- Secures information for judge, contacts witnesses, attorneys, and litigants to obtain information for court, and instructs jurors when to appear
- Serves as Voluntary Wage Assignment Trustee, collects and disburses funds for this account and keeps accurate records of same
- Records case disposition, court orders, and arrangement for payment of court fees; Prepares reports of cases started, funds received on judgment and cost, cash bonds and bank deposits
- Prepares and issues correspondence, keeps records and prepares periodic activity reports; develops work procedures, specialized forms and records, Maintains and oversees the operations of the Court's computerized records system

#### SUPERVISORY RESPONSIBILITIES:

Directly supervises 9 to 12 non-supervisory employees. Carries out these responsibilities in accordance with the Court's policies and applicable laws. Responsibilities include interviewing, hiring, training, planning, assigning and directing work, appraising performance, rewarding and disciplining employees; addressing complaints and resolving problems. cont'd

6-27-08

QUALIFICATIONS: To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

#### Education and/or Experience

Associate's degree (A. A.) or equivalent from two-year college or technical school with emphasis on government, law and the court system, and experience in difficult clencal work including some experience in a supervisory capacity preferred. One year or more experience as Deputy Clerk in Manon Municipal Court required or equivalent experience. Any combination of education, training and experience that provides required knowledge, skill and ability may be considered.

#### Language Skills

Ability to read, analyze, and interpret professional journals, technical procedures, or governmental regulations, write reports, correspondence, and procedure manuals; speak clearly and effectively present information and respond to questions from clients, supervisor, attorneys, City Council and the public served

#### Mathematical Skills

Ability to: add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals; compute rate, ratio, percent, draw and interpret graphs, count money and make change

#### **Reasoning Ability**

Ability to solve problems and deal with a variety of concrete variables in situations where only imited standardigation exists; interpret a variety of instructions in written, oral, diagram, or schedule form

#### Computer Skills

Should have thorough knowledge and excellent skill in the use of the Municipal Court computer system: the Internet, Spreadsheet and Word Processing software.

#### Certificates, Licenses, Registrations

Valid Ohio Driver's License. Must be able to be Bonded. Notary Public highly recommended.

#### Other Knowledge, Skills and Abilities

Through knowledge of office practices, procedures and equipment, principles, practices, functions and legal requirements of the Municipal Court, some knowledge of commercial and governmental accounting and the principles of business administration. Ability to exercise good judgment in making decisions in conformance with laws, regulations and policies, establish and maintain good working relationships with superiors, attorneys, co-workers and the public.

PHYSICAL DEMANDS: The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The employee is regularly required to use hands to finger, handle, or feel, reach with frands and arms, talk or hear, frequently required to stand, walk and sit, occasionally required to stoop, kneel, crouch, or crawl, must occasionally lift and/or move up to 25 pounds. Specific vision abilities required by this job include close, distance, color and perpheral vision; depth perception and ability to adjust focus.

#### CLERK OF COURT

cont'd

6-27-08

WORK ENVIRONMENT: The work environment characteristics described here are representative of those an employee encounters while performing the assential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The employee is occasionally exposed to moving mechanical parts. The noise level is usually quiet to moderate.

#### CITY OF MARION, OHIO MUNICIPAL COURT Job Description

Job Title Department: Reports To: FLSA Status Prepared By Prepared Date Approved By Approved Date. DEPUTY CLERK OF COURT MUNICIPAL COURT CLERK OF COURT Non-exempt Human Resources 6-27-08 Municipal Court Judge 06-04-10

SUMMARY: Responsible to the Clerk of Court for accurate, timely performance of a variety of both routine and difficult clerical tasks associated with the operation of the Municipal Court. The work involves complex, varied, non-standardized tasks, processes and operations requiring applications of numerous laws, procedures and regulations.

#### ESSENTIAL DUTIES AND RESPONSIBILITIES include the following but are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- · Greats visitors answers telephone calls, assists individuals at the counter
- Receives monies, issues receipts, posts receipts in cash book, palances monies
  received and receipts daily; compiles bank deposits; reconciles checking accounts
  Compiles month end and year end reports
- Maintains filing system for pending and finished cases; schedules hearings and issues notices to all parties for pre-trials, trials and hearings, etc. Senos notices to prospective jurors.
- Files documents from attorneys and individuals, calculates costs, issues accurate and timely summons, subpoenas, gamahments, attachments, executions, certificates of judgments, etc., as directed by instructions
- Provides information and assists individuals regarding filing procedures in Small Claims Court, schedules bearings and initiates Report of Referee on Small Claim cases.
- Types all correspondence, Judgment Entries, Rulings, etc., of the Judge
- Issues summors warrants on complaints, bench warrants, commitments, etc...
- Appoints attorneys for indigent defendants, processes fee applications and forwards to County Auditor, prepares Recognizance Bonds
- Maintains Court Dockets and Index Information, files traffic and criminal cases; enters
  data from traffic/criminal compliants into computer for case numbers, enters dispositions
  on traffic and criminal cases into computer, schedules payments on fines and costs,
  cancels operator's license for non-payment of fines
- Avoids errors in work causing inaccuracies in reports, records, or technical data resulting in inaccurate or incomplete information and possible litigation against the City as well as audit findings by the State Auditor.

QUALIFICATIONS: To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

#### Education and/or Experience

High school diplome or general education degree (GED) required with training or experience performing all types of clencel tasks. Vocational and business school training with emphasis on governmental regulations and/or court systems preferred. Any combination of experience and training that provides the required knowledge, skill and ability may be considered.

#### Language Skills

Ability to read and interpret documents such as safety rules, operating and maintenance instructions, procedure manuals and government regulations, read, comprehend and record figures accurately, communicate effectively, both written and orally.

#### Mathematical Skills

Ability to add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals, count money and make change.

#### Reasoning Ability

Ability to deal with problems involving several variables in familiar context, ability to understand and follow complex oral and written instructions.

#### **Computer Skills**

Should have knowledge of and skill in the use of the Municipal Court computer system (learn onthe-job); the Internet, Spreadsheet and Word software.

#### Certificates, Licenses, Registrations

### Other Knowledge, Skills and Abilities

Should have, knowledge of legal terminology, Court policies and procedures and the Ohio Revised Code; thorough knowledge of office practices, procedures and equipment, skill in the use of all types of office equipment, including, but not limited to typewriter, personal computer, calculator, printer, copier, FAX, credit card terminal, etc., some knowledge of accounting, bookkeeping and record keeping. Handle sensitive inquiries from officials, attorneys, litigants, defendants and others and maintain confidentiality as required. Ability to deal with the public, including people in stressful situations on the telephone and/or in person. Ability to work with little supervision and solve problems independently. Ability to work with speed and accuracy in a fast paced environment with numerous interruptions.

PHYSICAL DEMANDS: The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The employee is regularly required to stand, walk, sit, use hands to finger, handle, or feel, reach with hands and arms and talk or hear, occasionally required to stoop, kneel, crouch, or orawl, must occasionally lift and/or move up to 25 pounds. Specific vision abilities required by this job include close, color and peripheral vision, depth perception and ability to adjust focus.

WORK ENVIRONMENT: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The employee is occasionally exposed to moving mechanical parts. The noise level is usually quiet to moderate

#### CITY OF MARION, OHIO MUNICIPAL COURT Job Description

Job Title Department Reports To: FLSA Status Prepared By Prepared Date Approved By Approved Date: BAILIFF MUNICIPAL COURT MUNICIPAL COURT JUDGE Non-exempt Human Resources 6-27-08 Municipal Court Judge 06-04-10

SUMMARY: Responsible to the Municipal Court Judge to maintain order in the courtroom buring trial and all duties specified by GRC 1901.32 and other State. County and City statutes, rules and regulations pertaining to the operation of the Court. Under close supervision by the Judge and Clerk of Court, is responsible for, all persons in custody of the Court, for delivering court papers and deposit of court monies.

#### ESSENTIAL DUTIES AND RESPONSIBILITIES include the following but are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Checks courtroom for security and cleanliness, assures availability of sundry supplies for use of Judge; Checks all affidavits for the day to determine if charged parties have previous records.
- Opens Court, attends court and all hearings, preserves order during court sessions: enforces courtroom rules of behavior and warms persons not to disturb court procedure, guards persons brought before the court, collects and retains unauthorized firearms from persons entering courtroom; stops people from entering courtroom while Judge charges jury, guards jurors and jury room, reports need for police or medical assistance to appropriate authority.
- Receives affidavits and appearance bonds from Folice Department; serves subpoenas in City and County, performs messenger service for the Court, serves civil and criminal papers as directed by the Court, performs bank deposit of all monies received by the court in payment of fines

QUALIFICATIONS: To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

#### Education and/or Experience

High school diploma or general education degree (GED) required. High school or vocational school training with emphasis on law enforcement and several years experience as a guard or patrolman in a military or civilian force preferred. Any combination of education and experience that provides the required knowledge, skill and ability may be considered.

#### Language Skills

Ability to: read and carry out instructions, write correspondence and memos, speak clearly and decisively in order to effectively present information in one-on-one and small group situations

#### Mathematical Skills

Ability to add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals

#### Reasoning Ability

Ability to: solve practical problems and deal with a variety of variables in situations where only limited standardization exists, interpret a variety of instructions in written or oral form

#### Computer Skills

General working knowledge of computer

Certificates, Licenses, Registrations Valid Ohio Driver's License

### Other Knowledge, Skills and Abilities

Good knowledge of Court procedures. Ability to: handle people with tact and courtesy, get along with others, work with others or alone, handle sensitive inquines from officials and others and maintain confidentiality required; drive vehicle, must be physically able to control irate, unruly individuals and situations which may require strength, mobility, agility and persuasiveness.

PHYSICAL DEMANDS: The physical demands described here are representative of those that must be mel by an employee to successfully perform the essential functions of this job Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The employee is regularly required to stand, walk, sit, use hands to finger, handle, or feel, reach with hands and arms and talk or hear, occasionally required to climb or balance and stoop, kneel, crouch, or crawt, must occasionally lift and/or move more than 100 pounds. Specific vision abilities required by this job include close, distance, color and peripheral vision; depth perception and ability to adjust focus.

WORK ENVIRONMENT. The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The employee is, regularly exposed to outside weather conditions, occasionally exposed to moving mechanical parts. The noise level is usually quiet to moderate.

#### CITY OF MARION OHIO JOB DESCRIPTION

Job Title Department: Reports To FLSA Status Prepared By Prepared Date: Approved By: Approved Date PROBATION OFFICER MUNICIPAL COURT CHIEF PROBATION OFFICER Non-exempt Human Resources 01-28-08 Municipal Court Judge 98-04-10

SUMMARY The dubes of this position are performed in accordance with regulations prescribed by State, County and City Statutes. The position involves responsibility for persons under probation of the court. Supervision is received from the presiding judge, court clerk and balliff as well as the Chief Probation Officer. Counsels adult offenders in activities related to legal conditions of probation or parole by performing the following duties. If necessary, performs duties of Deputy Balliff preserving order during Court sessions.

#### ESSENTIAL DUTIES AND RESPONSIBILITIES include the following but are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Attends hearings, assigns community service workers to various agencies if needed
- Initiates forms and all paperwork for defendants sentenced to Community Control Sanctions and monitors completion of the program
- Performs records checks from both computenzed and hard copy files.
- Confers with offender, legal representatives, family, and other concerned persons, and reviews documents pertaining to legal and social history of offender to conduct pre-hearing or pre-sentencing investigations and to formulate rehabilitation plan
- Compiles reports, testifies in court, and makes recommendations concerning conditional rejease or institutionalization of offender
- Informs offender or guardian of legal requirements of conditional release such as visits to office, restitution payments, or educational and employment stipulations
- Counsels offender and family or guardian, helps offender to secure education and employment, arranges custodial care, and refers offender to social resources of community to aid in rehabilitation.
- Evaluates offender's progress on follow-up basis including visits to home, school, and place of employment
- Secures remedial action by court if necessary

SUPERVISORY RESPONSIBILITIES: This job has no supervisory responsibilities

QUALIFICATIONS: To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

#### Education and/or Experience

Associate's degree (A, A) or higher from two-year college or technical school in criminal justice, social science or a related field preferred.

#### Language Skills

Ability to read, analyze, and interpret general business periodicals, professional journala, technical procedures, or governmental regulations. Ability to write reports, business, correspondence, and procedure manuals. Ability to effectively present information and respond to guestions from officials, clients and the general public.

#### Mathematical Skills

Ability to add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals. Ability to compute rate, ratio, and percent and to draw and interpret bar graphs.

#### **Reasoning Ability**

Ability to solve practical problems and deal with a variety of concrete variables in situations where only limited standardization exists. Ability to interpret a variety of instructions furnished in written, oral, diagram, or schedule form.

#### Computer Skills

Knowledge of Internet software, Spreadsheet software and Word Processing software.

#### Certificates, Licenses, Registrations

Valid unrestricted Ohio Driver's License

#### Other Skills and Abilities

Good knowledge of court procedures, tact and judgment in handling people: ability to follow oral and written instructions, ability to control individuals and situations involving strength mobility and agility, ability to handle sensitive inquiries from officials and the public while maintaining confidentiality required, ability to drive vehicle.

PHYSICAL DEMANDS: The physical demands described here are representative of those that must be met by an employee to successfully perform the asaential functions of this job Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions

While performing the duties of this Job, the employee is regularly required to sit, use hands to finger, handle, or feel, reach with hands and arms, talk and hear. The employee is occasionally required to stand, walk, climb or balance, stoop, kneel, crouch or crawl taste and smell. The employee may occasionally lift and/or move up to 50 pounds. Specific vision abilities required by this job include close, distance, color and perpheral vision, depth perception and ability to adjust focus.

Work Environment: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this Job, the employee is occasionally exposed to outside weather conditions. The noise level in the work environment is usually moderate.

	Easen Lagal Black, Inc. Form No. 19647	
	Ordinance No. 2010-60 Passed JUN 1 5 2010 20	
-01	ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LEASE FOR CERTAIN AIR SPACE EASEMENT RIGHTS WITH MICHEL F. ZUCKER THROUGH THE COMMUNITY IMPROVEMENT CORPORATION AND DECLARING AN EMERGENCY WHEREAS, the City of Marion through its Planning Department has been	
	where the proposal to revitalize a certain two billboard structure within the downtown, and WHEREAS, the proposal would aid in the City's urban development and/or urban renewal and further, said lease is compliant with the conditions associated with the authority afforded the City's designated agent Community Improvement Corporation, herein after referred to as C.I.C. as it furthers civic development and enhances community communication	
	BE IT ORDAINED, by the Council of the City of Marion, Marion County, Ohio:	
,,'-	SECTION 1. The Council hereby authorizes the Mayor to execute all documents necessary to enter into a lease agreement with Michael F. Zucker for certain air space easement rights and if necessary under-ground structural support components all determined not required for use by the municipality for the defined term. The Council finding the lease will promote the welfare of the community, improve the economy, assist in the development of commercial activities, non-profits, and communications	
	related to the betterment of the community This by utilizing the City's designated agent The Community Improvement Corporation as same will aid in the City's urban development and/or urban renewal and is compliant with the conditions associated with the authority afforded the C.I.C. (ORC 1724.10) Said lease shall be in such form and content as approved by the Law Director, and is to include, but is not limited to a monthly rental payment of 1,000 per year, a minimum standard as to prohibitions of offensive adds, a minimum standard as to must carry of community non-profit, community organization add content and be for a period of 20 years with a right to renew for an additional 10 year period.	J7.
	SECTION 2. This Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its' inhabitants thereof: Due to the need to move forward without further delay and to enable better communication within the community; and as such shall take effect and be in force immediately upon its' passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council, otherwise it shall become effective from and after the earliest period allowed by law.	
$\sim$	Dave Edwards	
	APPROVED: JUN 1 6 2010 President of Council Approved Mayor Scott Schertzer Attest;	
	Attest; Acene Fatton Clerk of Council	
	2010-60	

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Ondergree Mrs
ALL STEPS NECESSARY TO UTILIZE FULLY THE FEMA FY 2009 GRANT AWARDED FOR THE INSTALLATION OF A FIRE SUPPRESSION SYSTEM IN FIRE STATION OF A FIRE SUPPRESSION SYSTEM IN FIRE STATION ONE, AUTHORIZING A R, F.P.'S FOR DESIGN AND AUTHORIZING SPEC AND BID OF THE PROJECT, AND DECLARING AN EMERGENCY WHEREAS, the City of Marion was awarded a FY 2009 FEMA Assistance to Firefighters Grant in order to install a fire suppression system if Fire Station One, and BE IT ORDAINED by the Council of the City of Marion, Ohio. Marion County. Section 1. Based upon the report provided by the Chief of the Fire Department and the Service Director in regard to the FEMA AFG Grant the subject hereof, the Council desires to fully utilize the federal grant funding an therefore the Council desires to fully utilize the federal grant funding an therefore the Council desires to fully utilize the federal grant funding an therefore the Council desires to fully utilize the federal grant funding an therefore the Council determines it is necessary to authorize the Service Director, his designees to complete all necessary agreements, processes, including, but not limited to RFP's for design and Spec and Bids for the projet This project determined to be necessary for the protection of the health and safety of the public and firefighting personnel against fire and fire-related hazards and contemplates activities such as: installation of a sprinkler syste for all of station 1; basement, first floor, second floor, and attic space. Section 2. The grant amount is approximately \$ 87,000.00 total, there a 10% local match. Cost of the project shall be paid from the grant funds, lo match shall be payable from the Capital Improvement Fund. Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof. Due to the real and present need to move forward without delay gi the loss of the grant funds if continual progress is not undertaken; and as su shall take effect and be in force im
Assistance to Finefighters Grant in order to install a fire suppression system if Fire Station One, and BE IT ORDAINED by the Council of the City of Marion, Ohio. Marion County. Section 1. Based upon the report provided by the Chief of the Fire Department and the Service Director in regard to the FEMA AFG Grant the subject hereof, the Council desires to fully utilize the federal grant funding and therefore the Council determines it is necessary to authorize the Service Director, his designees to complete all necessary agreements, processes, including, but not limited to RFP's for design and Spec and Bids for the project This project determined to be necessary for the protection of the health and safety of the public and firefighting personnel against fire and fire-related hazards and contemplates activities such as: installation of a sprinkler system for all of station 1; basement, first floor, second floor, and attic space. Section 2. The grant amount is approximately \$ 87,000.00 total, there a 10% local match. Cost of the project shall be paid from the grant tunds, lo match shall be payable from the Capital Improvement Fund. Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof. Due to the real and present need to move forward without delay give the loss of the grant funds if continual progress is not undertaken; and as su shall take effect and be in force immediately upon its' passage and approval the Mayor, provided it receives the affirmative vote of two-thirds of all memb- elected to Council, otherwise it shall become effective from and after the
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APPROVED: JUN 2.9-2010 President fre Tempere .
Acting Mayor
ATTEST
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2010-61

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Ordinasce No 2010- 62	Passed	·····································	i.
YARGER REPORT) AS AMEN UPDATING THE JOB DESCR	DED, BY REI IPTION OF T G-MAINTENA	NEE-SUPERVISOR FOR THE	9
Whereas, the Council for the for Engineering Aid II, Custodian, a the City of Marion to be in need of	and Building		
Whereas, the Council finds to best interest of the City of Marion a amend Ordinance No. 1969-29 (the and Associates, Inc. April, 1969), a	and therefor e Position Cl	assification Report by Yarger	
BE IT ORDAINED by the Co Ohio:	uncil of the (	City of Marion, Marion County,	
Section 1. That the current Custodian, and Building Maintenan A, shall be amended and renamed attached hereto as Exhibit B.	ce Supervise		
Section 2. That this ordinar to any pay grades or scales. Pay g previously established.		e adjustments or modifications or scales shall continue as	
Section 3. This Ordinance is measure necessary for the welfare thereof: Due to the real and pres the need reestablish the custodian effect and be in force upon passag receives the affirmative vote of two otherwise, it shall come effective f iaw.	of the City of ent need to position in ( and appro o-thirds of a	of Marion and its' inhabitants move forward without delay given City Hall; and as such shall take val by the Mayor provided it il members elected to Council;	
	· The	C Thomas	
	President 🖡	roTempore	
APPROVED: 2 2010 Acting Mayor			
Attest;			
Serve Futtos			

Amended in Committee 6-28-10

2010-62

### CITY OF MARION JOB DESCRIPTION

Job Title: Department: Reports To: FLSA Status: Prepared By: Prepared Date Approved Date: Pay Smd e CUSTODIAN City Hall Service Director Non-exempt (USW-2A) Human Resources June 18, 2010 Service Director June 18, 2010 19

SUMMARY: Performs routine caretaking of building

ESSENTIAL DUTIES AND RESPONSIBILITIES include the following and other related duties as assigned.

- · Makes sure buildings are opened and closed unless otherwise directed
- Shovels snow from sidewalks and driveways and applies de-icer at City Hall, City parking lot, Recreation Center, and WIC building
- Makes arrangements with City Garage for parking lot snow removal.
- · Performs minor carpentry or masonry work on buildings
- Sweeps and mops floors in the event of spills, accidents, messes, and/or complaints during the work day.
- Assists with transporting items to storage.
- Collects recyclables from City Hall offices
- Maintains shrubs and planting around the perimeter of building.
- Performs a variety of other ground tasks including removal of litter from parking lot
- Performs minor repairs within capabilities and works with independent contractors for other major repairs
- Collects money from parking meters behind old Rite Aid building. Deposits money in bank and brings receipt to City Hall
- Raises and lowers flag as appropriate
- · Monitors cleaning supplies and restocks as needed
- Changes light bulbs

- · Cleans office of the Mayor, Directors, and all secured areas once a week
- · Plunges clogged commodes and addresses straightforward plumbing problems
- From time to time, will utilize people assigned to community service to assist with tasks.

### SUPERVISORY RESPONSIBILITIES:

This job has no supervisory responsibilities.

COMPETENCIES: To perform the job successfully, an individual should demonstrate the following competencies

Respond well to difficult or emotional customer situations; Respond promptly to requests for service and assistance; meet commitments. Speak clearly; Listen and get clarification. Write clearly and informatively; Present numerical data effectively. Show respect and sensitivity for cultural differences, treat others with respect and consideration regardless of their status or position. Be able to deal with frequent change, delays, or unexpected events. Be consistently at work and on time; keep appointments on time.

QUALIFICATIONS: To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

#### Education and/or Experience:

High school diploma or general education degree (GED). Previous custodial experience preferred with some knowledge of plumbing, electrical and carpentry.

#### Language Skills:

Ability to read and comprehend simple instructions, short correspondence, and memos. Ability to write simple correspondence. Ability to effectively present information in one-on-one and small group situations to customers, clients, and other employees of the organization.

#### Mathematical Skills:

Ability to add, subtract, multiply and divide. Ability to perform these operations using units of weight measurement, volume, and distance

### **Reasoning Ability:**

Ability to apply common sense understanding to carry out instructions furnished in written, oral, or diagram form. Ability to deal with problems involving several concrete variables in standardized situations.

### CERTIFICATES, LICENSES AND REGISTRATIONS:

Valid Ohio Driver's License. HVAC certification preferred

PHYSICAL DEMANDS: The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is regularly required to use hands to finger, handle, or feel; reach with hands and arms; talk or hear and taste or smell. The employee is frequently required to stand, walk; climb or balance and stoop, kneel, crouch, or crawl. The employee must occasionally lift and/or move up to 100 pounds. Specific vision abilities required by this job include close, distance, color and peripheral vision; depth perception and ability to adjust focus.

WORK ENVIRONMENT: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is regularly exposed to outside weather conditions. The employee occasionally works near moving mechanical parts in high, precarious places; and is occasionally exposed to fumes or airborne particles; toxic or caustic chemicals, risk of electric shock and vibration. The noise level in the work environment is usually moderate.

Work Hours - Determined by the Service Director within the framework of a typical 40 hour work week (M-F 7:30am-4:30pm with a one hour lunch break)

#### CITY OF MARION ENGINEERING DEPARTMENT JOB DESCRIPTION

Job Title: Department: Reports To: FLSA Status: Prepared By: Prepared Date: Approved By: Approved Date: ENGINEERING AIDE II Engineering City Engineer Non-exempt USWA Grade 24 H.R.Director 2-9-07 City Engineer 2-23-07 City Engineer City Council ORD, NO. 2007-50 2-23-07 Approved 8-13-07

SUMMARY: An employee of this class must skillfully apply sub-professional engineering principles and techniques to work performed in the office and in the field. Employee must be familiar with office records and field locations. Duties must be performed with accuracy. Supervision is received from a professional staff but the employee is expected to perform routine tasks independently with reference to supervisor only on difficult problems as they occur.

ESSENTIAL DUTIES AND RESPONSIBILITIES include the following and other related duties as assigned

- Serves as a skilled draftsman in the office.
- Does layouts and draws plans and profiles.
- Reduces and plots field notes,
- Draws plans and prepares preliminary estimates for sewers, streets, sidewalks, curbs and gutters;
- Assists in preparing specifications for construction projects.
- Makes drawings for location and right-of-way work.
- Reviews and processes petitions from contractors, residents and the public for street and sewer improvements and for street and alley locations;
- Serves as instrument person on survey party for City streets, sewers, alleys, sidewalks, curbs, gutters, and corporation lines, does computations for topographic maps.
- Leads survey party in such work as running profiles and cross-sections.
- Oversees the staking out of construction projects, running grades and computing quantities;
- Reviews and performs the more complex mathematical computations.
- Keeps records, prepares correspondence and may assist in inspection work,
- Inspects paying and other projects associated with Engineering Department.

#### SUPERVISORY RESPONSIBILITIES:

None

REQUIREMENTS: To perform this job successfully, an individual must be able to perform each resential duty satisfactorily. The requirements listed below are representative of the knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

 Good knowledge of sub-professional engineering practices, land survey and drafting techniques, including the knowledge and efficient use of CADD.

- Ability to use computer and associated software, e.g. MS WORD, EXCEL, OUTLOOK:
- Good knowledge of mathematics,
- Ability to prepare drawings from field notes and plats of record.
- Ability to carry out duties and follow complex oral and written instructions with minimum of detail.
- Ability to plan sub-professional engineering work;
- Extensive knowledge and expenence in Asphalt paving and associated materials and techniques

### LANGUAGE SKILLS:

Ability to read, analyze, and interpret periodicals, professional journals, technical procedures, or governmental regulations. Ability to write reports, business correspondence, and procedure manuals. Ability to affectively present information and respond to questions from officials, contractors, employees, and the general public.

#### MATHEMATICAL SKILLS:

Ability to calculate figures and amounts such as proportions, percentages, area, circumference, and volume. Ability to apply concepts of basic algebra and geometry

#### REASONING ABILITY:

Ability to solve practical problems and deal with a variety of concrete variables in situations where only limited standardization exists. Ability to interpret a variety of instructions furnished in written, oral, diagram, or schedule form

#### EDUCATION and/or EXPERIENCE:

Graduation from a technical institute with study in surveying or drafting, or some experience in the field as an engineering technician, or considerable experience in practical engineering work and completion of a standard high school course with work in science and mathematics; or any equivalent combination of experience and training which provides the required knowledge, skill and ability.

#### CERTIFICATES, LICENSES, REGISTRATIONS:

Valid Ohio Driver's License

PHYSICAL DEMANDS: The physical demands described hare are representative of those that must be met by an employee to successfully perform the essential functions of this job Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the dubes of this job, the employee is regularly required to talk or hear and taste or smell. The employee is frequently required to stand, walk, sit, use hands to finger, handle, or feel, reach with hands and arms, climp or balance and stoop, kneel, crouch, or crawl. The employee mult occasionally lift and/or move up to 50 pounds. Specific vision abdities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception and ability to adjust focus.

WORK ENVIRONMENT: The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is frequently exposed to moving mechanical parts; high, precarious places, fumes or arbome particles and outside weather conditions. The noise level in the work environment is usually moderate.

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Section 3. It is necessary to issue and this Council determines that notes in the apprepate principal amount of \$400,000 (the "Notes") shall be issued in anticipation of the issuance of the Bonds. The Notes shall be dated their date of issuance and shall mature one year from the date of issuance, provided that the Auditor may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is up to 15 days less than one year from the date of issuance by setting forth that maturity date in the Note Purchase Agreement by and between the City and Fifth Third Securities, Inc. (the "Original Purchaser") of the Notes (the "Note Purchase Agreement") The Notes shall bear interest at a rate or rates not to exceed six percent (6%) per year (computed on the basis of a 360-day year consisting of twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate of interest on the Notes shall be determined by the Auditor in the Note Purchase Agreement.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America as determined by the Auditor in the Note Purchase Agreement, and shall be payable, without deduction for services of the City's paying agent, at the office of a bank or trust company designated by the Auditor in the Note Purchase Agreement after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose (the "Paying Agent")

Section 5. The Notes shall be signed by the Mayor and Auditor, in the name of the City and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Auditor, and the entire principal amount may be represented by a single note, may be issued as fully registered securities (for which the Auditor will serve as note registrar), and may be assued in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Auditor that issuance of the Notes in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this ordinance.

The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations or otherwise

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beneficial transferred the City an the Cuty an the Cuty an system is t the Deposi for that put the Notes interests in operated b interests st the Notes a	interests in the Notes and to conly through a book entry, and payable only to a Deposition of the Depository or its age utilized, (i) the Notes may be tory or its nominee and imme- pose; (ii) the beneficial owns in the form of physical set book entry form shall be st y the Depository and its Parti- tall be made only by book e as such shall not be transfer.	entry system") under which (i) the ownership of the principal of, and interest on, the Notes may be and (ii) a single physical Note certificate is issued by ory or its nominee, with such Notes "immobilized" in ent for that purpose. If, and as long as a book entry issued in the form of a single Note made payable to oblized in the custody of the Depository or its agent ers in book entry form shall have no right to receive curities or certificates; (iii) ownership of beneficial hown by book entry on the system maintained and icipants, and transfers of the ownership of beneficial entry by the Depository and its Participants; and (iv) able or exchangeable, except for transfer to another Depository, without further action by the City.	
for use in depository/ or is unabl owners by permit with payable for assigns of	a book entry system, the book entry relationship with i e to do so, the Auditor, after the then Depository and a drawal of the Notes from the m to be signed by the officer the Depository or its nominee the event is not the result of	of to continue to act as a Depository for the Notes e Auditor may attempt to establish a securities another qualified Depository. If the Auditor does not ar making provision for notification of the beneficial any other arrangements deemed necessary, shall Depository, and shall cause the Notes in bearer or rs authorized to sign the Notes and delivered to the all at the cost and expense (including any costs of City action or inaction, of those persons requesting	
entry system	enter into any agreements	thorized and directed, to the extent necessary or determined necessary in connection with the book nining that the signing thereof will not endanger the	
The Note Sale The Note P and the Au with such o materially a such chang of the City the Note P Agreement the Notes fi transcript o Original Pu Mayor, the authorized documents consummat if it is deten more other	The by the Auditor in accordar burchase Agreement now on ditor shall sign and deliver, o shanges that are not inconsist idverse to the interests of the les to the Note Purchase Ag- and approved by the Auditor urchase Agreement by the A referred to in Section 3 evid to be prepared, and have the f proceedings with reference rohaser, to the Original Purc Auditor, the Clerk of Counci and directed to sign any tra- and instruments and to take e the transactions contempla- mined to be in the best inter-	sold at not less than par plus accrued interest at nee with law and the provisions of this ordinance, file with the Clerk of this Council is new approved, in behalf of the City, the Note Purchase Agreement stent with the provisions of this ordinance, are not e City and are approved by the Auditor. That any reement are not materially adverse to the interests r shall be evidenced conclusively by the signing of Auditor. The Auditor shall sign the Note Purchase dencing that sale to the Original Purchaser, cause e Notes signed and delivered, together with a true to the issuance of the Notes if requested by the chaser upon payment of the purchase price. The I and other City officials, as appropriate, are each inscript certificates, financial statements and other a such actions as are necessary or appropriate to ated by this Ordinance. The Auditor is authorized, rest of the City, to combine the Notes with one or y into a consolidated note issue pursuant to	
appropriated	and shall be used for the p	the sale of the Notes, except any premium and e proper fund or funds and those proceeds are surpose for which the Notes are being issued. Any memium and accrued interest shall be paid into the	

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Bond Retirement Fund.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the

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ordered the sar purpose placed proceed	The tax shall be within computed, pertified, levine officers, in the same software, in the same software, in the same before and in preference is of the tax levy shall be if for the payment of the all due.	ied and extended up 6 manner, and et th 5 are certified, levied, e to all other items a 5 placed in the Bond I	on the tax duplicate a e same time that tax extended and collects and for the full amount Retirement Fund, which	nd collected by ces for general ad, and shall be it thereof. The fr is irrevocably
necess bonds ( 1966, a 103(a)	Section 10. The Cit tent of, the proceeds of any so that (a) the Not or hedge bonds under S as amended (the Code) of the Code applies, an noe under Section 57 of	the Notes in such m es will not (i) consti Sections 141, 148 or i or (ii) be treated of id (b) the interest on	tute private activity b 149 of the internal Re ther than as bonds to	xtent as may be conds, arbitrage evenue Code of o which Section
gross in any act will, an govern make to records process	The City further covera ty be required of it for the momentor federal incom- lions that would adverse mong other acts of co- mental purpose of the b mely and adequate pay and make calculations to, and, as applicable, r and to the extent nace	he interest on the Na e tax purposes, (b) it ily affect that exclusion impliance, (i) apply orrowing, (ii) restrict ments to the federal s and reports and (v of property finance	will not take or author will not take or author on, and (c) it, or perso the proceeds of the the yield on investme government. (iv) main or refrain from contained with such procee	n excluded from inize to be taken one acting for it, a Notes to the ent property, (iii) ntain books and n uses of those ds, all in such
hereby subordi issues of not issues obligatio aggrega reasonal Bonds, Section refundir exceed recognit adverse further from or (D) of S formatio that the	The City nereby design es of Section 265(b)(3) of represents and coverial nate entities or entities to obligations, in or during jed and will not issue to ons' for purposes of Se aterprincipal amount in toty anticipate issuing, but excluding the other 141 of the Code, and ing \$30,000,000, unless ing \$30,000,000,000, unless ing \$30,000,000,000,000,000,000,000,000,000,	of the Code In conn nts that as a "qualifi- hat issue obligations the calendar year in ox-exempt obligations action 265(b)(3) of the excess of \$30,000.00 and will not issue, to obligations that are a coluding refunding t in Section 149(d)(5) is the City first obta such designation of he Bonds as "qualifie of formed or participa- tity in order to avoid to Code, and covenants avail itself of any suc- sued as part of a dim	ection with that desig ed borrower' if, toget on its behalf, or on be which the Bonds are in designated as 'qualif a Code, including the 00, and (ii) have not ax-exempt obligations 'private activity bonds of the Code) in an age ans a written opinio or issuance, as appli- d tax-exempt obligation at a written opinio or issuance, as appli- d tax-exempt obligation the purposes of subpa- that it will not form, pu- th entity. The City fur ect or indirect compose	nation, the City ther with all its shalf of which it issued, (i) have field tax-exempt a Bonds, in an issued, do not issued, in an issued, do not issued, in an issued, do not issued, do not issued, do not issued, in an issued, in a
choice, the City includin 148(f)(4 assum interest the bun penaltie determin paymen the offi	The Auditor or any oth as is hereby authorized consent, approval, or v is permitted to or require, without limitation to (C) of the Code or avail g, enhancing or protect thereon or assisting of thereon or assisting of den or expense of such as or making payments ne, or paying, excess its, as determined by th cer, (b) to take any an its, and make or give re-	(a) to make or effect valver on behalf of the ined to make or give hereto, any of the illable under Section ting favorable tax tr ompliance with require compliance, reducing of special amounts compliance, which actions, all other actions.	any election, selection in City with respect to under the federal ind elections provided 148 of the Code, for satment or status of inements for that pung the rebate amount of in field of making or e, or obviating thos on shall be in writing make or obtain calc.	in, designation, o the Notes as come tax laws, for in Section the purpose of the Notes or pose, reducing or payments or omputations to e amounts or and signed by ulations, make

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proceeds of the Notes, the fact	s, circumstances and e	stimates on which t	hey are based	
and other facts and circumstar	nces relevant to the ta	x treatment of the i	interest on and	
the tax status of the Notes.				
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Section 11 If, in the rating on the Notes by one or m	judgment of the Auditor	, the hing of an app	plication for (i) a	
insurance from a company or o	omnanies to better assi	the neumon of a	pr (ii) a policy of	
interest on the Notes, is in the be	est interest of and finan	cially advantageous	to this City the	
Auditor is authorized to prepare	e and submit those app	dications, to provide	e to each such	
agency or company such inform	nation as may be requir	ed for the purpose.	and to provide	
further for the payment of the o	cost of obtaining each s	such rating or policy	/. except to the	
extent otherwise paid in acco	ardance with the Note	Purchase Agreen	nent, from the	1
proceeds of the Notes to the ex available and that are appropriat	ted or shall be appropriate	wise from any othe	r funds lawfully	
the Auditor has taken such action	ns, those actions are he	reby ratified and con	n no me extent	
Section 12 The Cle	rk of Council is directed	t to deliver a certifi	ed copy of this	
ordinance and the Note Purchas	e Agreement to the Cou	inty Auditor		
Section 13. This Cor	uncil determines that al	orte and execution	a susan a susan a su	
be done of performed by the Ci	ty or to have been met	precedent to and in	a then institutes of	
the workes in order to make the	m legal, valid and bind	ng general obligation	ons of the City	
mave been performed and have	peen met, or will at the	time of delivery of t	the Notes have	
neen performed and have been	met, in regular and due	e form as required t	by law that the	
full faith and credit and general City are pledged for the timely	property taxing power	(as described in Si	ection 9) of the	
City are pledged for the timely statutory or constitutional limitation	payment or the dept c	harges on the Note	is; and that no	
the issuance of the Notes.	on or independences of R	waron will use be	ou exceeded in	1
Section 14 This Con	uncl finds and determi	nes that all formal	actions of this	
Council and any of its committee	is concerning and relatin	ig to the passage of	this ordinance	
were taken in an open meeting this Council and any of its co	mmittees that resulted	ittees and that all (	deliberations of	
meetings open to the public, all in	n compliance with the la	W DIDSE IDITIAL A	cuons were in	
8.5				
Section 15 This On	dinance is declared	to be an emerge	ancy measure	
necessary for the immediate pre-	servation of the public o	eace, health and sa	ifety of the City	
and for the further reason that order to issue and sell the Not	es which is necessary	to enable the City	ely effective in	1
volume the notes with one of n	nora other note issues (	the City into a cor	monticipitate moto	
toone and activities payings in co	osts of issuance and a	lower interest rate	For this klobber	
wherefore, this orginance shall be	e in full force and effect	immediately upon it	s passage and	
approval by the Mayor.		51.0	1 - COROS (C)	
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Acting Mayor				
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### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$400,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving Columbia Street and Blaine Avenue, between certain termini, by constructing storm water sewers and sanitary sewers, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28 _ 2010

Kelly Carr

City of Marion, Ohio

_	Dante Laget Biers, Inc.				Time No. 8843
	Ordinance No.	2010-64	Passed	JUN 2 8 2010	20
		IN THE AGGREGAT ANTICIPATION OF IMPROVING COLU CONSTRUCTING A AND SANITARY SE	THE ISSUANCE MBIA STREET, B ND REHABILITA WERS, TOGETH	ISSUANCE AND SAI MOUNT OF \$700,000 OF BONDS, TO PAY ETWEEN CERTAIN TING STORM WATE ER WITH ALL NECE DECLARING AN EM	, IN COSTS OF TERMINI, BY R SEWERS SSARY
	the estimat least five yo years, and	HEREAS, the Auditor as I ted life or period of usefu ears, the estimated maxir the maximum maturity of W. THEREFORE, BE 1	Iness of the impr num maturity of the the Notes describ	evement described in le Bonds described in led in Section 3 is 20 y	Section 1 is at Section 1 is 40 years;
		Marion, Ohio, that	URDAINED D	The Council of the	City of Mation,
	amount of certain terr	ction 1. It is necessary \$700,000 (the "Bonds") nini, by constructing and th all necessary appurten	to pay costs of rehabilitating stor	improving Columbia	Street, between
	now estima and are es year that a any fiscal	ction 2. The Bonds sha ated rate of 6% per year, stimated to mature in 20 ire in such amounts that to year in which principal if the Bonds is estimated to	payable semiannu annual principal ne total principal a s payable are su	ually until the principal installments on Dece and interest payments obstantially equal. Th	amount is paid, mber 1 of each on the Bonds in
7	aggregate Issuance o one year fi necessary days less Note Purc "Original P interest at a 360-day principal a	oction 3. It is necessary principal amount of \$700 of the Bonds. The Notes rom the date of issuance or advisable to the sale than one year from the di hase Agreement by and Purchaser") of the Notes ( a rate or rates not to exce year consisting of twel- mount is paid or payment ined by the Auditor in the	,000 (the "Notes" shall be dated the provided that the of the Notes, esti- ate of issuance by between the City he "Note Purchas red six percent (6" ve 30-day month is provided for	) shall be issued in an eir date of issuance a Auditor may, if it is d ablish a maturity date y setting forth that ma y and Fifth Third Sec %) per year (compute %) per year (compute s), payable at maturi The rate of interest or	nticipation of the and shall mature letermined to be that is up to 15 turity date in the curities, Inc. (the Notes shall bear d on the basis of ity and until the
	United Sta determine deduction designated payment a	action 4. The debt charge ates of America or in Fed d by the Auditor in the No for services of the City's d by the Auditor in the at that bank or trust comp proper procedures and s	eral Reserve func- te Purchase Agri paying agent, at Note Purchase / any will not endar	ts of the United State eement, and shall be the office of a bank of greement after dete oger the funds or secu	es of America as payable, without or trust company mining that the unities of the City
	the City a facsimile. the Origin be represe Auditor wil form in a determine delivery of determine	ection 5. The Notes sha and in their official capac The Notes shall be issu al Purchaser and approv ented by a single note, m Il serve as note registrar), accordance with Section d by the Auditor that issu f the Notes. The Notes s d by the Auditor and sh which they are issued and	ties, provided the ad in the denomin ed by the Auditor ay be issued as fit and may be issue 9.96 and Chapt ance of the Notes hall not have cou all express upon	at one of those signal nations and numbers , and the entire princi- ully registered securiti ed in book entry or off ar 133 of the Revis in that form will facili pons attached, shall their faces the purpo	atures may be a as requested by ipal amount may es (for which the ner uncertificated ed Code if it is late the sale and be numbered as use, in summary
	clearing a	he Notes may be issued agency under federal la g with a Depository under	w operating and	f maintaining, with	any participants

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dealers, banks and trust companies, and clearing ("Participants"), a system (a "book entry system") under beneficial interests in the Notes and the principal of, and i transferred only through a book entry, and (ii) a single physic the City and payable only to a Depository or its nominee, wi the custody of the Depository or its agent for that purpose. I system is utilized, (i) the Notes may be issued in the form of the Depository or its nominee and immobilized in the custody for that purpose, (ii) the beneficial owners in book entry form the Notes in the form of physical securities or certificated interests in book entry form shall be shown by book entry of operated by the Depository and its Participants, and transfers interests shall be made only by book entry by the Depositor the Notes as such shall not be transferable or exchangeable Depository or to another nominee of a Depository, without fur	r which (i) the ownership of interest on, the Notes may be cal Note certificate is issued by th such Notes "immobilized" in if, and as long as a book entry a single Note made payable to y of the Depository or its agent is shall have no right to receive is, (iii) ownership of beneficial on the system maintained and is of the ownership of beneficial y and its Participants; and (iv) , except for transfer to another
If any Depository determines not to continue to act for use in a book entry system, the Auditor may atter depository/book entry relationship with another qualified Dep- or is unable to do so, the Auditor, after making provision for owners by the then Depository and any other arrangeme permit withdrawal of the Notes from the Depository, and sha payable form to be signed by the officers authorized to sign assigns of the Depository or its nominee, all at the cost and e printing), if the event is not the result of City action or inaction such issuance.	as a Depository for the Notes npt to establish a securities ository. If the Auditor does not or notification of the beneficial ints deemed necessary, shall If cause the Notes in bearer or the Notes and delivered to the expense (including any costs of
The Auditor is also hereby authorized and directed required, to enter into any agroements determined necessar entry system for the Notes, after determining that the signing funds or securities of the City.	ry in connection with the book
Section 6. The Notes shall be sold at not less that private sale by the Auditor in accordance with law and the The Note Purchase Agreement now on file with the Clerk of and the Auditor shall sign and deliver, on behalf of the City, it with such changes that are not inconsistent with the provisi materially adverse to the interests of the City and are appro- such changes to the Note Purchase Agreement are not mate of the City and approved by the Auditor shall be evidenced the Note Purchase Agreement by the Auditor. The Auditor Agreement referred to in Section 3 evidencing that sale to the Notes to be prepared, and have the Notes signed and of transcript of proceedings with reference to the Issuance of Original Purchaser, to the Original Purchaser upon payment Mayor, the Auditor, the Clerk of Council and other City offic authorized and directed to sign any transcript certificates, fit documents and instruments and to take such actions as an consummate the transactions contemplated by this Ordinance if it is determined to be in the best interest of the City, to co- more other note issues of the City into a consolidat Section 133.30(B) of the Revised Code.	e provisions of this ordinance. this Council Is now approved, the Note Purchase Agreement ons of this ordinance, are not wed by the Auditor. That any arially adverse to the interests conclusively by the signing of shall sign the Note Purchase the Original Purchaser, cause delivered, together with a true the Notes If requested by the the Notes If requested by the fals, as appropriate, are each nancial statements and other a riecessary or appropriate to be. The Auditor is authorized, ambies the Notes with action
Section 7. The proceeds from the sale of the Note accrued interest, shall be paid into the proper fund or fur appropriated and shall be used for the purpose for which the portion of those proceeds representing premium and accrued	Notes and those proceeds are

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Bond Retirement Fund.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax

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that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is Irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.
Section 10. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.
The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.
The City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In connection with that designation, the City hereby represents and covenants that as a "qualified borrower" it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations. In or during the catendar year in which the Bonds are issued, (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Bonds, in an aggregate principal amount in excess of \$30,000,000, and (ii) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Bonds, but excluding the other obligations that are "private activity bonds" as defined in Section 141 of the Code, and excluding refunding obligations that are not "advance refunding obligations' as defined in Section 140(d)(5) of the Code) in an aggregate amount exceeding \$30,000,000, unless the City first obtains a written opinion of nationally recognized bond coursel that such designation or issuance, as applicable, will not advancely affect the status of the Bonds as "qualified tax-exempt obligations". The City further represents that it has not formed or participate in the formation of, or benefited from or availed itself of any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and covenants that it will not form, participate in the formation of, or benefit from or avail itself of any such entity. The City further represents that the Bonds are not being issued as part of a direct or indirect composition issue that combines issues or lots of tax-exempt obligations of different issuers.
The Auditor or any other officer of the City having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and

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the intended tax status of the Notes, and (c) to given one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the lax status of the Notes.

If, in the judgment of the Auditor, the filing of an application for (i) a Section 11 rating on the Notes by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Notes, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Note Purchase Agreement, from the proceeds of the Notes to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed

The Clerk of Council is directed to deliver a certified copy of this Section 12 ordinance and the Note Purchase Agreement to the County Auditor.

This Council determines that all acts and conditions necessary to Section 13 be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law, that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 14. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 15 This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to enable the City to potentially combine the Notes with one or more other note issues of the City into a consolidated note issue and achieve savings in costs of issuance and a lower interest rate for the Notes, wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor

Mik Thomas President Pro Tempore

IUN 2.9 201 Approved:

Acting Mayor

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### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$700,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving Columbia Street, between certain termini, by constructing and rehabilitating storm water sewers and sanitary sewers, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28, 2010

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City of Marion, Ohio

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Ordinance No.	2010-65	Paisted	JUN 2 8 2010	. 30
	IN THE AGGREG ANTICIPATION O IMPROVING MILL CERTAIN TERMI AND SANITARY STREETS, INSTA SIDEWALKS AND	ATE PRINCIPAL AM F THE ISSUANCE D BURN AVENUE AN N/, BY CONSTRUCT BEWERS, WIDENING ALLING CURBS AND D DRIVEWAY APPRO	SSUANCE AND SALL OUNT OF \$1,400,000 IF BONDS, TO PAY ( D MEADOW STREET ING STORM WATER 3 AND LOWERING T DRAINAGE AND RE DACHES, TOGETHER ERETCI, AND DECLA	D, IN COSTS OF T, BETWEEN L SEWERS HE PLACING R WITH ALL
the estim least five	AHEREAS, the Auditor a nated life or period of use years, the estimated ma od the maximum maturity	duinass of the impro ximum maturity of the	vement described in Bonds described in I	Section 1 is at Section 1 is 40
	NOW, THEREFORE, BE	IT ORDAINED by	the Council of the C	ity of Marion,
amount Meadow sewers,	Section 1. It is necessar of \$1,400,000 (the "Bol Street, between certain widening and lowering t is and driveway approach	nds") to pay costs termini, by construction he streets, installing	of improving Miliburn ng storm water sewer curbs and drainage	and sentary and replacing
now est and ana year that any fisc	Section 2. The Bonds s mated rate of 6% per yea estimated to mature in 2 t are in such amounts tha al year in which principa t of the Bonds is estimate	r, payable semilarinus 29 annual principal in 1 the total principal an 1 ta payable are sub	By until the principal ( istalliments on Decen d interest payments o istantially equal. The	amount is paid, ster 1 of each in the Bonds in
aggrega the issu mature determin that is u maturity Securitie The Not (comput maturity	Section 3. It is necessar te principal amount of \$- ance of the Bonds. The one year from the data ted to be necessary or ad p to 15 days less than o data in the Note Purcha es, Inc. (the "Griginal Pur tes shall bear interest at red on the basis of a 350- and until the principal a on the Notes shall be deta	400,000 (the "Notes a Notes shall be date a di issuance, provi trisable to the sale of one year from the da se Agreement by an chaser") of the Notes a rate or rates not to day year consisting of mount is paid or pa	if) shall be issued in ed their date of issue ded that the Audito the Notes, establish- ite of issuance by se of between the City is (the 'Note Purchase of exceed to percent if twelve 30-day mont yment is provided for	antiopation of anon and shall r may, if it is a maturity date sting forth-that and Fifth Third a Agreement") (6%) per year hs), payable at r. The rate of
United 5 determin deducto designa paymen	Section 4. The debt chan States of America or in Fi- red by the Auditor in the on for services of the City ted by the Auditor in the t at that bank or trust con t proper procedures and	ederal Reserve funds Note Purchase Agree 's paying agent, at the Note Purchase Agree spany will not endang	of the United States ement, and shall be p the office of a bank or premient after detert par the funds or secu-	of America as syable, without trust company runing that the ities of the City
the City facsimile the Org be repre Auditor form in determine delivery determine	Section 5. The Notes st and in their official capit in The Notes shall be iss inal Purchaser and appro- sented by a single note, will serve as note registra accordance with Section red by the Auditor that re- of the Notes. The Notes ned by the Auditor and is or which they are issued a	actiles, provided that sued in the denomina oved by the Auditor, i may be issued as full (), and may be issued in 9.96 and Chapter suance of the Notes is a shall not have coup shall express upon 9	one of those signate discs and numbers a and the entire princip y registered securities f in book entry or othe 133 of the Revises in that form will facilitations attached, shall be rear faces the purpos	and may be a in requested by all amount may is (for which the r uncertificated if Code if it is to the sale and a numbered as at, in summary

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The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and cleaning corporations or otherwise ("Participants"), a system (a "book entry system") under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is assued by the City and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. If, and as long as a book entry system is utilized. (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose; (ii) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants, and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

Section 6. The Notes shall be sold at not less than par plus accrued interest at private sale by the Auditor in accordance with law and the provisions of this ordinance. The Note Purchase Agreement now on file with the Clerk of this Council is now approved. and the Auditor shall sign and deliver, on behalf of the City, the Note Purchase Agreement with such changes that are not inconsistent with the provisions of this ordinance, are not materially adverse to the interests of the City and are approved by the Auditor. That any such changes to the Note Purchase Agreement are not materially adverse to the interests of the City and approved by the Auditor shall be evidenced conclusively by the signing of the Note Purchase Agreement by the Auditor The Auditor shall sign the Note Purchase Agreement referred to in Section 3 evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized, If it is determined to be in the best interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are piedged for that purpose.

 Dama Loui Rive, Its.		Thurs. No. 30063
Ordinance No. 2010-65	JUN 2 8 2010	20
Section 9. During the year or years is be levied on all the taxable property in the C that would have been levied if the Bonds had Notes. The tax shall be within the ten-mill ordered computed, certified, levied and exter the same officers, in the same manner, a purposes for each of those years are certified placed before and in preference to all other proceeds of the tax levy shall be placed in the pledged for the payment of the debt charges same fall due.	ty, in addition to all other taxes, been issued without the prior iss l limitation imposed by law, sha nded upon the tax duplicate and nd at the same time that taxes i, levied, extended and collected, items and for the full amount to e Bond Ratirement Fund, which	the same tax suance of the all be and is collected by a for general and shall be thereof. The is irrevocably
Section 10. The City covenants investment of, the proceeds of the Notes in necessary so that (a) the Notes will not ( bonds or hedge bonds under Sections 141, 1986, as amended (the Code) or (ii) be the 103(a) of the Code applies, and (b) the int preference under Section 57 of the Code	<ol> <li>constitute private activity bor 148 or 149 of the Internal Review eated other than as bonds to v</li> </ol>	nt as may be ids, srbitrage enue Code of which Section
The City further covenants that (a) that may be required of it for the interest of gross income for federal income tax purpos any actions that would adversely affect that will, among other acts of compliance, (i) governmental purpose of the borrowing, (ii) make timely and adequate payments to the records and make calculations and report proceeds, and, as applicable, of property manner and to the extent necessary to ass Code.	n the Notes to be and remain e es, (b) it will not take or authoriz exclusion, and (c) it, or person apply the proceeds of the restrict the yield on investment federal government, (iv) mainta s and (v) refrain from certain to financed with such proceeds	excluded from te to be taken s acting for it, Notes to the property, (lii) ain books and uses of those s, all in such
The City hereby designates the Bo purposes of Section 265(b)(3) of the Code. hereby represents and covenants that as a subordinate entities or entities that issue obli- issues obligations, in or during the calendar not issued and will not issue tax-exempt ob obligations' for purposes of Section 265(b) aggregate principal amount in excess of Si reasonably anticipate issuing, and will not Bonds, but excluding the other obligations is Section 141 of the Code, and excluding refunding obligations' as defined in Section 1 exceeding \$30,000,000, unless the City recognized bond counsel that such design adversely affect the status of the Bonds as further represents that it has not formed or from or availed itself of, any entity in order to (D) of Section 265(b)(3) of the Code, and co formation of, or benefit from or avail itself of that the Bonds are not being issued as part combines issues or lots of tax-exempt obligations	In connection with that designate a "qualified borrower" it, togethe igations on its behalf, or on beha- year in which the Bonds are iss ligations designated as "qualifier (3) of the Code, including the it 30,000,000, and (ii) have not is issue, tax-exempt obligations ( that are "private activity bonds" is refunding obligations that are in 49(d)(5) of the Code) in an aggre first obtains a written opinion mation or issuance, as applica- "qualified tax-exempt obligation participated in the formation of, is avoid the purposes of subpart invenants that it will not form, part any such entity. The City furthe of a direct or indirect compositi	tion, the City ar with all its all of which it sued, (i) have d tax-exempt Bonds, in an sued, do not including the as defined in not "advance egate amount of nationally able, will not s". The City or benefited agraph (C) or licipate in the er represents
The Auditor or any other officer of the Notes is hereby authorized (a) to make choice, consent, approval, or waiver on be the City is permitted to or required to make including, without limitation thereto, any 148(f)(4)(C) of the Code or available under assuring, enhancing or protecting favorab interest thereon or assisting compliance w the burden or expense of such compliance, penalties, or making payments of special determine, or paying, excess earnings a payments, as determined by that officer w the officer, (b) to take any and all other	or effect any election, selection, half of the City with respect to the or give under the federal inco- of the elections provided for Section 148 of the Code, for the le tax treatment or status of the ith requirements for that purpor reducing the rebate amount or amounts in lieu of making con as rebate, or obviating those hich action shall be in writing an	designation, the Notes as me tax laws, r in Section e purpose of the Notes or se, reducing payments or inputations to amounts or ind signed by

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Ordinance No	2010+65	Piersond _		. 29		_
City, as ma the intender certificates forth the re- proceeds of and other fe	and make or give report y be appropriate to ass id tax status of the M of the City, for inclusion asonable expectations the Notes, the facts, ci tots and circumstances is of the Notes.	sure the exclusion of Notes, and (o) to in the transcript of p of the City regardin roumstances and es	If interest from g given one or r proceedings for t g the amount a stimates on which	tross income ar nore appropria the Notes, settin ind use of all the h they are base	1d 19 19 16	
Sect rating on the insurance fr interest on it Auditor is a agency or c further for it extent othe proceeds of available an		anies to better assu- nterest of and financ of submit those app in as may be require of obtaining each so noe with the Note available and other of shall be appropriat	d rating agencies re the payment of fally advantageor fications, to provide for the purposition of the purphiese Agre- wise from any other ted for that purposition	a, or (ii) a policy of principal of an us to this City third to each such and to provid to the and to provid to the ement, from the funds lawful set. To the extent	ดที่ หย่ ch de te	
	tion 12. The Cierk of nd the Note Purchase Ag	f Council is directed	to deliver a cer	tified copy of th	ts	
be done or p the Notes in have been p been perform full faith and City are ple statutory or p	tion 13. This Council performed by the City or in order to make them le performed and have been med and have been med to credit and general pro dged for the timely pay constitutional limitation of of the Notes.	agal, valid and bindi in met, or will at the t. in regular and due perty taxing power ( ment of the debt ab	precedent to and ng general oblig time of delivery ( form as require (as described in worker on the M	I in the issuing of ations of the Cit of the Notes hav d by law that the Section 9) of the	uf ty ie ie	
Council and were taken i this Council	ion 14. This Council any of its committees co it an open meeting of th and any of its commi en to the public, all in co	its Council or commi Itees that resulted	g to the passage itees, and that a in those formal	of this ordinance	0	
necessary fo and for the order to issu combine the lesue and a	In the immediate preserv further reason that this use and sell the Notes. Notes with one or more chieve savings in costs his ordinance shall be in	which is necessary other note issues a of issuance and a	eace, health and not to be immed to enable the ( if the City into a c lower interest re	safety of the Cit lately offective i City to potential consolidated not	ty in ly te	
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Approved:	JUN 2 9 2010					
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### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, 1 certify in connection with your proposed issue of notes in the principal amount of \$1,400,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving Millburn Avenue and Meadow Street, between certain termini, by constructing storm water sewers and sanitary sewers, widening and lowering the streets, installing curbs and drainage and replacing sidewalks and driveway approaches, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28 , 2010

Kelly Carr

City of Marion, Ohio

Macony Ampl Reveal. For Type 19241
Onlinance No. 2010-66 Passed JUN 8 8 2010 20
ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,600,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING OAK STREET. BETWEEN CERTAIN TERMINI, BY CONSTRUCTING STORM WATER SEWERS AND SANITARY SEWERS, WIDENING AND LOWERING THE STREET, INSTALLING CURBS AND DRAINAGE, AND REPLACING SIDEWALKS AND DRIVEWAY APPROACHES, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.
the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 40 years, and the maximum maturity of the Notes described in Section 3 is 20 years;
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, County of Marion, Ohio, that.
Section 1. It is necessary to issue bonds of this City in the aggregate principal amount of \$1,600,000 (the "Bonds") to pay costs of improving Dak Street, between certain termini, by constructing storm water sewers and sanitary sewers, widering and lowering the street. Installing curbs and drainage, and replacing sidewalks and driveway approaches, together with all necessary appurtenances thereto.
Section 2. The Bonds shall be dated August 1, 2011, shall bear interest at the now estimated rate of 6% per year payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are in such amounts that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable are substantially equal. The first principal privment of the Bonds is estimated to be December 1, 2011
Section 3. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$1,600,000 (the "Notes") shall be issued in anticipation of the issuence of the Bonds. The Notes shall be dated their date of issuance and shall mature one year from the date of issuance, provided that the Auditor may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is up to 15 days less than one year from the date of issuance by setting forth that maturity date in the Note Purchase Agreement by and between the City and Fifth Third Securities, Inc. (the "Original Purchaser") of the Notes (the "Note Purchase Agreement"). The Notes shall bear interest at a rate or rates not to exceed six percent (6%) per year (computed on the basis of a 360-day year consisting of twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate of interest on the Notes shall be determined by the Auditor in the Note Purchase Agreement.
Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America as determined by the Auditor in the Note Purchase Agreement, and shall be payable, without deductor for services of the City's paying agent, at the office of a bank or trust company designated by the Auditor in the Note Purchase Agreement after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose (the "Paying Agent").
Section 5. The Notes shall be signed by the Mayor and Auditor, in the name of the City and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Auditor, and the entire principal amount may be represented by a single note, may be issued as fully registered securities (for which the Auditor will serve as note registrar), and may be issued in book entry or other uncertificated form in accordance with Section 9.95 and Chapter 133 of the Revised Code if it is determined by the Auditor that issuance of the Notes in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Auditor and shall express upon their faces the purpose. In summary terms, for which they are issued and that they are issued pursuant to this ordinance.

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clearing ag contracting dealers, b ("Participant beneficial in transferred the City and the City and the City and the Custody system is ut the Deposit for that pury the Notes interests in operated by Interests sh the Notes a	pency under federal law with a Depository under a lanks and trust compa- ts"), a system (a "book interests in the Notes and only through a book entry, d payable only to a Deposi- of the Depository or its ag tilized, (i) the Notes may be lory or its nominee and imm pose, (ii) the beneficial own in the form of physical s- book entry form shall be about the Depository and its Pa- nall be made only by book as such shall not be transfer	any securities depository (a "De operating and maintaining, wi book entry system and includes a anies, and clearing corporati entry system") under which (i) the principal of, and interest on, and (ii) a single physical Note ce itory or its nominee, with such No gent for that purpose. If, and as it is issued in the form of a single No mobilized in the custody of the De ners in book entry form shall hav ecurities or certificates (iii) own shown by book entry on the syster incipants, and transfers of the ow entry by the Depository and its for arable or exchangeable, except for	ith any participants security brokers and lons or otherwise ) the ownership of the Notes may be ertificate is issued by otes "immobilized" in long as a book entry ote made payable to epository or its agent re no right to receive hership of beneficial item maintained and whership of beneficial Participants, and (iv) or transfer to another
If a for use in depository/l or is unable owners by permit with payable for assigns of t	ny Depository determines a book entry system, t book entry relationship with a to do so, the Auditor, at the then Depository and drawal of the Notes from the m to be signed by the offic the Depository or its nomin the event is not the result	a Depository, without further action not to continue to act as a Depo the Auditor may attempt to es h another qualified Depository. If fter making provision for notificat if any other arrangements deem he Depository, and shall cause th cers authorized to sign the Notes nee, all at the cost and expense (in of City action or inaction, of those	ository for the Notes stabilish a securities the Auditor does not tion of the beneficial ned necessary, shall he Notes in bearer or and delivered to the including any costs of
required, to entry system	enter into any agreement	authorized and directed, to the ts determined necessary in conn ermining that the signing thereof v	ection with the book
private sale The Note P and the Au with such o materially a such chang of the City the Note P Agreement the Notes to transcript o Original Pu Mayor, the authorized documents consumma	e by the Auditor in accord Purchase Agreement now of ditor shall sign and deliver changes that are not incor- adverse to the interests of ges to the Note Purchase a and approved by the Audi purchase Agreement by the treferred to in Section 3 e to be prepared, and have of proceedings with referen- urchaser, to the Original P Auditor, the Clerk of Cou- and directed to sign any and instruments and to t- the the fransactions contem	be sold at not less than par plus dance with law and the provision on file with the Clerk of this Countr, on behalf of the City, the Note P insistent with the provisions of thi the City and are approved by the Agreement are not materially advitor shall be evidenced conclusive e Auditor. The Auditor shall sign evidencing that sale to the Origin the Notes signed and delivered, not to the issuance of the Notes Purchaser upon payment of the p incil and other City officials, as a transcript certificates, financial s take such actions as are necessar inplated by this Ordinance. The A interest of the City, to combine the	has of this ordinance. And is now approved, Purchase Agreement is ordinance, are not the Auditor. That any verse to the interests rely by the signing of in the Note Purchase hal Purchaser, cause together with a true is if requested by the purchase price. The hatoments and other ary or appropriate to Auditor is authorized,

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

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	Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same afficers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax invy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.
	Section 10. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.
	The City further covenants that (a) It will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (o) it, or persons acting for it, will, among other acts of compliance. (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.
	The City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, in connection with that designation, the City hereby tepresents and cowinants that as a "qualified borrower" it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calandar year in which the Bonds are issued, (i) have not itsued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 285(b)(3) of the Code, including the Bonds, in an aggregate principal amount in excess of \$30,000,000, and (ii) have not issued, do not masonably anticipate issuing, and will not issue, tax-exempt obligations (including the Bonds, but excluding the other obligations that are "private activity bonds" as defined in Section 141 of the Code, and excluding rehunding obligations (including the Bonds at entropy and in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$30,000,000, unless the City first obtains a written opinion of nationality recognized bond nounsel that such designation or issuance, as applicable, will not adversely affect the status of the Bonds as "qualified tax-exempt obligations". The City further represents that it has not formed or participated in the formation of, or benefited from or availed itself of any entity in order to avoid the purposes of subparagraph (C) or (D) af Section 265(b)(3) of the Code, and commants that it will not form, participate in the formation of, or benefit from or avail itself of any such entity. The City further represents that the Bonds are not being issued as part of a direct or indirect composition issue that combines issues or lots of tax-exempt obligations of different usuers.
	The Auditor of any other officer of the City having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance reducing the rebate amount or payments or penalties or making payments of special amounts in field of making computations to determine, or paying excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer. (b) to take any and all other actions, make or obtain calculations, make

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City, as may the intended certificates of forth the reas proceeds of the	be appropriate to assist tax status of the N the City, for inclusion sonable expectations on he Notes, the facts, cir- its and circumstances	a covenants and certifi- ure the exclusion of in lotes, and (c) to give in the transcript of pro- of the City regarding to cumstances and estim- relevant to the tax tre	terest from gross on one or more beedings for the Ni he amount and us ates on which they	income and appropriate otes, setting se of all the y are based,	
Sectio	in 11. If, in the judg	ment of the Auditor, the	e filing of an applica	ation for (i) a	1
insurance from interest on the Auditor is aut agency or con further for the extent othery proceeds of the available and	Notes by one or more it in a company or compli- a Notes, is in the best in thorized to prepare an impany such informatio i payment of the cost vise paid in accordance he Notes to the extent that are appropriated of	nationally-recognized ra anies to better assure to interest of and financially d submit those applica in as may be required for of obtaining each such note with the Note Put available and otherwise or shall be appropriated	ting agencies, or (i he payment of prin y advantageous to tions, to provide to or the purpose, an rating or policy, e inchase Agreement e from any other to for that purpose. T	ii) a policy of hcipal of and this City, the o each such at to provide except to the at from the unds lawfully Fo the extent	
the Auditor ha	is taken such actions, t	hose actions are hereby	y ratified and confin	med	
		f Council is directed to preament to the County		copy of this	
be done or p the Notes in have been perform full faith and City are pled	erformed by the City or order to make them le erformed and have been ed and have been me credit and general pro ged for the timely pay onstitutional limitation of	determines that all ad r to have been met pre- egal, valid and binding in met, or will at the tim t, in regular and due for perty taxing power (as ment of the debt charg of indebtedness or taxat	cedent to and in the general obligations e of delivery of the m as required by described in Sect ges on the Notes;	he issuing of s of the City Notes have law; that the tion 9) of the and that no	
Council and a were taken in this Council	iny of its committees contain open meeting of the	I finds and determines procerning and relating to his Council or committee ittees that resulted in mpliance with the law.	o the passage of the	is ordinance liberations of	
necessary for and for the for order to issue combine the i issue and ac	the immediate preserv urther reason that this e and seil the Notes, Notes with one or more hleve savings in costs is ordinance shall be in	ance is declared to vation of the public peak Ordinance is required which is necessary to a other note issues of the of issuance and a low full force and effect imm	to be immediately enable the City to e City into a conserver interest rate for mediately upon its p	ty of the City y effective in to potentially olidated note or the Notes, passage and	
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Approved	JUN 2 0 2000				
Acting	Mayor				
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Clerk of Cour	icil				

### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$1,600,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving Oak Street, between certain termini, by constructing storm water sewers and sanitary sewers, widening and lowering the street, installing curbs and drainage, and replacing sidewalks and driveway approaches, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28 , 2010

Kelly all

City of Marion, Ohio

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Pedinance No. 2010-67	PassedUN 2 8 2010 20
IN THE AGGREI ANTICIPATION IMPROVING RC CONSTRUCTIN AND DRAINAGE	ROVIDING FOR THE ISSUANCE AND SALE OF NOTES GATE PRINCIPAL AMOUNT OF \$400,000, IN OF THE ISSUANCE OF BONDS, TO PAY COSTS OF BINSON AVENUE, BETWEEN CERTAIN TERMINI, BY G STORM WATER SEWERS, INSTALLING CURBS I, AND RESURFACING THE STREET. TOGETHER ESSARY APPURTENANCES THERETO, AND I EMERGENCY.
the estimated life or period of us least five years, the estimated m	as fiscal officer of this City has certified to this Council that actulness of the improvement described in Section 1 is at aximum maturity of the Bonds described in Section 1 is 40 y of the Notes described in Section 3 is 20 years;
NOW, THEREFORE, B County of Marion, Ohio, that	E IT ORDAINED by the Council of the City of Manon,
amount of \$400.000 (the "Bond: certain termini, by constructing	ary to issue bonds of this City in the aggregate principal s") to pay costs of improving Robinson Avenue, between storm water sewers, installing curbs and drainage, and rith all necessary appurtenances thereto.
now estimated rate of 6% per ye and are estimated to mature in year that are in such amounts the	shall be dated August 1, 2011, shall bear interest at the ar, payable semiannually until the principal amount is paid, 20 annual principal installments on December 1 of each at the total principal and interest payments on the Bonds in al is payable are substantially equal. The first principal ed to be December 1, 2011.
	ary to issue and this Council determines that notes in the 400,000 (the "Notes") shall be issued in anticipation of the

issuance of the Bonds. The Notes shall be dated their date of issuance and shall mature one year from the date of issuance, provided that the Auditor may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is up to 15 days less than one year from the date of issuance by setting forth that maturity date in the Note Purchase Agreement by and between the City and Fifth Third Securities, Inc. (the "Original Purchaser") of the Notes (the "Note Purchase Agreement"). The Notes shall bear interest at a rate or rates not to exceed six percent (6%) per year (computed on the basis of a 360-day year consisting of twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate of interest on the Notes shall be determined by the Auditor in the Note Purchase Agreement.

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America as determined by the Auditor in the Note Purchase Agreement, and shall be payable, without deduction for services of the City's paying agent, at the office of a bank or trust company designated by the Auditor in the Note Purchase Agreement after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and sateguards are available for that purpose (the "Paying Agent").

Section 5. The Notes shall be signed by the Mayor and Auditor, in the name of the City and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Auditor, and the entire principal amount may be represented by a single note, may be issued as fully registered securities (for which the Auditor will serve as note registrar), and may be issued in book ontry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Auditor that issuance of the Notes in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this ordinance.

The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal faw operating and maintaining, with any participants. contracting with a Depository under a book entry system and includes security brokers and 0278

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Ordinance No.	2010-67	Pourret

dealers, banks and trust companies, and clearing corporations or otherwise ("Participants") a system (a "book ontry system") under which (ii) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the City and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose if, and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose. (ii) the baneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants, and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominae of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, after making provision for notification of the beneficial owners by the then Depository and any other amagements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such Issuance.

The Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City

Section 6. The Notes shall be sold at not less than par plus accrued interest at private sale by the Auditor in accordance with law and the provisions of this ordinance. The Note Purchase Agreement now on file with the Clerk of this Council is now approved, and the Auditor shall sign and deliver, on behalf of the City, the Note Purchase Agreement with such changes that are not inconsistent with the provisions of this ordinance, are not materially adverse to the interests of the City and are approved by the Auditor That any nucti changes to the Note Purchase Agreement are not materially adverse to the interests of the City and approved by the Auditor shall be evidenced conclusively by the signing of the Note Purchase Agreement by the Auditor. The Auditor shall sign the Note Purchase Agreement referred to in Section 3 evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized. if it is determined to be in the best interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax

Ordinance Nix       2010-67       Passed       20         that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the len-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general	Ordinance Ait       2010_67       Passed       20	 Rome Louis Mark, Sw.				TRACE BOAT AND AND	Euror.Nov. 30193.3
that would have been levied if the Bonds had been issued without the prior issuence of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is inrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fail due. Section 10 The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (f) constitute private activity bonds, arbitrage bonds or hedge bonds under Sactions 141. 146 or 149 of the Internal Revenue Code of 1988, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the internation the Notes will not be an item of tax preference under Section 57 of the Code. The City further covenants that (a) it will take or cause to be taken such actions for the would of it for the internation, and (c) it, or persons acting for it, will, among other acts of compliance, (h) apply the proceeds, all he Notes to the government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of these proceeds, and, as applicable, of property financed with such proceeds, all in such records and the section and records and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in	Notes that the second strength of the second strength str	Onlinence No.	2010-67	144	Passed	JUN 28 MUL	
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#### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$400,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving Robinson Avenue, between certain termini, by constructing storm water sewers, installing curbs and drainage, and resurfacing the street, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28 , 2010

Kelly Car

City of Marion, Ohio

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ANTICIPATION	OF THE ISSUANCE (	OF BONDS, TO PAY	COSTS OF
BY CONSTRUC	TING AND REHABILI	TATING SANITARY	SEWERS,

WHEREAS, the Aucitor as fiscal officer of this City has certified to this Council that the estimated life or period of usatulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 40 years, and the maximum maturity of the Notes described in Section 3 is 20 years;

AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, County of Marion, Ohio, that

Section 1. It is necessary to issue bonds of this City in the aggregate principal amount of \$1,100,000 (the "Bonds") to pay costs of improving West Center Street, between certain termini, by constructing and rehabilitating sanitary sewers together with all necessary appurtenances thereto.

Section 2. The Bonds shall be dated August 1, 2011, shall bear interest at the now estimated rate of 6% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are in such amounts that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2011

Section 3. It is necessary to assue and this Council determines that notes in the aggregate principal amount of \$1,100,000 (the "Notes") shall be issued in anticipation of the issuance of the Bonds. The Notes shall be dated their date of issuance and shall mature one year from the date of issuance, provided that the Auditor may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is up to 15 days less than one year from the date of issuance by setting forth that maturity date in the Note Purchase Agreement by and between the City and Fifth Third Securities. Inc. (the "Original Purchaser") of the Notes (the 'Note Purchase Agreement"). The Notes shall bear interest at a rate or rates not to exceed six percent (6%) per year (computed on the basis of a 380-day year consisting of twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for The mile of interest on the Notes shall be determined by the Auditor in the Note Purchase Agreement

Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America as determined by the Auditor in the Note Purchase Agreement, and shall be payable, without deduction for services of the City's paying agent, at the office of a bank or trust company designated by the Auditor in the Note Purchase Agreement after determining that the payment at that bank or trust compony will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose (the "Paying Agen(").

Section 5. The Notes shall be signed by the Mayor and Auditor, in the name of the City and in their official capacities, provided that one of these signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Auditor, and the entire principal amount may be represented by a single note, may be issued as fully registered securities (for which the Auditor will serve as note registrar), and may be issued in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code # it is determined by the Auditor that issuance of the Notes in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this ordinance.

The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations or otherwise

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("Participants"), a system (a "book entry system") under which (ii) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the City and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. If, and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose, (ii) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates, (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or sochangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City...

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, after making provision for hotification of the beneficial owners by the their Depository and any other attrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

Section 6. The Notes shall be pold at not less than par plus accrued interest at private sale by the Auditor in accordance with law and the provisions of this ordinance. The Note Purchase Agreement now on file with the Clerk of this Council is now approved, and the Auditor shall sign and deliver, on behalf of the City, the Note Purchase Agreement with such changes that are not inconsistent with the provisions of this ordinance, are not, materially adverse to the interests of the City and are approved by the Auditor. That any such changes to the Note Purchase Agreement are not materially adverse to the interests of the City and approved by the Auditor shall be evidenced conclusively by the signing of the Note Purchase Agreement by the Auditor. The Auditor shall sign the Note Purchase Agreement referred to in Section 3 evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized. If it is determined to be in the pest interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Sector 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Refirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be invied on all the taxable property in the City in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the

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The Auditor or any other officer of the City having responsibility the Notes is hereby authorized (a) to make or effect any election, selection choice, consent, approval, or walver on behalf of the City with respect the City is permitted to or required to make or give under the federal in including, without limitation thereto, any of the elections provided 148(f)(4)(C) of the Code or available under Section 148 of the Code, for assuring, entiancing or protecting favorable tax treatment or status interest thereon or assisting compliance with requirements for that put the burden or expense of such compliance, reducing the rebate amount penalties, or making payments of special amounts in tieu of making of determine, or paying, excess earnings as rebate, or obviating tho payments, as determined by that officer, which action shall be in writing the officer. (b) to take any and all other actions, make or obtain call	on, designation, to the Notes as acome tax laws, for in Section r the purpose of of the Notes or rpose, reducing or payments or computations to se amounts or g and signed by

the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and

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forth the n proceeds of and other the tax star Se rating on fi insurance interest on Auditor is	easonable expectations of the Notes, the facts, ci- facts and circumstances tus of the Notes. ction 11. If, in the judg the Notes by one or more from a company or comp the Notes, is in the best i authorized to prepare an	in the transcript of proceed of the City regarding the av roumstances and estimates relevant to the tax treatme gment of the Auditor, the filing nationally-recognized rating a vanies to better assure the pri- nterest of and financially advi- interest of and financially advi-	nount and use of all the on which they are based, int of the interest on and g of an application for (i) a agencies, or (ii) a policy of ayment of principal of and antageous to this City, the to provide to each such	
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be done of the Notes have been been perfo full faith ar City are pl statutory o	r performed by the City of in order to make them is performed and have been amed and have been me and credit and general pro- ledged for the timely pay	i determines that all acts an or to have been met precede egal, valid and binding gene en met, or will at the time of o it, in regular and due form as operty taxing power (as desc yment of the debt charges o of indebtedness or taxation w	nt to and in the issuing of ral obligations of the City telivery of the Notes have a required by law, that the ribed in Section 9) of the in the Notes, and that no	
Counci an were taker this Count	d any of its committees o in an open meeting of t	I finds and determines that oncerning and relating to the his Council or committees, a hittees that resulted in those ompliance with the law.	passage of this ordinance nd that all deliberations of	
necessary and for the order to is combine the issue and wherefore,	for the immediate present a further reason that this sue and sell the Notes, he Notes with one or mon achieve savings in costs	ance is declared to be vation of the public peace, he of Ordinance is required to be which is necessary to enal e other note issues of the Cit is of issuance and a lower in full force and effect immedia	ealth and safety of the City a immediately affective in ble the City to potentially y into a consolidated note therest rate for the Notes;	
			to Thunks	
Approved	NUN 2 2 2010		×	
	ting Mayor			
Attest:				
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Clerk of Council

0288

#### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$1,100,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving West Center Street, between certain termini, by constructing and rehabilitating sanitary sewers, together with all necessary appurtenances thereto (the "Improvement"), that:

1. The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28, 2010

Kully Car

City of Marion, Ohio

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	Onlinence No. 2010-69	Passed		. 20
	ORDINANCE PRO IN THE AGGREGA ANTICIPATION OF CONSTRUCTING SYSTEM IN THE M SUBDIVISION, TO APPURTENANCE WHEREAS, the Auditor as the estimated life or period of used least five years, the estimated max years, and the maximum maturity of	TE PRINCIPAL AN THE ISSUANCE O AND REHABILITAT MARION PLAZA AN GETHER WITH AL S THERETO, AND fiscal officier of this buness of the impro- imum maturity of the f the Notes describe	DECLARING AN EN City has certified to vement described in a Bonds described in ad in Section 3 is 20	), IN COSTS OF Y SEWER AKS IERGENCY. this Council that Section 1 is at Section 1 is 40 years,
	NOW, THEREFORE, BE County of Marion, Ohio, that: Section 1. It is necessary amount of \$150,000 (the "Bonds sanitary sewar system in the Mari with all necessary appurtenances to Section 2. The Bonds shi now estimated rate of 6% per year.	to issue bonds of to pay costs of on Plaza and in th hereto. all be dated Augus payable semiannu	this City in the agg constructing and in e Royal Oaks Subd t 1, 2011, shall bea ally until the principal	regate principal shabilitating the ivision, together r interest at the amount is paid,
e.;	and are estimated to mature in 20 year that are in such amounts that any fiscal year in which principal payment of the Bonds is estimated Section 3. It is necessary aggregate principal amount of \$15 issuance of the Bonds. The Noter one year from the date of issuance necessary or advisable to the sale days less than one year from the of Note Purchase Agreement by and "Original Purchaser") of the Notes interest at a rate or rates not to exo a 380-day year consisting of twe principal amount is paid or paymer be determined by the Auditor in the	2) annual principal in the total principal ar is payable are suit to be December 1, to issue and this ( 0,000 (the "Notes") is shall be dated the of the Notes, estail tate of issuance by d between the City (the "Note Purchase eed six percent (6% live 30-day months at is provided for. T is Note Purchase Ag	netailments on Dece id interest payments istantially equal. The 2011. Council determines to shall be issued in an ir date of issuance a Auditor may, if it is of blish a maturity date setting forth that ma and Fifth Third Sec Agreement"). The of per year (compute ), payable at mature he rate of interest or reemant.	mber 1 of each on the Bonds in he first principal hat notes in the nticipation of the and shall mature letermined to be that is up to 15 turity date in the surfles, Inc. (the Notes shall bear d on the basis of ty and until the in the Notes shall
	Section 4. The debt charg United States of America or in Fee determined by the Auditor in the N deduction for services of the City's designated by the Auditor in the payment at that bank or trust comp and that proper procedures and Agent").	deral Reserve funds ote Purchase Agree s paying agent, at tr Note Purchase Ag pany will not endang safeguards are ava	s of the United State ement, and shall be be office of a bank of greement after deter ger the funds or seculated itable for that purpo	s of America as payable, without or trust company mining that the inties of the City ise (the "Paying
	Section 5. The Notes sha the City and in their official capa- facsimile. The Notes shall be issue the Original Purchaser and approv- be represented by a single note, m Auditor will serve as note registrary form in accordance with Section determined by the Auditor that issue delivery of the Notes. The Notes determined by the Auditor and st terms, for which they are issued an	cities, provided that and in the denomina- ved by the Auditor, hay be issued as full , and may be issued 9.96 and Chapter lance of the Notes i shall not have coup hall express upon the	tions and numbers and the entire princi- ly registered securities in book entry or oth r 133 of the Revise in that form will facilit ions attached, shall heir faces the purpo	dures may be a as requested by pa) amount may es (for which the er uncertificated ad Code if it is ate the sale and be numbered as se, in summary

The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations or otherwise

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("Participants"), a system (a "boo beneficial interests in the Notes an transferred only through a book enti- the City and payable only to a Dep- the custody of the Depository or its system is utilized, (i) the Notes may the Depository or its nominee and in for that purpose; (ii) the beneficial of the Notes in the form of physical interests in book entry form shall b operated by the Depository and its f interests shall be made only by boo the Notes as such shall not be trans Depository or to another nominee of	nd the principal of, and interest on ry, and (ii) a single physical Note of ository or its nominee, with such N agent for that purpose. If, and as be issued in the form of a single N mmobilized in the custody of the De owners in book entry form shall hav securities or certificates; (iii) own e shown by book entry on the sys Participants, and transfers of the ow ok entry by the Depository and its sferable or exchangeable, except for	I, the Notes may be entificate is issued by otes "immobilized" in long as a book entry late made payable to epository or its agent we no right to receive nership of beneficial dem maintained and whership of beneficial Participants; and (iv) or transfer to another	
for use in a book entry system, depository/bock entry relationship w or is unable to do so, the Auditor, owners by the then Depository an permit withdrawal of the Notes from payable form to be signed by the of assigns of the Depository or its nom printing), if the event is not the resu such issuance.	with another qualified Depository. If after making provision for notificat ind any other arrangements deem in the Depository, and shall cause the flicers authorized to sign the Notes inee, all at the cost and expense (in it of City action or inaction, of those y authorized and directed, to the	stablish a securities the Auditor does not tion of the beneficial ned necessary, shall he Notes in bearer or and delivered to the including any costs of a persons requesting extent necessary or	
required, to enter into any agreeme entry system for the Notes, after de funds or securities of the City.	ants determined necessary in conn	ection with the book	
private sale by the Auditor in acco The Note Purchase Agreement now and the Auditor shall sign and delive with such changes that are not ino materially adverse to the interests of auch changes to the Note Purchase of the City and approved by the Au the Note Purchase Agreement by the Agreement referred to in Section 3 the Notes to be prepared, and hav transcript of proceedings with refer Original Purchaser, to the Original Mayor, the Auditor, the Clerk of Co authorized and directed to sign and documents and instruments and to consummate the transactions conte if it is determined to be in the best more other note issues of the Section 133 30(B) of the Revised Co	w on file with the Clerk of this Cour er, on behalf of the City, the Note F onsistent with the provisions of thi of the City and are approved by the e Agreement are not materially adv aditor shall be evidenced conclusive the Auditor. The Auditor shall sign evidencing that sale to the Origin e the Notes signed and delivered, ence to the issuance of the Notes Purchaser apon payment of the p buncil and other City officials, as a y transcript certificates, financial s take such actions as are necessar emplated by this Ordinance. The A interest of the City, to combine th City into a consolidated note ode.	his of this ordinance, holl is now approved, Purchase Agreement is ordinance, are not be Auditor. That any verse to the interests ely by the signing of in the Note Purchase tal Purchaser, cause together with a true is if requested by the purchase price. The ppropriate, are each tatements and other any or appropriate to Nuclitor is authorized, ie Notes with one or issue pursuant to	
Section 7. The proceeds f accrued interest, shall be paid int appropriated and shall be used for t portion of those proceeds represent Bond Retirement Fund.	the purpose for which the Notes an	those proceeds are e being issued. Any	
Section 8. The par value renewal notes and any excess fund extent necessary, be used to pay pledged for that purpose	to be received from the sale of t is resulting from the issuance of th the debt charges on the Notes	e Notes shall, to the	
Section 9. During the year be levied on all the taxable property that would have been levied if the B	or years in which the Notes are out y in the City, in addition to all other londs had been issued without the	taxes, the same tax	

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	order the s purps place proot plade	ed computed, ame officers, ses for each o d before and eds of the tax	certified levied a in the same ma of those years are in preference to levy shall be place	ind extended up inner, and at th certified, kryled, all other terms a tool in the Bond	on imposed by law, on the tax duplicate e same time that to extended and collect and for the full amou Retirement Fund, wh Notes or the Bonds of	and collected by ixem for general ted, and shall be int thoreof. The ich is irrevocably
	nece bond 1986 103(a	ment of, the ssary so that s or hedge to , as amended a) of the Code	proceeds of the I (a) the Notes w ands under Section (the Code) or (	Notes in such m ill not (i) consti ms 141, 148 or ii) be treated or ) the interest or	vill use, and will rea nanner and to such tute private activity 149 of the internal f ther than as bonds the Notes will not i	extent as may be bonds, arbitrage Revenue Code of to which Section
	gross any a will, gove make recor proce	may be require income for fe inclions that we among other mmental purp timely and a ds and make secs, and, as her and to the	ed of it for the in aderal income tax ould adversely af acts of compli- tose of the borron dequate payment calculations and applicable, of	terest on the Na purposes, (b) if fect that exclusi ance, (i) apply wing, (ii) restrict ts to the federal d reports and (i) property finano	te or cause to be ta stes to be and rema will not take or auth on, and (c) it, or per the proceeds of t the yield on investin government, (iv) ma or refrain from certa of with such proce in exclusion of that is	in excluded from orize to be taken sons acting for it, he Notes to the nent property, (iii) aintain books and in uses of those seds, all in such
	herel subo insue not k oblig aggm reas Bond Sect refun socie adve furth from (O) o form	basis of Section by represents rolinate entities is obligations, issued and will attoris" for pur egate principal shably anticipal on 141 of the ding obligation acting \$30,000 prized bond reciy affect the or availed itse or availed itse f Section 265( attorn of, or be the Bonds are	n 265(b)(3) of the and covenants f is or entities that is in or during the of not issue tax-ex- poses of Sector 1 amount in exce ate issuing, and ing the other oblig code, and ex- is a defined in S 0,000, unless th counsel that suc status of the B that it has not fo- all of any entry is (b)(3) of the Code nefit from or avail	a Code in com hat as a "quilif ssue obligations alendar year in empt obligations of 265(b)(3) of th ss of \$30,000,0 will not resue. If gations that are cluding refundin section 149(d)(5) a City first obt onds as "qualifie med or particip in order to avoid a, and coverants it tself of any su it as part of a da	'qualified tax-exemp- rection with that dea- ied borrower' it, tog on its behalf, or on it which the Bonds are designated as 'qua- re Code, including to 00, and (ii) have no ax-exempt obligation 'private activity bons g obligations that a of the Code) in an a ains a written opinion issuance, as ap ed tax-exempt obliga- ated in the formation the purposes of sub- that it will not form, ch entity. The City frect or indirect comp liferent issuers.	ignation, the City other with all its behalt of which it a issued, (i) have alified tax-exempt he Bonds, in an ot issued, do not he Bonds, in an ot issued, do not bonds, do not issued, do not iss
	choir the ( inclu 148) assu inten the t pena deter payn	lotes is hereb to consent, a ty is permitte ding, without ding, without ()(4)(C) of the ring, enhance est thereon or unden or expe- tiles or maki- mine, or pay tents, as deter	y authorized (a) t pproval, or waive ad to or required limitation there Code or available ng or protecting r assisting comp onse of such com- ng payments of ying, excess ea- rmined by that o	p make or effect or on behalf of the to make or give to, any of the e under Section favorable tax the iance with require special amount mings as rebat fricer, which act	having responsibility tany election, select the City with respect a under the federal elections provided 148 of the Code, for reatment or status irrements for that per g the rebate amounts in lieu of making te, or obviating the ion shall be in writing	ton, designation, to the Notes as noome tax laws, for in Section at the purpose of of the Notes or urpose, reducing t or payments or computations to ose amounts or

payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and

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certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

If, in the judgment of the Auditor, the filing of an application for (I) a Section 11. rating on the Notes by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Notes, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Note Purchase Agreement, from the proceeds of the Notes to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed.

The Clerk of Council is directed to deliver a certified copy of this Section 12. ordinance and the Note Purchase Agreement to the County Auditor.

Section 13. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law, that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 14. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 15. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to enable the City to potentially combine the Notes with one or more other note issues of the City into a consolidated note issue and achieve savings in costs of issuance and a lower interest rate for the Notes; wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

President Pro Tempore

JUN 2 9-2010 Approved

Acting Mayor

Attest

#### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$150,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of constructing and rehabilitating the sanitary sewer system in the Marion Plaza and in the Royal Oaks Subdivision, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the improvement is at least five years

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: June 28, 2010

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City of Marion, Ohio

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IN THE AGGREGA ANTICIPATION OF IMPROVING THE S LANDFILL BY INST PUMPS TO COLLE ORIGINAL LANDFI COLLECTION SYS	TE PRINCIPAL A THE ISSUANCE SANITARY SEVE FALLING LEACHA CT AND TRANSI	ISSUANCE AND SA MOUNT OF \$150,000 OF BONDS, TO PAY R SYSTEM AT THE I TE COLLECTION PI PORT LEACHATE FR EXISTING LEACHAT R WITH ALL NECESS DECLARING AN EN	I), IN COSTS OF MARION PES AND IOM THE TE SARY
WHEREAS, the Auditor as the estimated life or period of usef least five years, the estimated maxi years, and the maximum maturity o	ulness of the impl mum maturity of t	overnent described in he Bonds described in	Section 1 is at Section 1 is 40
NOW, THEREFORE, BE County of Manon, Ohio, that:	IT ORDAINED D	y the Council of the	City of Manon.
Section I. It is necessary amount of \$150,000 (the "Bonds") the Marion Landfill by installing transport leachate from the origina together with all necessary appurte	to pay costs of in leachate collection i landfill cell to the	proving the sanitary on pipes and pumps	aswer system at to collect and
Section 2. The Bonds sha now estimated rate of 6% per year, and are estimated to mature in 20 year that are in such amounts that t any fiscal year in which principal payment of the Bonds is estimated	payable semiann ) annual principal the total principal a is payable are se	ually until the principal installments on Dece and interest payments ibstantially equal. Th	amount is paid, mber 1 of each on the Bonds in
Section 3. It is necessary aggregate principal amount of \$154 issuance of the Bonds. The Notes one year from the date of issuance necessary or advisable to the sale days less than one year from the d Note Purchase Agreement by and "Original Purchaser") of the Notes ( interest at a rate or rates not to exo a 360-day year consisting of twe principal amount is paid or payment be determined by the Auditor in the	0,000 (the "Notes" i shall be dated the a provided that the af the Notes, est late of issuance by t between the Cit the "Note Purchas ned six percent (6 live 30-day month it is provided for.	<ol> <li>shall be issued in an eir date of issuance a a Auditor may, if it is d ablish a maturity date y setting forth that ma y and Fifth Third Sec se Agreement"). The %) per year (compute s), payable at maturi The rate of interest or</li> </ol>	nticipation of the and shall mature letermined to be that is up to 15 turity date in the purities. Inc. (the Notes shall bear of the basis of ty and until the
Section 4. The debt charg United States of America or in Feo determined by the Auditor in the Ni deduction for services of the City's designated by the Auditor in the payment at that bank or trust comp and that proper procedures and a Agant").	feral Reserve fund ofa Purchase Agri paying agent, at Note Purchase / pany will not endar	is of the United State ecment, and shall be the office of a bank of Agreement after deter or the funds or second	s of America as payable, without in trust company mining that the inties of the City
Section 5. The Notes sha the City and in their official capac facsimile. The Notes shall be issue the Original Purchaser and approv- be represented by it single note, m Auditor will serve as note registrar), form in accordance with Section determined by the Auditor that issue delivery of the Notes. The Notes a determined by the Auditor and sha terms, for which they are issued an	sities, provided the red in the denominated by the Auditor ray be issued as fit, and may be issue 9.96 and Chapt sance of the Notes shall not have cou- tail express upon	at one of Ihose signal hations and numbers , and the entire princi- ully registered securitie ed in book entry or offi- er 133 of the Revise in that form will facilit pons attached, shall i their faces the purpo	tures may be a as requested by pai amount may es (for which the lar uncertificated ad Code If II is ate the sale and be numbered as se, in summary

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The Notes may be issued to any securities depository (a "Dopository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and deaters, banks and trust companies, and clearing corporations or otherwise ("Participants"), a system (a "book entry system") under which (i) the ownership of peneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the City and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. If, and as long as a book entry system is utilized, () the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose; (ii) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical socurities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City

If any Depository datarmines not to continue to act as a Depository for the Notes for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nomined, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

Section 6. The Notes shall be sold at not less than par plus accrued interest at private sale by the Auditor in accordance with law and the provisions of this ordinance. The Note Purchase Agreement now on file with the Clerk of this Council is now approved. and the Auditor shall sign and deliver, on behalf of the City, the Note Purchase Agreement with such changes that are not inconsistent with the provisions of this ordinance, are not materially adverse to the interests of the City and are approved by the Auditor. That any such changes to the Note Purchase Agreement are not materially adverse to the interests of the City and approved by the Auditor shall be evidenced conclusively by the signing of the Note Purchase Agreement by the Auditor. The Auditor shall sign the Note Purchase Agreement referred to in Section 3 evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized, If it is determined to be in the best interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any ranewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

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	Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fail due.
	Section 10. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code
	The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes. (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.
	The City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In connection with that designation, the City hereby represents and covenants that as a "qualified borrower" it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the Bonds are assed, (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Bonds, in an aggregate principal amount in excess of \$30,000,000, and (ii) have not issued do not reasonably anticipate issuing, and will not issue, tax-exempt obligations' (including the Bonds, but excluding the other obligations that are "private activity bonds" as defined in Section 141 of the Code, and excluding refunding obligations that are not "advance refunding obligations" as defined in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$30,000,000, unless the City first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Bonds as "qualified tax-exempt obligations". The City further represents that it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and covenants that it will not form, participate in the formation of, or benefit from or avail itself of any such entity. The City further represents that the Bonds are not being issued as part of a direct or indirect composition issue that combines issues or lots of tax-exempt obligations of different issuers.
	The Auditor or any other officer of the City having responsibility for issuance of the Notes is hareby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the fodoral income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penalties, or making payments of special amounts in lieu of making computations to payments, as determined by that officer, which action shall be in writing and signed by the officer (b) to take any and all other actions, make or obtain calculations, make

City, as may be appropriate to assure the intended tax status of the Note certificates of the City, for inclusion in the forth the reasonable expectations of the proceeds of the Notes, the facts, circum and other facts and circumstances rela- the tax status of the Notes. Section 11. If, in the judgmen rating on the Notes by one or more native insurance from a company or companies interest on the Notes, is in the best inter- Auditor is authorized to prepare and siz- agency or company such information as further for the payment of the cost of or extent, otherwise paid in accordance proceeds of the Notes to the extent ava- available and that are appropriated or shi the Auditor has taken such actions, those Section 12. The Clerk of Co- ordinance and the Note Purchase Agree Section 13. This Council de be done or performed by the City or to the Notes in order to make them legal have been performed and have been met, in full faith and credit and general propert City are pledged for the timely payment city are pledged for the timely payment	termines that all acts and conditions necessary to have been met precedent to and in the issuing of	
payments, and make or give reports, or City, as may be appropriate to assure the intended tax status of the Note certificates of the City, for inclusion in the forth the reasonable expectations of the proceeds of the Notes, the facts, circum and other facts and circumstances rela- the tax status of the Notes. Section 11. If, in the judgmen- rating on the Notes by one or more native insurance from a company or companie interest on the Notes, is in the best inter- Auditor is authorized to prepare and st agency or company such information as further for the payment of the cost of or extent otherwise paid in accordance proceeds of the Notes to the extent avaie available and that are appropriated or st the Auditor has taken such actions, those Section 12. The Clerk of Co ordinance and the Note Purchase Agree Section 13. This Council de be done or performed by the City or to the Notes in order to make them legal have been performed and have been met, in full faith and credit and general propert City are pledged for the timely payment	In the exclusion of interest from gross income and es, and (c) to given one or more appropriate the transcript of proceedings for the Notes, setting the City regarding the amount and use of all the instances and estimates on which they are based, levant to the tax treatment of the interest on and anally-recognized rating agencies, or (ii) a policy of es to better assure the payment of principal of and rest of and financially advantageous to this City, the upmit those applications, to provide to each such a may be required for the purpose, and to provide obtaining each such rating or policy, except to the with the Note Purchase Agreement, from the allable and otherwise from any other funds lawfully hall be appropriated for that purpose. To the extent the actions are hereby ratified and confirmed.	
insurance from a company or companie interest on the Notes, is in the best inter- Auditor is authorized to prepare and se agency or company such information as further for the payment of the cost of or extent, otherwise paid in accordance proceeds of the Notes to the extent avai available and that are appropriated or st the Auditor has taken such actions, those Section 12. The Clerk of Co ordinance and the Note Purchase Agree Section 13. This Council de be done or performed by the City or to the Notes in order to make them legal have been performed and have been me been performed and have been met, in full faith and credit and general propert City are pledged for the timely payment	es to better assure the payment of principal of and rest of and financially advantageous to this City, the ubmit those applications, to provide to each such a may be required for the purpose, and to provide obtaining each such rating or policy, except to the with the Note Purchase Agreement, from the allable and otherwise from any other funds lawfully hall be appropriated for that purpose. To the extent be actions are hereby ratified and confirmed. ouncil is directed to deliver a certified copy of this ement to the County Auditor.	
Section 13. This Council de Section 13. This Council de be done or performed by the City or to the Notes in order to make them legal have been performed and have been met been performed and have been met, in full faith and credit and general proper City are pledged for the timely payment	ement to the County Auditor. etermines that all acts and conditions necessary to have been met precedent to and in the issuing of	
be done or performed by the City or to the Notes in order to make them legal have been performed and have been m been performed and have been met, in full faith and credit and general proper City are pledged for the timely paymer	have been met precedent to and in the issuing of	
the issuance of the Notes.	I, valid and binding general obligations of the City net, or will at the time of delivery of the Notes have a regular and due form as required by law, that the ty taxing power (as described in Section 9) of the oil of the debt charges on the Notes, and that no debtedness or taxation will have been exceeded in	
Council and any of its committees conce were taken in an open meeting of this 0	ids and determines that all formal actions of this erning and relating to the passage of this ordinance Council or committees, and that all deliberations of es that resulted in those formal actions were in liance with the law.	
necessary for the immediate preservatio and for the further reason that this Or order to issue and sell the Notes, whi combine the Notes with one or more ott issue and achieve savings in costs of	a is declared to be an emergency measure on of the public peace, health and safety of the City dinance is required to be immediately effective in ich is necessary to enable the City to potentially her note issues of the City into a consolidated note issuance and a lower interest rate for the Notes, force and effect immediately upon its passage and	
	DAR IT	
	Mile / units President Pre Tempere	
1	President Pro Tempere	
Approved JUN 2 8 2010		
Acting Mayor		
Attest		
June Futto		

#### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$150,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of improving the sanitary sewer system at the Marion Landfill by installing leachate collection pipes and pumps to collect and transport leachate from the original landfill cell to the existing leachate collection system, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

 The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: Une 28. 2010

Killy Auditor

City of Marion, Ohio

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 Ensystem Lawred Blanck, Inc
Ordinance No2010-71 PassedJUL - 6 201020
ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,400,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF CONSTRUCTING, EQUIPPING AND FURNISHING AN AQUATIC CENTER, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY,
WHEREAS, the Auditor as fiscal officer of this City has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in Section 1 is 30 years, and the maximum maturity of the Notes described in Section 3 is 20 years;
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, County of Marion, Ohio, that:
Section 1. If is necessary to issue bonds of this City in the aggregate principal amount of \$2,400,000 (the "Bonds") to pay costs of constructing, equipping and furnishing an aquatic center, together with all necessary appurtenances thereto.
Section 2. The Bonds shall be dated August 1, 2011, shall bear interest at the now estimated rate of 6% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 20 annual principal installments on December 1 of each year that are in such amounts that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable are substantially equal. The first principal payment of the Bonds is estimated to be December 1, 2011.
Section 3. If is necessary to issue and this Council determines that notes in the aggregate principal amount of \$2,400,000 (the "Notes") shall be issued in anticipation of the issuance of the Bonds. The Notes shall be dated their date of issuance and shall mature one year from the date of issuance, provided that the Auditor may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is up to 15 days less than one year from the date of issuance by setting forth that maturity date in the Note Purchase Agreement by and between the City and Fifth Third Securities, Inc. (the 'Original Purchaser') of the Notes (the "Note Purchase Agreement'). The Notes shall bear interest at a rate or rates not to exceed six percent (6%) per year (computed on the basis of a 360-day year consisting of twelve 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate of interest on the Notes shall be determined by the Auditor in the Note Purchase Agreement.
Section 4. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America as determined by the Auditor in the Note Purchase Agreement, and shall be payable, without deduction for services of the City's paying agent, at the office of a bank or trust company designated by the Auditor in the Note Purchase Agreement after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose (the "Paying Agent").
Section 5. The Notes shall be signed by the Mayor and Auditor, in the name of the City and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Auditor, and the entire principal amount may be represented by a single note, may be issued as fully registered securities (for which the Auditor will serve as note registrar), and may be issued in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Auditor that issuance of the Notes in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this ordinance.
The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations or otherwise ("Participants"), a system (a "book entry system") under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be

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the City and payable only to a De the custody of the Depository or it system is utilized, (i) the Notes mu the Depository or its nominee and for that purpose, (ii) the beneficial the Notes in the form of physic interests in book entry form shall operated by the Depository and its interests shall be made only by b the Notes as such shall not be tra	entry, and (ii) a single physical Note certificate is tasked by apository of its nominee, with such Notes "immobilized" in its agent for that purpose. If, and as long as a book entry ay be issued in the form of a single Note made payable to d immobilized in the custody of the Depository or its agent of owners in book entry form shall have no right to receive cal securities or certificates; (iii) ownership of beneficial to be shown by book entry on the system maintained and its Participants, and transfers of the ownership of beneficial book entry by the Depository and its Participants; and (iv) ansferable or exchangeable, except for transfer to another a of a Depository, without further action by the City.	
for use in a book entry system depository/book entry relationship of is unable to do so, the Audito owners by the then Depository permit withdrawal of the Notes fro payable form to be signed by the assigns of the Depository or its no	ines not to continue to act as a Depository for the Notes im, the Auditor may attempt to establish a securities o with another qualified Depository. If the Auditor does not or, after making provision for notification of the beneficial and any other arrangements deemed necessary, shall om the Depository, and shall cause the Notes in bearer or a officers authorized to sign the Notes and delivered to the ominee, all at the cost and expense (including any costs of esuit of City action or inaction, of those persons requesting	
required, to enter into any agreer	sby authorized and directed, to the extent necessary or ments determined necessary in connection with the book determining that the signing thereof will not endanger the	
private sale by the Auditor in ac The Note Purchase Agreement in and the Auditor shall sign and de with such changes that are not in materially adverse to the interest such changes to the Note Purcha of the City and approved by the the Note Purchase Agreement by Agreement referred to in Section the Notes to be prepared, and his transcript of proceedings with ref Original Purchaser, to the Origin Mayor, the Auditor, the Clark of authorized and directed to sign a documents and instruments and consummate the transactions cor if it is determined to be in the be	hall be sold at not less than par plus accrued interest at ocordance with law and the provisions of this ordinance, now on file with the Clerk of this Council is now approved, aliver, on behalf of the City, the Note Purchase Agreement inconsistent with the provisions of this ordinance, are not ts of the City and are approved by the Auditor. That any ase Agreement are not materially adverse to the interests Auditor shall be evidenced conclusively by the signing of by the Auditor. The Auditor shall sign the Note Purchase in 3 evidencing that sale to the Original Purchase, cause have the Notes signed and delivered, together with a true forence to the issuance of the Notes if requested by the fal Purchaser upon payment of the purchase price. The Council and other City officials, as appropriate, are each any transcript certificates, financial statements and other it to take such actions as are necessary or appropriate to intemplated by this Ordinance. The Auditor is authorized, est interest of the City, to combine the Notes with one or the City into a consolidated note issue pursuant to if Code.	
accrued interest, shall be paid appropriated and shall be used for	is from the sale of the Notes, except any premium and into the proper fund or funds and those proceeds are or the purpose for which the Notes are being issued. Any enting premium and accrued interest shall be paid into the	
renewal notes and any excess fu	we to be received from the sale of the Bonds or of any unds resulting from the issuance of the Notes shall, to the bay the debt charges on the Notes at maturity and are	
be levied on all the taxable prope that would have been levied if the	ear or years in which the Notes are outstanding, there shall only in the City, in addition to all other taxes, the same tax e Bonds had been issued without the prior issuance of the is the ten-mill limitation imposed by taw, shall be and is	

ordered computed, certified, levied and extended upon the tax duplicate and collected by

Demm Legal Blam, Inc. Frank No. 30001
Ordinance No 2010-71 Passed 20 20
the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.
Section 10 The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code
The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code
The City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In connection with that designation, the City hereby represents and covenants that as a "qualified borrower" it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the Bonds are issued. (i) have not issued and will not issue tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Bonds, in an aggregate principal amount in excess of \$30,000,000, and (ii) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Bonds, but excluding the other obligations that are "private activity bonds" as defined in Section 141 of the Code, and excluding refunding obligations that are not "advance refunding obligations" as defined in Section 149(d)(5) of the Code) in an aggregate amount exceeding \$30,000,000, unless the City first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Bonds as "qualified tax-exempt obligations". The City further represents that it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and covenants that it will not form, participate in the formation of, or benefit from or avail itself of any such entity. The City further represents that the Bonds are not being issued as part of a direct or indirect composition issue that combines issues or lots of tax-exempt obligations of different issuers.
The Auditor or any other officer of the City having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to given one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting

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proceeds of the Notes, the facts, circ and other facts and circumstances the tax status of the Notes.	rcumstances and estimates on which they are based, relevant to the tax treatment of the interest on and	
rating on the Notes by one or more in insurance from a company or compa- interest on the Notes, is in the best in Auditor is authorized to prepare and agency or company such information further for the payment of the cost of extent otherwise paid in accordan proceeds of the Notes to the extent available and that are appropriated of	ament of the Auditor, the filing of an application for (i) a nationally-recognized rating agencies, or (ii) a policy of ranies to better assure the payment of principal of and interest of and financially advantageous to this City, the ad submit those applications, to provide to each such on as may be required for the purpose, and to provide of obtaining each such rating or policy, except to the nee with the Note Purchase Agreement, from the available and otherwise from any other funds lawfully or shall be appropriated for that purpose. To the extent those actions are hereby ratified and confirmed	
Section 12. The Clerk of ordinance and the Note Purchase Ag	f Council is directed to deliver a certified copy of this greement to the County Auditor.	
be done or performed by the City or the Notes in order to make them le have been performed and have been been performed and have been met full faith and credit and general proj City are pledged for the timely payr	I determines that all acts and conditions necessary to or to have been met precedent to and in the issuing of egal, valid and binding general obligations of the City on met, or will at the time of delivery of the Notes have it, in regular and due form as required by law, that the operty taxing power (as described in Section 9) of the ment of the debt charges on the Notes, and that no of indebtedness or taxation will have been exceeded in	
Council and any of its committees on were taken in an open meeting of th	il finds and determines that all formal actions of this oncerning and relating to the passage of this ordinance his Council or committees, and that all deliberations of nittees that resulted in those formal actions were in ompliance with the law.	
necessary for the immediate preserv and for the further reason that this order to issue and sell the Notes, combine the Notes with one or more issue and achieve savings in costs	ance is declared to be an emergency measure vation of the public peace, health and safety of the City of Ordinance is required to be immediately effective in which is necessary to enable the City to potentially e other note issues of the City into a consolidated note of issuance and a lower interest rate for the Netes; in full force and effect immediately upon its passage and	
	Dave Edwards President of Council	
Approved; JUL - 8 2010		
Mayor Scott Schertzer		

Attest. Banack Vitaolocku Clerk of Council

#### FISCAL OFFICER'S CERTIFICATE

#### To the Council of the City of Marion, Ohio:

As fiscal officer of the City of Marion, I certify in connection with your proposed issue of notes in the principal amount of \$2,400,000 (the "Notes"), to be issued in anticipation of the issuance of bonds (the "Bonds") to pay costs of constructing, equipping and furnishing an aquatic center, together with all necessary appurtenances thereto (the "Improvement"), that:

The estimated life or period of usefulness of the Improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 30 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

The maximum maturity of the principal amount of the Notes is 20 years from the date of the original issuance of notes to pay costs of the Improvement.

Dated: July Co. 2010

Auditor

City of Marion, Ohio

			Form No. 308343
 Ordinance No.	2010-72	Passed 2 8 2010	_, 20
D A A F	IRECTOR TO ENTI LDRICH FOR THE SSIGNED DUTIES ACILITY, CURREN	ORIZING AND DIRECTING THE SEF ER INTO CONTRACT WITH HALEY CERTIFIED PROFESSIONAL AND ( FOR THE FORMER MANUFACTUR TLY THE LINDEN PLACE PROPERT ON, OHIO AND DECLARING AN EM	AND DTHER ED GAS TIES, FOR
	ertified Professional	ion has an immediate need to enter in I to begin the remediation of the Linde	24 VIV
most qu		ion has determined Haley and Aldrich a quality based selection process, for e of 262,000,	
BE IT O Ohio:	RDAINED BY the C	Council of the City of Marion, Marion C	County,
Haley a	nd Aldrich for the C	e Director be authorized to enter into ertified Professional and other assign as Facility, currently Linden Place.	
and the second se		such contract shall be payable from nd Columbia Gas of Ohio.	the Clean
measure welfare such, sh approva of all me	e necessary for the i and safety of the Cit nall take effect and b if by the Mayor, prov	nce is hereby declared to be an emer immediate preservation of the public ty of Marion and the inhabitants there be in force immediately upon its passa vided it receives the affirmative vote of ouncil; otherwise it shall become effe allowed by law.	beace, of, and as age and f two-thirds
Арргоус		President ProTempor	e
K	ing Mayor		
Attest;			
	Council	÷	

2010-72

prediment: Nb.	1	Davien Legal Blank, Inc. Furns No. 20143
SAFETY DIRECTOR SPEC AND BID FOR THE DEMOLITION OF CERTAIN STRUCTURES LOCATED WITHIN THE CITY OF MARION, HAVING FOUND SAME TO VICLATE MARION CITY CODE, SIXTH ROUND GAME TO WILTE MARION CITY CODE, SIXTH ROUND GAME TO WHEREAS, the Council, Law Director, Mayor and various Administrators have worked diligently to improve the community's well-being by eliminating nuisances which are present in Marion's neighborhoods, and WHEREAS, the Council, Law Director and Mayor having successfully secured grant funding in the form of a 1.1 million dollar Neighborhood Stabilization Program grant and having implemented the necessary over-sight, management and processes in regard to eliminating neighborhood nuisances making our community an even better environment to live and enjoy life peacefully, and WHEREAS, the City's Nuisance Abatement Task Force having evolved into the ourrent Neighborhood Stabilization Program Committee has advised the properties referenced herein are in need of abatement, having further found all necessary notices have been provided to the responsible parties and/or the owners have consented to the intended at of the City to eliminate the nuisances as same violate Marion City Code 1360 or the Board of Building Appeals has made a Finding and Determination that the property is a Nuisance, this being the SIXTH set of demolitions under the NSP. BE IT ORDAINED by the Council for the City of Marion, Ohio: <u>Section 1.</u> The Safety Director is authorized and directed to spec and bid a contract for the demolition of the following properties utilizing N.S.P. funding: In regard to each of the following properties thave bave on the ad authorizations and document review processes have been completed as of the date of the adoption of this spec and bid of Cinnance, however it obtained subsequently can be returned for an Ordinance authorizing the elimination of said nuisances: ( <u>I'm not sure of these addresses' status right now, but they need to be on list)</u> 433 Ballentine 366 Commercial 133 Frederick 369 Cryant 311 Clinton		ILIM 9 9 2010
<ul> <li>worked diligently to improve the community's well-being by eliminating nuisances which are present in Marion's neighborhoods, and</li> <li>WHEREAS, the Council, Law Director and Mayor having successfully secured grant funding in the form of a 1.1 million dollar Neighborhood Stabilization Program grant and having implemented the necessary over-sight, management and processes in regard to eliminating neighborhood nuisances making our community an even better environment to live and enjoy life peacefully, and</li> <li>WHEREAS, the City's Nuisance Abatement Task Force having evolved into the current Neighborhood Stabilization Program Committee has advised the properties referenced herein are in need of abatement, having further found all necessary notices have been provided to the responsible parties and/or the owners have consented to the intended act of the City to eliminate the nuisances as same violate Marion City Code 1380 or the Board of Building Appeals has made a Finding and Determination that the property is a Nuisance, this being the SIXTH set of demolition of the following properties utilizing N.S.P. funding:</li> <li>In regard to each of the following properties, the NSP Grant Administrator shall obtain spec and bids for the demolition hower shalt adk into account not all authorizations and document review processes have been completed as of the date of the adoption of this spec and bid Orcinance. however if obtained subsequently can be refurned for an Ordinance authorizing the elimination of said nuisances:</li> <li>(I'm not sure of these addresses' status right now, but they need to be on list) 443 Ballentine</li> <li>386 Commercial</li> <li>387 Frederick</li> <li>487 Decatur</li> <li>4154 Adams</li> <li>980 Bryant</li> <li>980 Bryant<td></td><td>SAFETY DIRECTOR SPEC AND BID FOR THE DEMOLITION OF CERTAIN STRUCTURES LOCATED WITHIN THE CITY OF MARION, HAVING FOUND SAME TO VIOLATE MARION CITY CODE, SIXTH ROUND OF DEMOLITIONS UNDER NSP, AND DECLARING AN</td></li></ul>		SAFETY DIRECTOR SPEC AND BID FOR THE DEMOLITION OF CERTAIN STRUCTURES LOCATED WITHIN THE CITY OF MARION, HAVING FOUND SAME TO VIOLATE MARION CITY CODE, SIXTH ROUND OF DEMOLITIONS UNDER NSP, AND DECLARING AN
<ul> <li>grant funding in the form of a 1.1 million dollar Neighborhood Stabilization Program grant and having implemented the necessary over-sight, management and processes in regard to eliminating neighborhood nuisances making our community an even better environment to live and enjoy life peacefully, and</li> <li>WHEREAS, the City's Nuisance Abatement Task Force having evolved into the current Neighborhood Stabilization Program Committee has advised the properties referenced herein are in need of abatement, having further found all necessary notices have been provided to the responsible parties and/or the owners have consented to the intended act of the City to eliminate the nuisances as same violate Marion City Code 1380 or the Board of Building Appeals has made a Finding and Determination that the property is a Nuisance, this being the SIXTH set of demolitions under the NSP,</li> <li>BE IT ORDAINED by the Council for the City of Marion, Ohio:</li> <li><u>Section 1.</u> The Safety Director is authorized and directed to spec and bid a contract for the demolition of the following properties, the NSP Grant Administrator shall obtain spec and bids for the demolition however shall take into account not all authorizations and document review processes have been completed as of the date of the adoption of this spec and bid Ordinance, however if obtained subsequently can be returned for an Ordinance authorizing the elimination of said nuisances:</li> <li>(I'm not sure of these addresses' status right now, but they need to be on list)</li> <li>443 Ballentine 366 Commercial</li> <li>183 Frederick St. 389 Chestruct St. 389 Chestruct St. 389 Chestruct St. 381 Adams 900 Bryant 311 Clinton 107 Lincoln</li> </ul>		worked diligently to improve the community's well-being by eliminating nuisances which are present in Marion's neighborhoods, and
current Neighborhood Stabilization Program Committee has advised the properties referenced herein are in need of abatement, having further found all necessary notices have been provided to the responsible parties and/or the owners have consented to the intended act of the City to eliminate the nuisances as same violate Marion City Code 1360 or the Board of Building Appeals has made a Finding and Determination that the property is a Nuisance, this being the SIXTH set of demolitions under the NSP, BE IT ORDAINED by the Council for the City of Marion, Ohio: <u>Section 1.</u> The Safety Director is authorized and directed to spec and bid a contract for the demolition of the following properties utilizing N.S.P. funding: In regard to each of the following properties, the NSP Grant Administrator shall obtain spec and bids for the demolition however shall take into account not all authorizations and document review processes have been completed as of the date of the adoption of this spec and bid Ordinance, however if obtained subsequently can be returned for an Ordinance authorizing the elimination of said nuisances: (I'm not sure of these addresses' status right now, but they need to be on list) 443 Ballentine 386 Commercial 183 Frederick 487 Decatur 415/415 ½ Mary St. 259 Silver St. 314 - 136 N. Vine St. 389 Chestrut St. 381 Adams 980 Bryant 311 Cliniton 205-207 E. Columbia St. 583 Decatur 264 Johnson 177 Lincolh		grant funding in the form of a 1.1 million dollar Neighborhood Stabilization Program grant and having implemented the necessary over-sight, management and processes in regard to eliminating neighborhood nuisances making our
Section 1. The Safety Director is authorized and directed to spec and bid a contract for the demolition of the following properties utilizing N.S.P. funding: In regard to each of the following properties, the NSP Grant Administrator shall obtain spec and bids for the demolition however shall take into account not all authorizations and document review processes have been completed as of the date of the adoption of this spec and bid Ordinance, however if obtained subsequently can be returned for an Ordinance authorizing the elimination of said nuisances: (I'm not sure of these addresses' status right now, but they need to be on list) 443 Ballentine 386 Commercial 183 Frederick 487 Decatur 415/415 ½ Mary St. 259 Silver St. 134 - 136 N. Vine St. 389 Chestrut St. 851 Adams 980 Bryant 311 Clinton 205-207 E. Columbia St. 598 Decatur 254 Johnson 177 Lincoln		current Neighborhood Stabilization Program Committee has advised the properties referenced herein are in need of abatement, having further found all necessary notices have been provided to the responsible parties and/or the owners have consented to the intended act of the City to eliminate the nuisances as same violate Marion City Code 1360 or the Board of Building Appeals has made a Finding and Determination that the property is a Nuisance, this being the
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obtain spec and bids for the demolition however shall take into account not all authorizations and document review processes have been completed as of the date of the adoption of this spec and bid Ordinance, however if obtained subsequently can be returned for an Ordinance authorizing the elimination of said nuisances: (I'm not sure of these addresses' status right now, but they need to be on list) 443 Ballentine 386 Commercial 183 Frederick 487 Decatur 415/415 ½ Mary St. 259 Silver St. 134 - 136 N. Vine St. 389 Chestnut St. 851 Adams 980 Bryant 311 Clinton 205-207 E. Columbia St. 598 Decatur 254 Johnson 177 Lincoln		
list) 443 Ballentine 386 Commercial 183 Frederick 487 Decatur 415/415 ½ Mary St. 259 Silver St. 134 - 136 N. Vine St. 389 Chestnut St. 851 Adams 980 Bryant 311 Clinton 205-207 E. Columbia St. 598 Decatur 254 Johnson 177 Lincoln		obtain spec and bids for the demolition however shall take into account not all authorizations and document review processes have been completed as of the date of the adoption of this spec and bid Ordinance, however if obtained subsequently can be returned for an Ordinance authorizing the elimination of said
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		851 Adams 980 Bryant 311 Clinton 205-207 E. Columbia St. 598 Decatur 254 Johnson

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2010-73

0305

			JUN 2 8 2010	
Ordinance No.	2010-73	Passed		
218 OI 237 OI 453 Os 213 Pa 222 Pa 223 Pa 274 Pa 587 Po 195 St	ark Blvd. ark Blvd. ark Blvd. atten St.			
310 W Susan 219-22 indicat 160 Jo owner buying Section necess the rea utilize impact passag two-thi	indsor St. <u>'s notes:</u> 1 Blaine, large duple ed she would conser hns, large duplex at original said she wor never happened. <u>n 2.</u> This Ordinan sary for the welfare of al and present need to grant funding and to red neighborhood; ar ge and approval by the rds of all members e	t and give the pro- Johns & Wilson, y uld consent then ce is hereby deck f the City of Maric o move forward w immediately impro- nd as such shall ta he Mayor provided elected to Council;	operty to Land Ban voted blight by BoA loe Davis claimed h ared to be an emer on and its' inhabitar vithout delay given ove the safety and ake effect and be in d it receives the affi otherwise, it shall	k. 3-18-10, ne was gency measure hts thereof: Due to the need to fully security of the i force upon irmative vote of
Approv Actin	Andra ng Mayor	6	nito The sident Pro Temp	me.
	of Council	-		

0307

ORDINANCE MAKING AN ADDI IN THE POLICE DEPARTMENT ENDING DECEMBER 31, 2010. Whereas, the Council has been a to provide additional funds to the Police Maintenance line item to cover the costs year. BE IT ORDAINED by the Council County, Ohio:	FUND FOR THE YEAR dvised there is an immediate need Department Central Garage for the remainder of the the 2010
IN THE POLICE DEPARTMENT ENDING DECEMBER 31, 2010. Whereas, the Council has been a to provide additional funds to the Police Maintenance line item to cover the costs year. BE IT ORDAINED by the Council County, Ohio: <u>Section 1.</u> That there be additi <u>GENERAL FUND</u> Central Garage Maintenance <u>Section 2.</u> This ordinance shall take	FUND FOR THE YEAR dvised there is an immediate need Department Central Garage for the remainder of the the 2010
County, Ohio: <u>Section 1.</u> That there be additi <u>GENERAL FUND</u> Central Garage Maintenance <u>Section 2</u> . This ordinance shall take	of the City of Marion, Marion
Central Garage Maintenance Section 2. This ordinance shall take	onal appropriations as follows.
Section 2. This ordinance shall take	
Section 2. This ordinance shall take and after the earliest period allowed by l	101.1000.5404 \$50,000.00
Dave I Presid	iw.
Approved: 1 3 2010	ent of Council

Mayor Scott Schertzer

Attest;

Liene Futtos

on Legal Black. Inc	
Ordinance No2010-75	Passed 2 2 2 3
TO PREPAR	E AUTHORIZING THE SERVICE DIRECTOR E SPECIFICATIONS AND ADVERTISE FOR NOW REMOVAL SERVICES AT THE MARION AIRPORT
BE IT ORDAINED b County, Ohio:	by the Council of the City of Marion, Marion
Section 1. That the directed to prepare specific services at the Marion Mun	ne Service Director be authorized and is hereby cations and advertise for bids for snow removal nicipal Airport.
of this Council concerning a were adopted in an open m of this Council, and of any o action, were in meetings op	is found and determined that all formal actions and relating to the adoption of this ordinance neeting of this Council, and that all deliberations of its committees that resulted in such formal ben to the public in compliance with all legal otion 121.22 of the Ohio Revised Code.
Section 3. That the from and after the earliest	his ordinance shall take effect and be in force period allowed by law.
	Dave Edwards President of Council
APPROVED: JUL 1 3 20	010
Mayor Scott Schertzer	
ATTEST:	
Clerk of Council	
2010-75	

Dayyen Legst Blank, Inc.					Lept No. 115M
Ordinance No	2010-76	Passed	NOV	8 2010	20
	ORDINANCE TO V ALLEY BETWEEN AND 58) (Applicant	42 AND 146 NOR	TH MAIN	STREE	T (LOTS 56, 57
WHE east/west all of Marion, ar	REAS, in the opinion of ey between 142 and 1 nd,	of this Council, there 46 North Main Stree	e is good et (Lots	d cause f 56, 57, a	or vacating the nd 58), in the Ci
	REAS, the petition to v Planning Commission				approved by th
	REAS, notice to all ab fied Ordinances 903.08		vas give	n in acco	rdance with
	REAS, Council, upon I o the general interest a			d vacatio	n will not be
BEIT	ORDAINED by the C	ouncil of the City of	Marion,	Marion (	County, Ohio:
Section 1. 7 vacated.	That the alley as descr	bed in the attached	l Exhibit	"A", be a	nd is hereby
	That title to the real est ners in accordance with		l alley si	hall rever	t to the abutting
Section 3. T a copy of the Marion Coun	The Clerk of Council be within ordinance to th ity, Ohio.	e and she is hereby e Auditory of Mario	authori: n Count	zed and d y and to f	lirected to certil he Recorder of
Section 4 T allowed by la	ำat this ordinance sha มพ.		from an	Un	e carliest period
Mayor Scott	CD-G Schertzer			of Counc	il.
ATTEST:					
Clerk of Cour	futton				и



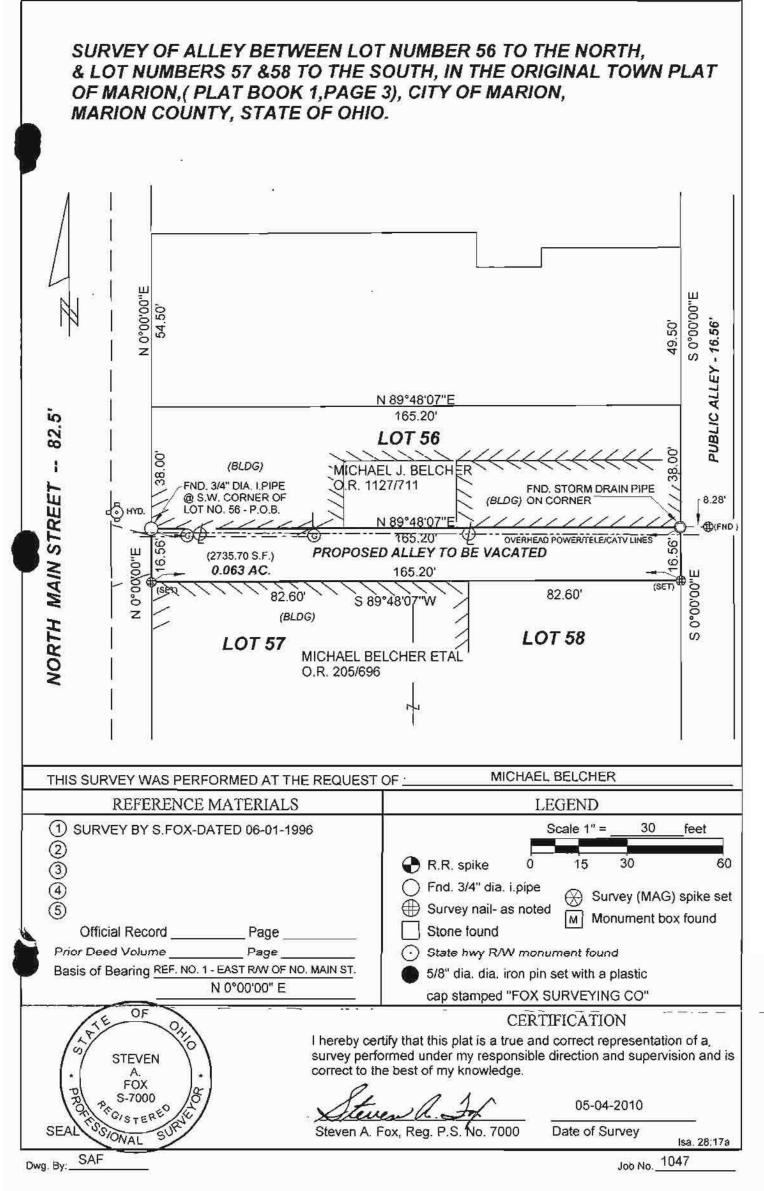
106 S. Elm St.

P.O. Box 133

# PROPOSED ALLEY VACATION

FOX SURVEYING COMPANY Prospect, Ohio 43342-0133 foxsurveying@verizon.net Ph. 740-494-2028 Fax: 740-494-2730

H A



Forth: No. 30X514

in,	Lezal	Blank, Inc	
-			

Ordinance No.

JUL 2 7 2010 Passed

20 2010-77 ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH ARCHITECTS, BRANDSTETTER CARROLL, INC. FOR DESIGN SERVICES, COST ESTIMATES AND PREPARE BIDDING DOCUMENTS FOR AN AQUATICS CENTER AT LINCOLN PARK AND DECLARING AN EMERGENCY. WHEREAS, City Council finds the needs to build a new aquatics center at Lincoln Park. The pool in Lincoln Park gives wellness opportunities, exercise, fun, and relief from the heat to many visitors, it is a 30-year old outdated pool; and WHEREAS, the City of Marion has determined Brandstetter Carroll, Inc. to be the most qualified firm for this project after the R.F.P. process was conducted by the Recreation Director. BE IT RESOLVED by the Council of the City of Marion, Marion County, Ohio: Section 1: That the Safety Director is authorized to enter into contract with Brandstetter Carroll, Inc. for design services for the Aquatics Center at Lincoln Pool, showing that said firm was the best able and most responsive to the R.F.P. specifications. Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council, and 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. Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof, due to the real and present need to move forward without delay to assure the opening of the pool in 2011; and as such shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law. JUL 9 0 2010 Approved: Mike Thomas President Pro-Tempore Mayor Scott Schertzer Attest: Fulto Clerk of Council

2010-77

	AUG 0 9 2010
Indinance No. 2010-78	Passed, 20
	ORIZING THE SERVICE DIRECTOR TO
PREPARE PLAN	NS AND SPECIFICATIONS AND BIDS FOR FUEL, SALT, AND ROAD
PAINT.	DIDO FOR TUEL, DALT, AND ROAD
WHEREAS, The City of M	arion bids bi-annually the necessary purchases of
Fuel, Salt and Road Paint	to be used in the daily operation of the City, and;
WHEREAS, the current co	intracts are set to expire in October of 2010.
BE IT ORDAINED by the	Council of the City of Marion, Marion County,
Ohio:	social of the only of mation, mation county,
Section 1. That the Serv	vice Director be authorized and is hereby directed
	nd advertise for bids for fuel, salt, and road paint.
Section 2. That this ord	inance shall take effect and be in force from and
after the earliest period allo	owed by law.
	In ///
	Dave Edwards
Approved: AUG 1 0 201	President of Council
Approved.	
(200)	
Mayor Scott Schertzer	n
Attest;	
None Fullo	_
Clerk of Council	
2010-78	

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	5.1	1.10
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Ontinance No 2010-79	P	JUL	2 6 2010	, 20
ORDI ENTE CERT MARI STAB	NANCE AUTHORIZ R IN TO CONTRAC AIN STRUCTURES ON AS A PART OF ILIZATION GRANT ARING AN EMERC	CT FOR THE E S LOCATED W THE NEIGHB ROUND 48 A	EMOLITION	N OF CITY OF
WHEREAS, the Concordinue to work dill continue to work dill eliminating nuisance WHEREAS, by previous	igently to improve to es which are presen vious Ordinance the	he community's ht in Marion's n t Council autho	s well-being eighborhood	by Is, and
demolition the subje			n Ohio	
	The Safety Directo the following prope m with Pergo Direct Boundary Road, Pro- nse to the previous	er is authorized arty under the N t Inc., doing but ospect OH 433 ly letting proces	to enter into leighborhoo siness as Fir 42, Ohio the ss for the tot	d sher lowest and al sum of
Round 4B 352 Avondale 282 Leader St. 438 Lee St. 389 Milburn 356 Commercial	380 Chester 364 Lee St. 364 Milburn 419 Milburn	Round 175 Boone 827 Davids 620 Park St. 19 Senate St.	570 Dariu 633 Henry 227 Patte	/ St. erson
Costs associa Milburn totaling \$10, Formula Grant. The contract, and the ent and support activities Grant Program.	tire amount of Rour	B will be paid 92 of Round 4 nd 4C \$42,174.	by the FY 20 B of the ab	009 ove
Section 2. emergency measure inhabitants thereof; r impacted neighborho delay, and as such s approval by the May of all members electe after the earliest peri	more specifically in bods is an imperativ shall take effect and or provided it received ed to Council; other	t safety of the ( that the safety re need that ca be in force up res the affirmat	City of Mario and security nnot afford f on passage in ive vote of the	n and the of the urther and to thirde
Approved JUL 2 7	0		owards ent of Counc	11
Attest	5			
Clerk of Council				
2010-79				

0317

 Datton Legal Black, Inc		Form No. 30243
Ordinance No2010-80	Passed	20
ENTER IN TO CONTRA CERTAIN STRUCTURE MARION AS A PART OF	IZING THE SAFETY DIRECT ACT FOR THE DEMOLITION ES LOCATED WITHIN THE O F THE NEIGHBORHOOD T, ROUND 5 AND DECLARI	OF DITY OF
WHEREAS, the Council, Mayor, Law E work diligently to improve the commun which are present in Marion's neighbor	ity's well-being by eliminating	
WHEREAS, by previous Ordinance the demolition the subject demolition herei		ng of
BE IT ORDAINED by the Council for the	ne City of Marion, Ohio:	
Section 1. The Safety Direct for the demolition of the following prop Program with Park Enterprise Construct OH 43302, the lowest and best bidder process for the total sum of \$92,159.23	ction , Inc., 560 Barks Rd. W in response to the previously	Stabilization est, Marion,
562 Blaine Ave.         156           128 West Fairground St.         314           440 E. George St.         316           565 Lee St.         498           420 Milburn         183	2 Osgood (not demo until a 6 Park Blvd. 4 Park Blvd. 6 Park Blvd. 8 Scranton Ave. 3 Silver St. 6 Wood St.	fter 9/1/10)
Costs associated with demolitio garage at 265 Blaine Ave for \$2,891.17 paid by the FY 2009 Formula Grant. T the above contract, the letting process the Neighborhood Stabilization Grant F	7 totaling \$9,810.92 in Round The remaining \$82,348.30 of and support activities shall b	1 5 will be Round 5 of
Section 2. That this ordinance measure for the welfare and safety of the thereof; more specifically in that the sa neighborhoods is an imperative need the such shall take effect and be in force up provided it receives the affirmative vote Council; otherwise it shall come effective allowed by law.	afety and security of the impa that cannot afford further dela upon passage and approval b e of two-thirds of all members ive from and after the earliest	abitants cted y, and as y the Mayor s elected to
Approved: JUL 2 7 2010 Approved: JUL 2 7 2010 Mayor Scott Schertzer	Dave Edwards President of Council	
Attest:		
Clerk of Council		

2010-80

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yton Legal Blank, Inc.			JUL 2 6 2010.	I:ann No. 3334
Ordinance No.	2010-81	Passed_		20
	ENTER INTO C SOLUTIONS, L PART OF THE	CONTRACT WI	THE SAFETY DIRE TH HINA ENVIRON STOS EVALUATIO OD STABILIZATIO AN EMERGENCY	IMENTAL DN AS A DN
continue eliminati	VHEREAS, the Count to work diligently to ing nuisances which joyed significant succ	improve the cor are present in M	nmunity's well-bein larion's neighborho	ng by
consulta complete practice applicati	VHEREAS, it has been ation with ODH and O ed going forward in c going forwarded given ion of their rules and en underway for mor	EPA personnel ertain circumsta on the reference regulations in p	to have asbestos s ances and that sam ed agencies uncerta rograms such as th	surveys ie is a best ainty in their
request after wh	VHEREAS, Regional for proposal process ich Hina Environmen t qualified and capab s,	in regard to this tal Solutions, LI	s professional servi _C has been deterr	ce activity, nined to be
BE IT O	RDAINED by the Co	uncil for the City	of Marion, Ohio:	
on beha services Commit process	ection 1. The Safe If of the Neighborhood related to asbestos tee with the firm who , to wit: Hina Environi us, OH 43204.	ed Stabilization I surveys for prop best responded	perties identified by I to Regional Plann	sional the NSP ing's RFP
A support Program	Il costs associated w activities shall be pai n.	ith the above co d from the Neig	ontract, letting proce hborhood Stabiliza	ess and tion Grant
emerger inhabitai impacted delay, ai approva of all me	ection 2. That this ney measure for the w nts thereof; more spe d neighborhoods is a nd as such shall take I by the Mayor provid embers elected to Co earliest period allow	velfare and safe ecifically in that t n imperative ne effect and be in ed it receives th uncil; otherwise	the safety and secu ed that cannot affo n force upon passa le affirmative vote o	arion and the urity of the rd further ge and of two-thirds
Approve Mayor S	d: UL 2 7 2010		Dave Edwards President of Con	uncil
Attest:				
Lang Clerk of	Futtos			

2010-81

<form>         JUL 2 6 2010      </form>	Davion (.csa) Blank	. Inc.			Earnt No. 30043
IN TO CONTRACT FOR THE DEMOLITION OF CERTAIN STRUCTURES LOCATED WITHIN THE CITY OF MARION AS A PART OF THE NEIGHBORHOOD STABILIZATION GRANT, ROUND 6A AND 6B AND DECLARING AN EMERGENCY WHEREAS, the Council, Mayor, Law Director and Regional Planning continue to work diligently to improve the community's well-being by eliminating nulsances which are present in Marion's neighborhoods, and WHEREAS, by previous Ordinance the Council authorized the letting of demoiltion the subject demolition herein. BE IT ORDAINED by the Council for the City of Marion, Ohio: Section 1. The Safety Director is authorized to enter into a contract for the demolition of the following property under the Neighborhood Stabilization Program with Pergo Direct Inc., dba Fisher Excavating, 2915 Boundary Road, Prospect OH 43342, the lowest and best bilder in response to the letting process for Round 6A for a maximum 20 units, and Round 6B for a maximum total of 14 units each under the specifications and terms contained within the referenced letting process; both contracts being subject to final analysis on each individual project property and the specific and expressed provision to contractor of an Authorization to Commence and expressed provision to contractor of an Authorization to Commence auto activities shall be paid from the Neighborhood Stabilization Grant Program. Section 2. That this ordinance is hereby declared to be an emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof, more specifically in that the safety and security of the impacted neighborhoods is an imperative need that cannot afford further delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Councit, otherwise it shall come effective from and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Councit otherwise it shall come effective from and approval by the Mayor	Ordinance	No2010-82	Passed	JUL 2 6 2010	20
continue to work diligently to improve the community's well-being by eliminating nuisances which are present in Marion's neighborhoods, and WHEREAS, by previous Ordinance the Council authorized the letting of demolition the subject demolition herein. BE IT ORDAINED by the Council for the City of Marion, Ohio: Section 1. The Safety Director is authorized to enter into a contract for the demolition of the following property under the Neighborhood Stabilization Program with Pergo Direct Inc., dba Fisher Excavating, 2915 Boundary Road, Prospect OH 43342, the lowest and best bidder in response to the letting process for Round 6A for a maximum 20 units, and Round 6B for a maximum total of 14 units each under the specifications and terms contained within the referenced letting process; both contracts being subject to final analysis on each individual project property and the specific and expressed provision to contractor of an Authorization to Commence submitted by the grant administrator in regard to each individual property at a sum not to exceed grant funds available. All costs associated with the above contracts, letting process and support activities shall be paid from the Neighborhood Stabilization Grant Program. Section 2. That this ordinance is hereby declared to be an emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof; more specifically in that the safety and security of the impacted neighborhoods is an imperative need that cannot afford further delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall come effortive from and after the earliest period allowed by law. Mayor Scott Schertzer Maximum and the safety and security form and after the earliest period allowed by law.		IN TO CONTRACT FO STRUCTURES LOCAT PART OF THE NEIGHI	R THE DEMOLI TED WITHIN TH BORHOOD STA	ITION OF CERTAI IE CITY OF MARI ABILIZATION GRA	IN ON AS A
demolition the subject demolition herein, BE IT ORDAINED by the Council for the City of Marion, Ohio: <u>Section 1.</u> The Safety Director is authorized to enter into a contract for the demolition of the following property under the Neighborhood Stabilization Program with Pergo Direct Inc., dba Fisher Excavating, 2915 Boundary Road, Prospect OH 43342, the lowest and best bidder in response to the letting process for Round 6A for a maximum 20 units, and Round 6B for a maximum total of 14 units each under the specifications and terms contained within the referenced letting process; both contracts being subject to final analysis on each individual project property and the specific and expressed provision to contractor of an Authorization to Commence submitted by the grant administrator in regard to each individual property at a sum not to exceed grant funds available All costs associated with the above contracts, letting process and support activities shall be paid from the Neighborhood Stabilization Grant Program. <u>Section 2.</u> That this ordinance is hereby declared to be an emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof; more specifically in that the safety and security of the delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the afirmative vote of two-thirds of all members elected to Council; otherwise it shall come effective from and after the earliest period allowed by law. Mayor Scott Schertzer Mayor Scott Schertzer Attest: <u>Mawttho</u>	co	ontinue to work diligently to in	mprove the com	munity's well-bein	g by
Section 1.       The Safety Director is authorized to enter into a contract for the demolition of the following property under the Neighborhood Stabilization Program with Pergo Direct Inc., dba Fisher Excavating, 2915 Boundary Road, Prospect OH 43342, the lowest and best bidder in response to the letting process for Round 6A for a maximum 20 units, and Round 6B for a maximum total of 14 units each under the specifications and terms contained within the referenced letting process; both contracts being subject to final analysis on each individual project property and the specific and expressed provision to contractor of an Authorization to Commence submitted by the grant administrator in regard to each individual property at a sum not to exceed grant funds available         All costs associated with the above contracts, letting process and support activities shall be paid from the Neighborhood Stabilization Grant Program.         Section 2.       That this ordinance is hereby declared to be an emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof, more specifically in that the safety and security of the impacted neighborhoods is an imperative need that cannot afford further delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council, otherwise it shall come effective from and after the earliest period allowed by law.         Mayor Scott Schertzer       Mayor Scott Schertzer         Mayor Scott Schertzer       Mayor Scott Schertzer				cil authorized the I	etting of
for the demolition of the following property under the Neighborhood Stabilization Program with Pergo Direct Inc., dba Fisher Excavating, 2915 Boundary Road, Prospect OH 43342, the lowest and best bidder in response to the letting process for Round 6A for a maximum 20 units, and Round 6B for a maximum total of 14 units each under the specifications and terms contained within the referenced letting process; both contracts being subject to final analysis on each individual project property and the specific and expressed provision to contractor of an Authorization to Commence submitted by the grant administrator in regard to each individual property at a sum not to exceed grant funds available All costs associated with the above contracts, letting process and support activities shall be paid from the Neighborhood Stabilization Grant Program. <u>Section 2.</u> That this ordinance is hereby declared to be an emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof; more specifically in that the safety and security of the impacted neighborhoods is an imperative need that cannot afford further delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall come effective from and after the earliest period allowed by law. Mayor Scott Schertzer Attest: June June 2 2 7 2010	B	E IT ORDAINED by the Cou	ncil for the City	of Marion, Ohio:	
support activities shall be paid from the Neighborhood Stabilization Grant Program. <u>Section 2.</u> That this ordinance is hereby declared to be an emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof; more specifically in that the safety and security of the impacted neighborhoods is an imperative need that cannot afford further delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall come effective from and after the earliest period allowed by law. Dave Edwards President of Council Approved: JUL 2.7 2010 Mayor Scott Schertzer Attest: MayorMatter	S B re R te su ar	or the demolition of the follow tabilization Program with Per oundary Road, Prospect OH esponse to the letting process ound 6B for a maximum tota trms contained within the refe ubject to final analysis on each nd expressed provision to co ubmitted by the grant admini-	ring property un rgo Direct Inc., o 43342, the low s for Round 6A of 14 units eac erenced letting p ch individual pro- ontractor of an A strator in regard	der the Neighborh Iba Fisher Excava lest and best bidde for a maximum 20 ch under the speci process; both cont pject property and uthorization to Co	ood ting, 2915 er in units, and fications and racts being the specific mmence
emergency measure for the welfare and safety of the City of Marion and the inhabitants thereof; more specifically in that the safety and security of the impacted neighborhoods is an imperative need that cannot afford further delay, and as such shall take effect and be in force upon passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall come effective from and after the earliest period allowed by law. Dave Edwards President of Council Approved: JUL 2.7 2010 Mayor Scott Schertzer Attest: Maw Judtap		upport activities shall be paid			
Approved: JUL 2 7 2010 Approved: JUL 2 7 2010 Mayor Scott Schertzer Attest: June Juttop	in in de aj	mergency measure for the w habitants thereof; more spea npacted neighborhoods is an elay, and as such shall take pproval by the Mayor provide f all members elected to Cou	velfare and safet cifically in that the imperative nee effect and be in ed it receives the uncil; otherwise i	ty of the City of Ma ne safety and secu of that cannot affo force upon passa e affirmative vote of	urion and the urity of the rd further ge and of two-thirds
Approved: JUL 2 7 2010 Mayor Scott Schertzer Attest: June Fultoo			Ĩ		
Jane Fulton		2000-0-	~	President of Co	ncil
Clerk of Council	A	Itest:			
	ਟੋ	Jane Futtoo lerk of Council			

2010-82

	egal Blank, Inc.			Eegm No. 30243	
On	linance No	2010-83	Passed	AUG 0 9 2010 20	
		SERVICE DIR SPECIFICATI	ECTOR TO PREPA ONS, AND ADVER ILA GRANT PROJE	D DIRECTING THE ARE PLANS AND TISE FOR BIDS FOR THE ECTS, AND DECLARING AN	
	BE IT C	RDAINED by the Co	ouncil of the City of	Marion, Marion County, Ohio:	
	CDBG F	to prepare plans an	d specifications, an ects including the st	s hereby authorized and d advertise for bids for the reet paving in Lincoln Park	
	for the L project f and up t	Incoln Park Paving I from the FY09 Comr	Project and \$50,000 nunity Development	all be payable up to \$40,600 ) for the Senate St. Sidewalk t Block Grant (CDBG) fund an Fund for the Senate St.	
	Section by Dece	3 The FY 09 For ember 31, 2010	mula grant requires	that all work be completed	
	of the C effect ar Mayor, p elected t	ary for the immediate ity of Marion and the nd be in force immed provided it receives t	preservation of put inhabitants thereof iately upon its pass he affirmative vote of it shall become effe	an emergency measure blic peace, welfare and safety , and as such, shall take age and approval by the of two-thirds of all members ective from and after the	-
	A	4		Dave Edwards President of Council	
	Approve Doc Mayor S	AUG 1 0 2010 Cott Schertzer			
	Attest;	re Fulta Council			e V
c I					

0327

on Legal Blank, Inc.				Forn: No. 30043
Ordinance No	2010-84	Passed	ANG 0 9 2010	. 20
	2010-04			
	DIRECTOR TO RAMP COMPA	ENTER INTO C	D DIRECTING TH CONTRACT WITH KATE PARK RAM CY	AMERICAN
	WHEREAS, Ordinan istering the FY 2009 C pe ramp at the Skate Pa	DBG Formula Gra		pplying and replacing the
that it manuf the Co 735.05	WHEREAS, Given the County Regional Plan is a specialty product acturer which is capabl buncil after a complete of an emergency con g and advertising; and	ning, the item des with unique qualitie e of producing the and full review de	sired is of such a lies and where ther desired product ar etermines that purs	unique nature e is only one nd to that end suant to ORC
skate	WHEREAS, American eries Ramp System wh park ramp, and the Pro very advantageous to t	ich has a fastene Series build metho	r free 7 gauge ga od has a 20 year w	ivanized steel
\$22,5	WHEREAS, Americal 58.60	ר Ramp Company	has submitted th	e best bid of
Ohio:	BE IT ORDAINED by	the Council of the	City of Marion, M	arion County,
	Section 1. That the merican Ramp Compa Ramp Project.		be directed to enter Joplin, MO 64801	
	Section 2. That said nunity Development Bla from the City of Marion I	ock Grant FY 200	payable up to \$22 9 Formula Progra	
compl	Section 3. The FY eted by December 31, 2		ant requires that	all work be
thered shall t the m memb	Section 4. That this are necessary for the so- of, and warrants forego ake effect and be in for ayor, provided that it ers elected to Council; rliest period allowed by	welfare of the City ing formal bidding rce immediately up receives the affirr otherwise it shall t	and advertising, oon its passage an mative vote of two	ne inhabitants and as such, d approval by p-thirds of al
$Q_{e}$	ved: AUG 1 0 2010 OCOL Scott Schertzer		Edwards dent of Council	
Attest	me Faltero			

Clerk of Council

2010-84

Ordinance No				AUG 0 9 200
<ul> <li>SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH OBERLANDERS TREE AND LANDSCAPE, LTD FOR THE 2010 TREE REMOVAL PROGRAM, PROJECT 10-1M FOR THE CITY OF MARION, OHIO AND DECLARING AN EMERGENCY.</li> <li>WHEREAS, Ordinance No. 2010-37 authorized the preparation of plans, specifications and advertising for bids for the 2010 Tree Removal Program Project 10-1M for the City of Marion, Ohio, and</li> <li>WHEREAS, Oberlander's Tree and Landscape, Ltd. submitted the lowest, best bid and only timely bid.</li> <li>BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio:</li> <li>Section 1. That the Service Director be directed to enter into contract with Oberlander's Tree and Landscape, Ltd., for the 2010 Tree Removal Program, Project 10-1M.</li> <li>Section 2. That said contract shall be payable from the Tree Care Fund (101.1022.5401).</li> <li>Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council otherwise it shall become effective from and after the earliest period allowed by law.</li> <li>APPROVED: AUG 1 0 2010 President of Council</li> </ul>	Ordinance No.	2010-85	Passed	. 20 20
<ul> <li>WHEREAS, Ordinance No. 2010-37 authorized the preparation of plans, specifications and advertising for bids for the 2010 Tree Removal Program Project 10-1M for the City of Marion, Ohio, and</li> <li>WHEREAS, Oberlander's Tree and Landscape, Ltd. submitted the lowest, best bid and only timely bid,</li> <li>BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio:</li> <li>Section 1. That the Service Director be directed to enter into contract with Oberlander's Tree and Landscape, Ltd., for the 2010 Tree Removal Program, Project 10-1M.</li> <li>Section 2. That said contract shall be payable from the Tree Care Fund (101.1022.5401).</li> <li>Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law.</li> <li>APPROVED: AUG 10 2010 President of Council</li> <li>Mayor Scott Schertzer</li> </ul>		SERVICE DIR OBERLANDER'S TREE REMOV CITY OF MAR	ECTOR TO ENTER 5 TREE AND LANDS AL PROGRAM, PI 10N, OHIO AND D	R INTO CONTRACT WITH SCAPE, LTD FOR THE 2010 ROJECT 10-1M FOR THE
lowest, best bid and only timely bid, BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio: Section 1. That the Service Director be directed to enter into contract with Oberlander's Tree and Landscape, Ltd., for the 2010 Tree Removal Program, Project 10-1M. Section 2. That said contract shall be payable from the Tree Care Fund (101.1022.5401). Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. APPROVED: AUG 10 2010 President of Council Mayor Scott Schertzer		WHEREAS, Ordinand plans, specifications a Removal Program Pro	e No. 2010-37 aut and advertising for pject 10-1M for the	bids for the 2010 Tree City of Marion, Ohio, and
County, Ohio: <u>Section 1.</u> That the Service Director be directed to enter into contract with Oberlander's Tree and Landscape, Ltd., for the 2010 Tree Removal Program, Project 10-1M. <u>Section 2.</u> That said contract shall be payable from the Tree Care Fund (101.1022.5401). <u>Section 3.</u> That this ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. <u>APPROVED</u> : AUG 1 0 2010 Dave Edwards President of Council <u>Mayor Scott Schertzer</u>				uscape, Ltd. submitted the
with Oberlander's Tree and Landscape, Ltd., for the 2010 Tree Removal Program, Project 10-1M. <u>Section 2.</u> That said contract shall be payable from the Tree Care Fund (101.1022.5401). <u>Section 3.</u> That this ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. APPROVED: AUG 10 2010 President of Council Mayor Scott Schertzer			the Council of the	City of Marion, Marion
Fund (101.1022.5401).         Section 3.         That this ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law.         APPROVED:       AUG 1 0 2010         Mayor Scott Schertzer       Mayor Scott Schertzer		with Oberlander's Tre	e and Landscape,	
emergency measure necessary for the welfare of the City of Marion, and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law. APPROVED: AUG 1 0 2010 Dave Edwards President of Council Mayor Scott Schertzer				ayable from the Tree Care
APPROVED: AUG 1 0 2010 President of Council Mayor Scott Schertzer		emergency measure in and the inhabitants the force immediately upon provided it receives the elected to Council; other	necessary for the v ereof, and as such on its passage and le affirmative vote nerwise it shall bec	velfare of the City of Marion, , shall take effect and be in approval by the Mayor, of two-thirds of all members
		APPROVED: AUG 1	0 0010	
ATTEST: Jene Fulton Clerk of Council		A Mayor Scott Schertze	h-	
Clerk of Council		ATTEST:		
		Clerk of Council	1 DO	

		250 2 7 2010	
Ordinance No.	2010-86	Passed_ SEP 2 7 2010	, 20
	BETWEEN 130 AN	ACATE A CERTAIN 16.5 WIDE EAS ID 146 NORTH STATE STREET (BE cant, Rodney Ridgeway)	
	alley between 130 and 1	of this Council, there is good cause t 146 North State Street (between lots	
		vacate this alley was considered and at its meeting of August 10, 2010.	d approved by the
	HEREAS, notice to all at odified Ordinances 903.0	butting landowners was given in acco 08, and	ordance with
	HEREAS, Council, upon al to the general interest	hearing, is satisfied that said vacation and ought to be made;	on will not be
BE	IT ORDAINED by the C	Council of the City of Marion, Marion	County, Ohio:
<u>Section 1.</u> hereby va		ribed in the attached Exhibit "A" and	*A1", be and is
property o easement, owned priv the street, easement maintainin	whers in accordance will When any street, alley, vately or by any governme alley, or highway affected in such vacated portion o g, operating, renewing, re	state comprising said alley shall rever th the laws of Ohio ORC 723.041 Per is vacated all utilities rights, easemen ental authority, located on, over, or und d by such vacation shall be deemed to of such street, alley, or highway for the econstructing, and removing said utility Effective Date: 10-16-1961	manent it, access whether ler the portion of have a permanen purpose of
a copy of		be and she is hereby authorized and he Auditory of Marion County and to	
Section 4. allowed by		all become effective from and after th	e earliest period
SEP 2	8 2010	Dave Edwards President of Count	cil
Mayor Sco	AD - A-		
ATTEST:			
Clerk of C	e 7 4/tap		

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	Jayton	Legal	Blank.	Inc.
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Ordinance No. _____2010-87

Passed SEP 2 7 2010

Form No. 30043

20

ALLEY NORT REQUEST HA	TO VACATE A TH OF 976 EAS AVING BEEN AI	CENTER STR	REET, THE C	RIGINAL
Certified Oil)				

WHEREAS, the Administration worked with the Applicant, the adjoining property owners and City Planning, as a result of consultation with all it was determined and recommended by the Service Director that the original application which included both the east west alley and the north south alley be amended to exclude the request for vacation of the north south alley, and this Council finding good cause for vacating the east/west alley north of 976 East Center Street (lot #1818), in the City of Marion this consistent with the aforementioned amendment, and

WHEREAS, the petition to vacate this alley was re-considered and approved by the Marion City Planning Commission at its meeting of August 10, 2010 acting upon the requested amendment submitted by the Service Director,

WHEREAS, notice to all abutting landowners was given in accordance with Marion Codified Ordinances 903.08, and

WHEREAS, Council, upon hearing, is satisfied that said vacation of the east west alley will not be detrimental to the general interest and ought to be made;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the alley as described in the attached Exhibit "A" be and is hereby vacated.

<u>Section 2.</u> The title to the real estate comprising said alley shall revert to the abutting property owners in accordance with the laws of ORC. The Council affirms the Planning Offices recommendation of June 15, 2010 contained within its report and the Planning Commission's vote to provide, given the applicant's consent the portion they normally would receive by the application of the aforementioned statute revert instead to the adjoining lot to the north of the subject alley. Support being found in <u>Hamilton, Glendale & Cincinnati Traction Co. v. Parish</u>, 67 Ohio St. at page 190, in relevant part: "... by necessity to preserve his easement of ingress and egress, which in many cases is a valuable property right, and without which the lots might be of little value..."

Further, as provided by statute, 723.041, a Permanent easement remains in the subject vacated alley way: When any street, alley...is vacated all utilities rights, easement, access whether owned privately or by any governmental authority, located on, over, or under the portion of the street, alley, or highway affected by such vacation shall be deemed to have a permanent easement in such vacated portion of such street, alley, or highway for the purpose of maintaining, operating, renewing, reconstructing, and removing said utility facilities and for purposes of access to said facilities.

<u>Section 3.</u> The Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County and to the Recorder of Marion County, Ohio.

Section 4. That this ordinance shall become effective from and after the earliest period allowed by law.

Approved: 2 8 2010 Mayor Scott Schertzer

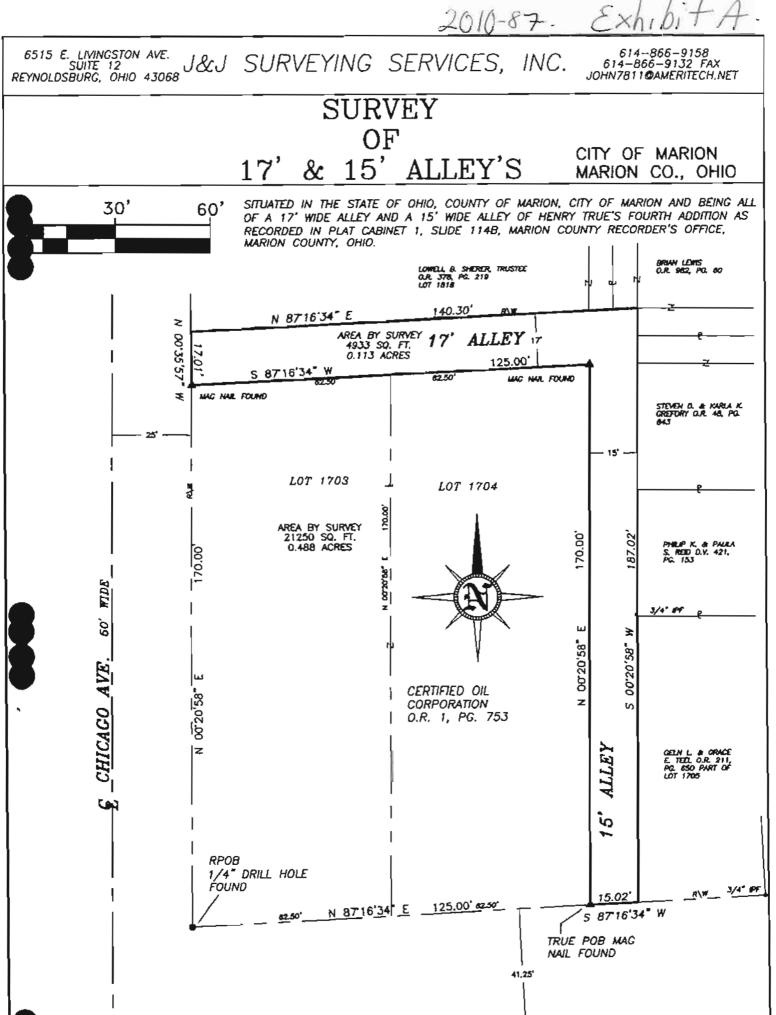
Dave Edwards

President of Council

ATTEST:

Futto Clerk of Council

2010-87



CENTER SI E DI THERI THIS DRAWING WAS PREPARED FROM AN ACTUAL FIELD SURVEY MADE BY J & J 7811 SURVEYING SERVICES, INC. ON 09/13/09, AND REPRESENTS THE PREMISES SHOWN HEREON TO THE BEST OF OUR KNOWLEDGE. COISTE 70NAL 75 JOHN W. WETHERILL **REG. SURV. 7811** JOB # 09-055ALLEY

0337

	0 00	PassedAUG 2 6	2010 ~~
rdinance No. <u>201</u>	<u>90</u>	Passed 4 6	, 20
THE IMPF	INANCE MAKING AN A STORM WATER UTILII ROVEMENT FUND FOR MEBER 31, 2010.	Y AND SANITARY SE	
	reas, the City of Marion and a portion of the bo		
	reas, the City of Mario d to complete current pro		
BE I County, Ohi	T ORDAINED by the	Council of the City	of Marion, Marion
Storm Wate Improvemen following pr Marion Plaz Lining @ 1 1.9 mil and	on 1. That there be er Utility Fund in the a nt Fund in the amount o ojects: West Center Sec za @ 150,000; Marion I .3 mil; Pennsylvania/For 1.8 mil; Woodrow Seve bia St/Blain Ave 400,000	of \$2,500,000.00, whic wer Lining @ 1.1 mil; Landfill @ 150,000; C est Lawn @ 1.6; Blai er @ 2.1 mil; Oak G	00 and the Sewer ch would cover the Sanitary Sewer @ columbia St. Sewer ne Ave Sanitary @
STORM W	ATER UTILITY FUND		
	n Sewer Improvement Capital Improvement	504.5008.5443	\$2,500,000.00
SANITARY	SEWER IM <u>PROVEMEI</u>		
	tary Sewer Improvement		\$2,500,000.00
	Capital Improvement	502.5004.5443	
Tota	l		\$5,000,000.00
<u>Sect</u> from and af	ion 2. That this ordinar ter the earliest period all	ice shall take effect an owed by law.	d be in force
		e Edwards	
• •	AUE 2 7 PRI F	President of Council	
Pol	tt Schertzer		
Pal	Alit		

2010-88

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0339

ton Legal Blank, Inc.			ALLE Q & DOLL	Form No. ARM3.
Ordinance No	2010-89	Passed	AUG 2 6 2010	_, 20
	ORDINANCE MAKING AN DEPARTMENT FUND FOR FOR UTILIZATION OF DO	R THE YEAR EN	DING DECEMBER :	31, 2010
donati	<b>REAS,</b> there is an immedi ions paid into Fire Departr the Capital Equipment, S	ment Donations	. These monies wi	ill be used
BE IT	ORDAINED by the Coun	cil of the City of	Marion, Marion C	ounty, Ohio:
Mater 101.1	on 1. That the amount of S ials Line item for the Fire 002.5502 from the donate arion Elks 32.	Department Fu	nd Account No.	
Equip	on 2. That the amount of s ment Line item for the Fire 002.5304 from the donate	e Department F	und Account No.	Capital
Quarte 101.1	on 3. That the amount of s ermaster Line item for the 002.5104 from the specific y from the Marion Elks 32	Fire Departme cally specified I	nt Fund Account N	lo.
	on 4. That this ordinance ter the earliest period allo		ect and be in force	from
Appro	ved: AUE 2 7 2010		Edwards Jent of Council	
Mayo	Scott Schertzer			
Attest	:			
	one 7 ultre	_		

2010-89

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<u>p</u>	exten Local Diurik, fre				Ferre 264, 3HH3	+
	Ordinance No.	2010-90	Passed	AUG 2 6 2010	, 20	
		ORDINANCE MAKIN POOL CAPITAL IMP DECEMBER 31, 201	ROVEMENT FUNI	L APPROPRIATIO D FOR THE YEAR	N TO THE ENDING	
	approj Aquat	Whereas, the Counci priate the borrowed fu ic Center Project	I has been advised nds to the Pool Ca	there is an immed pital Improvement i	iate need to Fund for the	
	Count	BE IT ORDAINED	by the Council of	the City of Mari	ion, Marion	
	Improv	Section 1. That th vement Pool line item	ere be an approj for Professional Se	priation made in rvices.	the Capital	
	Aquat	ic Center Capital Imp	rovement			
		essional Services 40 tal Improvement 40	1 4008.5443 \$2.0	400,000.00 200.000.00 400,000 00		
		Section 2 That this nd after the earliest pe	ordinance shall tak priod allowed by lay	e effect and be in f	Groe	
	Approv	ved: AU6 2 7 2010		Edwards Lent of Council	_	
	Mayor	Scott Schertzer				
	Attest					
	Clerk o	1. Fntton f Council	_			
	2010-90					

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<u>11</u> 5.01			
Dation L	gal Blank, Inc.	-	Futu Nu. 300/3
Ord	inance No2010-91	Passed	SEP 1 3 2010 20
	VEHICLES PREVIOUSLY U VEHICLE UTILIZED BY TH	TILIZED BY THE P TE TRANSIT DEP ECESSARY FOR	RECTOR TO DISPOSE OF <b>5</b> OLICE DEPARTMENT, AND 1 ARTMENT AND DECLARING ANY PUBLIC PURPOSE AND
			the Police Department, Transit d by these departments are no
	WHEREAS, the Council has vehicles mentioned are no lor		e Safety Director that the seven my municipal purpose.
	BE IT ORDAINED by the Cou	incil of the City of M	arion, Marion County, Ohio;
	to dispose of the following vi	ehicles previously u ich have been dei	hereby authorized and directed used by the Police Department, ermined to have exceeded its any municipal purpose, to-wit:
pulle0 9-8-19	1979 Chevy Van, Miles 44,90 1996 Ford Ranger, Miles 175 2002 Dodge Intrepid, Miles 83 2003 Ford Crown Vic, Miles 1 2004 Ford Crown Vic, Miles 1 2004 Dodge Intropid, Miles 1 1998 Ford E350 Bus, Miles 14	,963 3,259 30,983 13,970 <del>3,328</del>	VIN. CGL1597120823 VIN. 1FTCR14AXTTA11621 VIN. 2B3HD46R62H198538 VIN. 2FAFP71W23X129127 VIN. 2FAFP71W74X166966 -VIN-2B3HD46V54H701833- VIN. 1FDKE30F2VHB84183
by Lt surbaush went to	Section 2. That the with the mandates contained	e disposal authorize within the Ohio Rev	d herin shall be in compliance ised Code.
Broparise	measure for the welfare and thereof and for the further re the City for further reason the 2010; and as such, shall ta passage and approval by the	I safety of the City ason that it is nece hat the Police auct ake effect and be Mayor provided it re hcil; otherwise it sh	areby declared an emergency of Marion and the inhabitants ssary for the daily operation of ion is occurring on October 2, in force immediately upon its eceives the vote of two-thirds of nall become effective from and

APPROVED: SEP 1 4 2010

Ðą Mayor Scott Schertzer 6

ATTEST:

<u>Liene Fultes</u> Clerk of Council

2010-91

Dave Edwards President of Council

# **MEMORANDUM**

TO: Marion City Council Clerk

From: Tom Robbins, Director of Public Safety

Date: October 19, 2010

Subject: 2004 Ford Crown Victoria

The following vehicle that was schedule for public auction on October 2, 2010 was redirected from the auction. This vehicle was found to be necessary for municipal use at the Marion Municipal Airport.

2004 Ford Crown Victoria VIN# 2FAFP71W74X166966

Mileage: 113,970

r of Safety

Scott Schertzer, Mayor +740.387.3591 Tom Robbins, Director of Public Safety +740.387.5865 Jay M. Shoup, Director of Public Service + 740.387.4705

233 West Center Street - Marion, Ohio 43301-1822

Dayven Logal Biara, Ing			Licen Ne MCH
Ordinonce No2010-92	Passed	SEP 1 3 2010	_ 20
DECEMBER 3	ARTMENT FUND 1, 2010 FOR UTIL	ITIONAL APPROP D FOR THE YEAR LIZATION OF GRA IELAND SECURIT	ENDING NT
WHEREAS, there is an imme grants to be reimbursed to th within the Quartermaster line	e Fire Departmen	e appropriations of it. These monies wi	money from Il be used
BE IT ORDAINED by the Col	uncil of the City of	f Marion, Marion Co	ounty, Ohio:
Section 1. That the amount of Quartermaster Line item for the 101.1002.5104 from the mon from the Homeland Security F	he Fire Departme ies to be reimburs	at Eurod Account M	-
Section 2. That this ordinanc the earliest period allowed by	e shall take effect law.	and be in force fro	m and after
Approved: SEP 1 4 2010		Edwards Ient of Council	
Attest;			
Stere Fulto			
3			
2010-92			

n Legal Black, Inc	<u> </u>			150mi, No. 50853
rdinance No. <u>2010–93</u>		Passed DCT	<u>i 1 2010</u>	, 20
REINVESTN TWO SMAL	E TO AMEND A <b>/ENT AREA #2</b> L <b>AREAS</b> TO TH G AN EMERGEN	IN THE CITY C	F MARION I	BY ADDING
WHEREAS, the Cit <b>131,</b> after consultin Community Reinve north, and west of c and contained a lar homes, and	g with the Marion stment Area of the downtown in which	n City Šchools he City of Maric ch reinvestmen	<b>last amende</b> on in areas in t had been đ	d a nmediately iscouraged
WHEREAS, investr place in these area single family homes triplexes, and apart	s with 20 homes s constructed, ar	having substand having substand having substand	ntial remodel constructed	ing, 11 new
WHEREAS, severa blight; these areas former elementary Director and Housin consulting with the has recommended	also having very school sites, and ng Officer for the CRA Housing C	old housing ur Kenneth Leng Community Re ouncil, <b>and the</b>	nits and inclue ieza, City Pla einvestment,	ding two anning after
WHEREAS, a surv Revised Code (OF area to be include	RC) Section 373	5.66 has be pr	-	•
WHEREAS, the ma structures in such maintain real prop opportunities, and	n area would se perty values, an	rve to encoura	ige economi	c stability,
WHEREAS, the re new structures in constitutes a publ be granted, then	this expanded	Community R	einvestment	Area
THEREFORE, BE COUNTY, OHIO:	IT ORDAINED B	Y THE CITY O	F MARION,	MARION
Section 1. The are Reinvestment Are or structures of h construction or re	ea #2 constitute istorical signific	s and area in v cance are loca	which housi ted and in w	ng facilities hich new
Section <b>2</b> . The end of the section <b>b</b> The section <b>b</b> The section <b>b</b> Sectio		wing described	area to the	
'An area bounded i south, Uncapher A side of Congress S and	venue on the ea	st and the north		
An irregular area s the extreme south Walnut Street, prod	to South Prospe	ct Street, proce	eding northe	ast to West

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# 0350 RECORD OF ORDINANCES

nding a star N -	2010 02	Parred OCT 1 1 2010 20	ļ
rdinoace No	2010-93	Passed 20 20	
and Baker East Churc	Street on to Church S h Street, south on So southwest on Bellefo	ng from Ellis Court, proceeding on Ellis Court Street on the north, then proceeding west on outh State Street, west on Hill Street and ontaine Avenue to the place of beginning on	
part of the	Community Reinvest	itified in Exhibit A as being within the stment Area are eligible for this incentive. As arion intends to undertake supporting public d area.	
and all pro	tion on the increase cedures shall not b	y Reinvestment Area 2, the percentage of e in valuation, the terms of the exemptions be changed by this ORDINANCE and thus SECTION 5 of ORDINANCE 2003-131	
measure ne thereof and immediately such, shalf approval by of all memb	ecessary for the welfa for the further reason y in order for propertion take effect and be in y the Mayor provided	is hereby declared to be an emergency are of the City of Marion and the inhabitants on that Area application must be filed lies to be eligible for consideration and as force immediately upon its passage and it receives the affirmative vote of two-thirds cil otherwise, it shall become effective from wed by law.	
Approved: Mayor Scott	OCT 1 2 2010	Dave Edwards President of Council	
Attest;	et utto		
CHETK OF COL	1DCI)		
			)

0353

FUNDS FOR THE YEAR ENDING DECEMBER 31, 2010 WHEREAS, the Parks Department needs to appropriate donate	For       ORDINANCE MAKING AN APPROPRIATION IN THE PARKS DEPARTMENT FROM PROJECT PLAYGROUND DONATED FUNDS FOR THE YEAR ENDING DECEMBER 31, 2010         WHEREAS, the Parks Department needs to appropriate donated monies from remaining funds from previous Project Playground monies dedicated to be utilized for repair and up-keep of project playground.         BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio         Section 1, That there be an appropriation made in the Parks Department in the amount of \$3,346 as follows         Parks Department Supplies       211,2040,5502       3,346.00         Section 2, That this ordinance shall become effective from and after the eachiest period atlowed by law       Dave Edwards President of Council         APPROVED:       SEP ½ 6 2000       Dave Edwards President of Council         Mayor Scott Schertzer       Mayor Scott Schertzer	ta tepa Ball, to			have be that
ORDINANCE Making AN APPROPRIATION IN THE PARKS DEPARTMENT FROM PROJECT PLAYGROUND DONATED FUNDS FOR THE YEAR ENDING DECEMBER 31, 2010         WHEREAS, the Parks Department needs to appropriate donate monies from remaining funds from previous Project Playground monie dedicated to be utilized for repair and up-keep of project playground.         BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:         Section 1.       That there be an appropriation made in the Parks Department in the amount of \$3,346 as follows         Parks Department Supplies       211,2040,5502       3,346.00         Section 2.       That this ordinance shall become effective from and after the mariliest period allowed by law         APPROVED:       SEP 2.8 2000         Approved:       SEP 2.8 2000         Approved:       SEP 2.8 2000	ORDINANCE MAKING AN APPROPRIATION IN THE PARKS DEPARTMENT <del>FROM</del> PROJECT PLAYGROUND DONATED FUNOS FOR THE YEAR ENDING DECEMBER 31, 2010 WHEREAS, the Parks Department needs to appropriate donated monies from remaining funds from previous Project Playground monies dedicated to be utilized for repair and up-keep of project playground. BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio: <u>Section 1</u> . That there be an appropriation made in the Parks Department in the amount of \$3,346 as follows Parks Department Supplies 211,2040,5502 3,346.00 <u>Section 2</u> . That this ordinance shall become effective from and after the marilest period allowed by law APPROVED: SEP 2 8 2000 <u>APPROVED</u> : SEP 2 8 2000 <u>APPROVED</u> : SEP 2 8 2000 <u>Mayor Scott Scheitzer</u>	Ordanmer Na 2010-95-	Passed	SEP 2 7 2010	20
WHEREAS, the Parks Department needs to appropriate donate monies from remaining funds from previous Project Playground monie dedicated to be utilized for repair and up-keep of project playground.         BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:         Section 1.       That there be an appropriation made in the Parks Department in the amount of \$3,346 as follows         Parks Department       211,2040,5502       3,346.00         Section 2.       That this ordinance shall become effective from and after the markest period allowed by law         APPROVED:       SEP ± 8 2000         Approved:       SEP ± 8 2000	WHEREAS, the Parks Department needs to appropriate donated monies from remaining funds from previous Project Playground monies dedicated to be utilized for repair and up-keep of project playground.         BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:         Section 1       That there be an appropriation made in the Parks Department in the amount of \$3,346 as follows         Parks Department       211.2040.5502       3,346.00         Section 2       That this ordinance shall become effective from and after the mariliest period allowed by law         AppRoveD:       \$EP ± 8.200	DEPARTMEN	MAKING AN APPRO	PLAYGROUND	DONATED
Section 1       That there be an appropriation made in the Parks         Department in the amount of \$3,346 as follows         Parks Department         Supplies       211,2040,5502         Section 2       That this ordinance shall become effective from and after         the marilest period allowed by law         APPROVED:       SEP ± 8 2000         Dave Edwards         President of Council	Section 1.       That there be an appropriation made in the Parks         Department in the amount of \$3,346 as follows         Parks Department         Supplies       211,2040,5502       3,346.00         Section 2.       That this ordinance shall become effective from and after the marilest period allowed by law         AppROVED:       \$EP ½ 8 2mm       Dave Edwards         President of Council       Additional additional actional actionactional actional actionactional actionactionaction actional action	monies from remaining fu	nds from previous	Project Playorr	and monie
Department in the amount of \$3,346 as follows Parks Department Supplies 211.2040.5502 3,346.00 Section 2 That this ordinance shall become effective from and after the marilest period allowed by law APPROVED: \$EP ± 8 2000 Dave Edwards President of Council AAPPROVED: SEP ± 8 2000 Dave Edwards President of Council	Department in the amount of \$3,346 as follows Parks Department Supplies 211.2040.5502 3,346.00 Section 2 That this ordinance shall become effective from and after the marilest period allowed by law APPROVED: \$EP ± 8 2000 Dave Edwards President of Council AAPPROVED: SEP ± 8 2000 Dave Edwards President of Council	BE IT ORDAINED by County, Ohio	the Council of the C	ity of Marion, M	arion
Supplies     211.2040.5502     3.346.00       Section 2     That this ordinance shall become effective from and after the marilest period allowed by law       APPROVED:     \$EP ± 8 2000       Dave Edwards       President of Council       Approved:	Supplies     211.2040.5502     3.346.00       Section 2     That this ordinance shall become effective from and after the marilest period allowed by law       APPROVED:     \$EP ± 8 2000       Dave Edwards       President of Council       Approved:	Section 1. That there Department in the amount of	s be an appropriation \$3,346 as follows	made in the Pr	arks
APPROVED: SEP 2 8 2000 APPROVED: SEP 2 8 2000 President of Council Mayor Scott Schertzer	APPROVED: SEP 2 8 2000 APPROVED: SEP 2 8 2000 President of Council Mayor Scott Schertzer	소리는 위험을 이 맞았는 것이 안 같이 손님이다.	11 2040 5502	3,346.00	
ALL A Mayor Scott Schertzer	ALL A Mayor Scott Schertzer	Section 2 That this of the earliest period allowed by	and internet shall be co	me effectiva fro	m and after
Mayor Scott Schertzer	Mayor Scott Schertzer	APPROVED: SEP 2 8 2010	Dave Edwards President of Co	ouncil	
Lane Fultre	Line Fultre	Left And	- 1		
Clerk of Council	Clerk of Council	ATTEST			
		Clerk of Council			

2010-95

#### RECORD OF O

RECORD OF ORDINANCES				
			<u>Com Na 20013</u>	
2010-96	Passed	SEP 2 7 2010	, 20	
		PID Num MAR-4-1	ber 84609 0.01	
ORDINANCE ENAC COUNTY, OHIO, HI PUBLIC AGENCY (	EREINAFTER REF	FERRED TO AS TH	HE LOCAL	

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SECTION I - Project Description

EMERGENCY

Devon Lond Black, Inc.

Onimance No. 2010-96

WHEREAS, the State and City has identified the need for the described project:

DISTRICT SIX URBAN PAVING PROJECT, AND DECLARING AN

This project proposes to plane and resurface pavement with asphalt concrete and replace loop detectors and pavement markings. This project is an ODOT District Six Urban Paving Project.

SR-4: South Prospect/Walnut from the South Corporation Line to Delaware Ave/SR-423

SR4DA: Klerx/Prospect from SR 4/Main St to SR 4/Walnut St SR-95: W. Center St/Davids S1 from the West Corporation Line to Davids/Columbia intersection

SR-309: Kenton Ave from West Corporation Line to SR-95/Center intersection

Additional Locations:

SR-95: Church St from Blaine Ave to Vine St

SR-309: Church St from Vine St to Sargent St

NOW THEREFORE, be it ordained by the City of Marion, Ohio.

#### SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

#### SECTION UL · Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director:

That prior to the construction commencement date of the above-referenced project, the LPA shall install and/or repair all curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act and the LPA agrees to assume and bear one hundred percent (100%) of the cost of such installation and/or repair of curb ramps;

The City will assume and bear one hundred percent (100%) of the cost of construction less the amount of Federal and State funds set aside by the Director of Transportation and the Federal Highway Administration. The City

SECTION VI - Authority to Sign

highway purposes

The Service Director of said City is hereby empowered on behalf of the City of Marion to enter into contracts with the Director of Transportation necessary to complete the above described project.

This Ordinance is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law

A

Approved/ 1040 = Mayor Soot Schertzer

Attest:

con Fultos Clerk of Council

Dave Edwards President of Council

		100 - 1040	
Ordinance No. <u>2010–97</u>	Passed	SEP 2-7 2010	20
BONDS IN THE A \$10,350,000, TO HEREIN; APPRO AUTHORIZING OFFICIAL STAT EXECUTION AN A BOND PUT DISCLOSURE (	E PROVIDING FOR THE AGGREGATE PRINCIPAL PAY COSTS OF THE IM OVING A PRELIMINAR THE PREPARATION, US TEMENT; APPROVING D DELIVERY OF A BONI RCHASE AGREEMENT CERTIFICATE; AUTHOI TED TO THE ISSUAN EMERGENCY.	AMOUNT NOT T IPROVEMENT, AS Y OFFICIAL ST E AND EXECUTI AND AUTHORI D REGISTRAR AC AND A CO RIZING CERTAI	O EXCEED S DEFINED ATEMENT; ON OF AN ZING THE REEMENT, ONTINUING N OTHER
portion of a note in anticip 14, 2009 (the "Outstandin	pant to Ordinance No. 2009 pation of bonds in the amou g Note"), was issued to pa ature on October 13, 2010; a	nt of \$11,005,000 d ly costs of the Imp	ated October
	Council finds and determine on 1) to retire the portion o ent; and		
Council that the estimate financed by the Bonds is a Bonds is 37 years based	Auditor as fiscal officer of d life or period of usefult t least five years and the esti- upon the weighted average ements set forth in the Fis- fied and confirmed;	ness of the Improv imated maximum m of the amounts allo	ement to be aturity of the ocated to the
NOW, THEREFO Marion, Ohio, that:	DRE, BE IT ORDAINED	by the Council of	the City of
	ions and (nterpretation. In Ordinance, unless the contex ent:		
	on" means annual financial i the Continuing Disclosure A		
"Auditor" means t	he City Auditor.		
"Authorized Deno multiple thereof.	minations" means the denon	nination of \$5,000 o	r any integral
Agreement, the Bond Pure Disclosure Agreement and	s" means, collectively, this chase Agreement, the Final ' I such other proceedings of t mong other things, the rights	Terms Certificate, the he City, including th	ne Continuing ne Bonds, that
	greement" means the Bond thaser authorized by this Ord		i between the
	means all books and record Bonds as provided in this C		
"Bond Registrar"	means the bank or trust com ate to act as the initial aut	npany appointed by	the Auditor in

1	Dayton Legal Blank, Inc.				Form No. 38043	
-		201 0107 -	Bored	SEP 2 7 2010	. 20	
_	Ordinance No		Passed			
	watil a su the Bond	gent and paying agent i ccessor Bond Registra Registrar Agreemen Bond Registrar.	r shall have become s	uch pursuant to the	provisions of	
	"I City and I	Bond Registrar Agreem the Bond Registrar auth	ent" means the Bond forized by this Ordinal	Registrar Agreeme: nce.	nt between the	
		Bonds" means the bond	s authorized in Section	ר 2.		
	(a) the ow the Bond certificate nominee Depositor is the rece	Book entry form" or "be vnership of book entry is may be transferred is in fully registered for as registered owner, w y or its designated age, ord that identifies the c and interest.	interests in Bonds an only through a boo orm are issued by the with the Bonds "imur nt. The book entry m	d the principal of a k entry, and (b) p City only to a De hobilized" in the c autained by others	and interest on obysical Bond pository or its custody of the s than the City	
	"(	City" means the City of	Marion, Ohio.			4
	"C purchase	Closing Date" means t price for, the Bonds.	he date of physical of	lelivery of, and pa	ayment of the	
	announcer foregoing, Section of applicable	Code" means the lotern or final) under that Control of final) under that Control of, or successor proceeds, all as and to the extent of the Code includes and Regulations, rulings, a o that Section.	ode or the statutory pl rovisions to, the fore ares and judicial dete applicable. Unless o by applicable successo	redecessor of that ( going and any of minations regarding therwise indicated, a section or provise	Code, and any ficial rulings, ng any of the reference to a sion and such	
	"C Disclosure Ordinance	continuing Disclosure Certificate and the ag	Agreement" means preements of the City	, collectively, the set forth in Sectio	e Continuing n 9(c) of this	
	"C Certificate	ontinuing Disclosure authorized by this Ord	Certificate" means inance.	the Continuing	g Disclosure	
	system to interest on and means	epository" means any operating and mainta record ownership of b Bonds, and to effect a initially The Depositor New York.	nong, with its Particip ook entry interests in transfers of Boods, in	ants or otherwise, Bonds or the prij	a book entry neipal of and	
	"Fi Ordinance,	nal Terms Certificate"	means the Final Term	ns Certificate autho	prized by this	
	the Qu Qua Street, Clir Avenue, Pe constructing Street, Oak Avenue, be	provement" means, co arage building, (b) con Ditch, Mary Street, Hi aton Street, Silver Street ennsylvania Avenue a g sanitary sewers, (c) grove Avenue, France tween certain termini, I ty Hall, (e) acquiring	structing a main trunk gh Street, Vine Street, eet, Waterloo Street, nd Woodrow Avenu improving Clinton S onia Avenue, Pennsy	Sanitary sewer an North Greenwood Oakgrove Avenue between certain Street, Silver Stree Ivania Avenue an	id improving Street, State e, Franconia termini, by st. Waterloo d Woodrow	

ster Legal Block, Inc.	Every No. Martin
Ordinance No. 2010-97	SEF 2 7 2010 Passed, 20, 20
installing a new records m acquiring and equipping a ne necessary appurtenances.	anagement system for the Police Department and (g) w pumper truck for the Fire Department, together with all
	tes" means June 1 and December 1 of each year that the encing December 1, 2010.
"Mandatory Sinking redemption of Term Bonds se	Fund Redemption" means the schedule of the mandatory it forth in the Final Terms Certificate.
"Mandatory Sinking Dates set forth in the Final Te of the Term Bonds are require	Fund Redemption Dates" means those Principal Payment rms Certificate on which a portion of the principal amount ed to be redeemed.
"MSRB" means the N SEC.	Aunicipal Securities Rulemaking Board established by the
"Original Purchaser"	means Fifth Third Securities, Inc.
"Participant" means a entry system and includes se and clearing corporations.	ny participant contracting with a Depository under a book curities brokers and dealers, banks and trust companies,
"Preliminary Official City relating to the issuance o Clerk of this Council.	Statement" means the preliminary official statement of the form now on file with the
including 2010 to and inclu Payment Date may be deferm advanced up to six years if a Terms Certificate to be in the	Dates" means December 1 in each of the years from and ading 2035; provided, however, that the first Principal ed one year and the last Principal Payment Date may be such actions are determined by the Auditor in the Final best interest of and financially advantageous to the City no case shall the last Principal Payment Date exceed the adds.
"Rule" means Rule 1 Exchange Act of 1934.	5c2-12 prescribed by the SEC pursuant to the Securities
"SEC" means the Sec	urities and Exchange Commission.
"Serial Bonds" mean dates set forth in the Final Ter	s those Bonds designated as such and maturing on the trus Certificate.
the meaning of the Rule, with payment delinquencies; non- service reserves reflecting enhancements reflecting fin providers, or their failure to p exempt status of the Bonds; the Bonds; Bond calls; defea repayment of the Bonds; an	eans the occurrence of any of the following events, within respect to the Bonds, as applicable: principal and interest -payment related defaults; unscheduled draws on debt financial difficulties; unscheduled draws on credit nancial difficulties; substitution of credit or liquidity perform; adverse tax opinions or events affecting the tax- modifications to rights of holders or beneficial owners of sances; release, substitution, or sale of property securing d rating changes. The repayment of the Bonds is not perty capable of release or sale or for which other property

#### 0360

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Ordinance No2010_97	Pussed SEP 2 7 2010 . 20

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2. <u>Authorized Principal Amount and Purpose</u>; <u>Application of</u> <u>Proceeds</u>. It is necessary and determined to be in the City's best interest to issue bonds of this City in an aggregate principal amount not to exceed \$10,350,000 (the "Bonds") to retire a portion of the Outstanding Note and to pay costs of issuing the Bonds. The aggregate principal amount of Bonds to be issued (not to exceed \$10,350,000) shall be determined by the Auditor in the Final Terms Certificate to be the aggregate principal amount of Bonds that is required to be issued at this time for the purpose stated in this Section 2.

The proceeds from the sale of the Bonds shall be deposited into a proper fund of funds and used, together with other moneys available to the City, to retire the Outstanding Note and to pay costs of the issuance of the Bonds. Any proceeds of the Bonds not spent 120 days after the issuance of the Bonds shall be transferred to the Bond Retirement Fund and used to pay principal of or interest on the Bonds when due. All interest earned on amounts on deposit in each of those funds derived from the proceeds of the Bonds (including interest earned on such interest) shall be credited to the fund and used for the purposes set forth above, and shall not be transferred to the General Fund. All of the purposes set forth above.

Section 3. <u>Denominations: Dating: Principal and Interest Payment and</u> <u>Redemption Provisions</u>. The Bonds shall be issued in one lot and only as fully registered bonds, in the Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated the Closing Date.

(a) Interest Rates. The Bonds shall bear the rate or rates of interest per year (computed on a 360-day per year basis consisting of twe)ve 30-day monulus), as shall be determined by the Auditor in the Final Terms Certificate. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature on the Principal Payment Dates in principal amounts as shall be determined by the Auditor, subject to subsection (c) of this Section, in the Final Terms Certificate.

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the City, the Auditor shall specify in the Final Terms Certificate (i) the aggregate principal amount of Bonds, if any, to be issued as Serial Bonds, the Principal Payment Dates on which those Serial Bonds shall mature and the principal amount thereof to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds, if any, to be issued as Term Bonds, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, and the Mandatory Sinking Fund Redemption Date and the Mandatory Sinking Fund Redemption Requirements applicable to those Term Bonds.

(c) Conditions for Establishment of Interest Rates and Principal Poyment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing, shall be such that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest rate per year for the Bonds, determined by taking into account the respective

D	avtor, Legal Blank, Inc.			Form No. 19813	
			Set 2	. 7 2010	
	Ordinance No	2010-97	Passed	20	

principal amounts of the Bonds and terms to maturity or mandatory sinking fund redemption of those principal amounts of Bonds, shall not exceed 6% per year.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds, shall be payable when due upon presentation and surrender of the Bonds at the principal corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Auditor, in the name and on behalf of the City, in connection with the book entry system.

(e) *Redemption Provisions*. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) <u>Mandatory Sinking Fund Redemption</u>. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to and redeemed pursuant to the Mandatory Sinking Fund Redemption Requirements on the Mandatory Sinking Fund Redemption Dates applicable to the Term Bonds set forth in the Final Terms Certificate at a price equal to 100% of the principal amount of the Term Bonds to be redeemed plus accrued interest to the applicable Mandatory Sinking Fund Redemption Date.

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered. That option shall be exercised by the City on or before the 15th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Auditor, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations) for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered, redeemed or purchased and canceled.

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(ii) <u>Optional Redemption</u>. Certain maturities of Bonds may be subject to optional redemption by and at the sole option of the City, in whole or in integral multiples of \$5,000 on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, all to be determined by the Auditor in the Final Terms Certificate provided that the earliest optional redemption date shall not be earlier than December 1, 2019 or later than December 1, 2022, and the redemption price shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity to be redeemed by operation of the Mandatory Sinking Fund Redemption Requirements. The Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Auditor to the Bond Registrar, given upon the direction of this Board by adoption of an Ordinance. That notice shall specify the redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

There shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other money available therefore and held by the Bond Registrar, will be sufficient to redeem the Bonds for which notice of redemption has been given.

Partial Redemption. If fewer than all of the Bonds are called for (iii)optional redemption at one time, they shall be called as selected by, and in a manner determined by the City. If fewer than all Bonds of a single maturity are to be redeemed, the selection of the Bonds to be redeemed, or portions thereof in Authorized Denominations shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of partial redemption of Bonds by lot when Bonds in denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then upon notice of a redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (i) for payment of the redemption price of the \$5,000 unit or units called for redemption (including accrued interest to the redemption date), and (ii) issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination in an aggregate principal amount equal to the unmatured and unredeemed portion, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) <u>Notice of Redemption</u>. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the fifteenth day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

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Payment of Redeemed Bonds. Notice having been mailed in the (v) manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus interest accrued to the redemption date. If money for the redemption of all of the Bonds and portions thereof to be redeemed, together with interest accrued thereon to the redemption date, is held by the Bond Registrar on the redemption date, so as to be available therefore on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds.

Section 4. <u>Execution and Authentication of Bonds</u>; Appointment of Bond <u>Registrar</u>. The Bonds shall be signed by the Mayor and the Auditor, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Auditor, shall be numbered as determined by the Auditor in order to distinguish each Bond from any other Bond and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

The Auditor shall appoint a bank or trust company located in the State of Ohio to act as the initial Bond Registrar after determining that the appointed bank or trust company will not endanger the funds or securities of the City and that proper safeguards are available for that purpose and that appointment shall be confirmed in the Final Terms Certificate. The Bond Registrar Agreement is approved, and the Auditor is authorized to sign and deliver, in the name and on behalf of the City, the Bond Registrar Agreement with any changes that are not inconsistent with this Ordinance, are not materially adverse to the City and have been approved by the Auditor shall be conclusively evidenced by the Auditor's signing of the Bond Registrar Agreement. The Auditor shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser in accordance with the Bond Purchase Agreement, from the proceeds of the Bonds to the extent available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Auditor on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

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Section 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Registrar. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its principal corporate trust office. Subject to the provisions of Section 5(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the principal corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the principal corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the book entry interest owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Auditor may attempt to establish a securities

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does no provisio any oth the Dep certifica cost and	bry/book entry relation of or is unable to do so on for notification of the er arrangements deeme pository, and the City ates in registered form the expense (including an or inaction, of those per	so, the Auditor, and a ne book entry interest ed necessary, shall per and the Bond Regis to the assigns of the D ny costs of printing), i	after the Bond Region owners by the then mit withdrawal of t trar authenticate an Depository or its nor f the event is not the	istrar has made Depository and the Bonds from id deliver bond minee, all at the	
required entry sy	The Auditor is also he to enter into any agree stem for the Bonds, af is or securities of the C	ements determined neo ter determining that th	cessary in connectio	n with the book	
sold at the agg Final To terms as Certific Purchas interest	Section 6. <u>Sale of the</u> private sale to the Orig regate principal amoun erms Certificate, and sl s are required or author ate, in accordance with se Agreement. The Au of the City, to combin City into a consolidated	ginal Purchaser at a purchased by the awarded by the provisions of by this Ordinance the law, the provisions uditor is authorized, is not the issue of Bonds when the issue	rchase price, not le determined by the e Auditor with and t e to be specified in t s of this Ordinance f it is determined to with one or more ot	ess than 97% of Auditor in the upon such other the Final Terms e and the Bond o be in the best her bond issues	
the Bor proceed paymen of Cour sign an instrum	The Auditor shall sign ads to be prepared and lings with reference to at of the purchase price ncil and other City offi- ny transcript certifica- ents and to take such a tions contemplated by t	l signed and delivered the issuance of the Bo . The Mayor, the Aud icials, as appropriate, of ates, financial staten actions as are necessar	t, together with a tr nds, to the Original litor, the Director of each are authorized nents and other of	ue transcript of Purchaser upon Law, the Clerk and directed to documents and	
sign and with ar adverse materia	The Bond Purchase A d deliver, in the name a ny changes that are no to the City and are lly adverse to the Ci sively evidenced by the	and on behalf of the C ot inconsistent with approved by the Au ity and have been a	ity, the Bond Purch this Ordinance, are ditor. That such o pproved by the A	ase Agreement, not materially changes are not uditor shall be	
the Bor when d Section limitati extende and at t levied, items a the Bor	Section 7. <u>Provisions</u> y in the City, in addition ds are outstanding in a ue, which tax shall not a 11 of Article XII of the on imposed by law, s and upon the tax duplica he same time that taxes extended and collected and for the full amount and Retirement Fund, we son the Bonds when an	on to all other taxes, a c an amount sufficient to be less than the intere- ne Ohio Constitution. shall be and is ordered the and collected by the s for general purposes and shall be placed by thereof. The proceed which is irrevocably p	direct tax annually d o pay the debt charg est and sinking fund The tax shall be wi ed computed, certified esame officers, in the for each of those ye before and in prefer- ls of the tax levy shall ledged for the paym	uring the period es on the Bonds tax required by thin the ten-mill fied, levied and he same manner ars are certified, ence to all other hall be placed in	
purpos	In each year to the e le for the payment of es of constructing and i extent such money is a	the debt charges on the improving sanitary sev	hat portion of the E wers and related app	Sonds issued for ourtenances, and	

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In each year to the extent money from the City's storm water system is available for the payment of debt charges on that portion of the Bonds issued for purposes of constructing and improving storm water sewers and related appurtenances, and to the extent such money is appropriated for that purpose, the tax to be levied shall be reduced by the amount of money so available and appropriated.

Section 8. <u>Federal Tax Considerations</u>. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Code, or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest thereon will not be treated as an item of tax preference under Section 57 of the Code.

The City hereby represents that the Outstanding Note was treated as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Code. The City hereby covenants that it will redeem the Outstanding Note from the proceeds of, and within 90 days after the issuance of, the Bonds and other moneys available to the City, and represents that all other conditions are met for treating the Bonds as "qualified taxexempt obligations" and not to be taken into account under subparagraph (D) of Section 265(b)(3) of the Code, by reason of subparagraph (D)(ii) of Section 265(b)(3) of the Code. Any amount of the Bonds in excess of the principal amount of the portion of the Outstanding Note being retired by the Bonds, determined in accordance with Section 265(b)(3) of the Code (the "Designated Amount"), is hereby designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In that connection, the City represents and covenants that it, together with all its subordinate entity or entities that issue obligations on their behalf, or on behalf of which they issue obligations, in or during the calendar year in which the Bonds are issued, (a) have not issued and will not issue, as a "qualified borrower", tax-exempt obligations designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code, including the Designated Amount of the Bonds, in an aggregate amount in excess of \$30,000,000, and (b) have not issued, do not reasonably anticipate issuing, and will not issue, tax-exempt obligations (including the Designated Amount of the Bonds, but excluding obligations, other than "qualified 501(c)(3) bonds" as defined in Section 145 of the Code, that are private activity bonds as defined in Section 141 of the Code and excluding refunding obligations that are not "advance refunding obligations" as defined in Section 145(d)(5) of the Code) in an aggregate amount exceeding \$30,000,000, unless the City first obtains a written opinion of nationally recognized bond counsel that such designation or issuance, as applicable, will not adversely affect the status of the Bonds as "qualified tax-exempt obligations".

Further, the City represents and covenants, during any time or in any manner as might affect the status of the Bonds as "qualified tax-exempt obligations", that it has not formed or participated in the formation of, or benefited from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and covenants that it will not form, participate in the formation of, or benefit from or avail itself of any such entity. The City further represents that the Bonds are not being issued as part of a direct or indirect composition issue that combines issues or lots of tax-exempt obligations of different issuers.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from

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certain uses of the proceeds of the Bonds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Auditor, as the fiscal officer, or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the principal of and interest on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

#### Section 9. Official Statement and Continuing Disclosure.

(a) Primary Offering Disclosure -- Official Statement. The Preliminary Official Statement of the City relating to the original issuance of the Bonds substantially in the form now on file with the Auditor is approved. The distribution and use of the Preliminary Official Statement is hereby approved. The Mayor and the Auditor are each authorized and directed to complete the Preliminary Official Statement, with such modifications, completions, changes and supplements, as those officers shall approve or authorize for the purpose of preparing and determining, and to certify or otherwise represent, that the revised Preliminary Official Statement is a "deemed final" official statement (except for permitted omissions) by the City as of its date for purposes of the Rule.

Those officers are each further authorized and directed to complete and sign on behalf of the City, and in their official capacities, a final official statement for purposes of the Rule, and are further authorized to use and distribute, or authorize the use and distribution of, that final official statement and supplements thereto in connection with the original issuance of the Bonds as may in their judgment be necessary or appropriate. Those officers and each of them are also authorized to sign and deliver, on behalf of the City, and in their official capacities, such certificates in connection with the accuracy of the Preliminary Official Statement and the final official statement and any amendment thereto as may, in their judgment, be necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Auditor, the filing of an application for (i) a rating on the Bonds by one or more

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nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees, as the only obligated person with respect to the Bonds under the Rule, to provide or cause to be provided such financial information and operating data, audited financial statements and notices, in such manner, as may be required for purposes of paragraph (b)(5)(i) of the Rule. The City further agrees, in particular, to provide or cause to be provided:

(i) to the MSRB, (A) Annual Information for each City fiscal year ending hereafter, not later than the 270th day following the end of the fiscal year, and (B) when and if available, audited City financial statements for each such fiscal year; and

(ii) to the MSRB, in a timely manner, notice of (A) any Specified Event if that Event is material, (B) the City's failure to provide the Annual Information within the time specified above, and (C) any change in the accounting principles applied in the preparation of its annual financial statements, any change in its fiscal year, its failure to appropriate funds to meet costs to be incurred to perform the agreement, and of the termination of the agreement.

The Continuing Disclosure Certificate now on file with the Clerk of this Board is approved. The Auditor is authorized and directed to complete, sign and deliver, in the name and on behalf of the City, the Continuing Disclosure Certificate with such changes that are not inconsistent with this Ordinance, are not materially adverse to the City, and are approved by the Auditor, to specify in reasonable detail the Annual Information to be provided (which may be provided by specific reference to other documents previously filed and available in accordance with the Rule), whether the City has obtained any credit enhancement or provider for the Bonds and the City's expectations as to whether audited financial statements will be prepared, the accounting principles to be applied in their preparation, and whether they will be available together with, or separately from, Annual Information. That any such changes to the Continuing Disclosure Certificate are not materially adverse to the City and are approved by the Auditor shall be evidenced conclusively by the signing of the Continuing Disclosure Certificate by the Auditor.

The Auditor is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Certificate, including timely provision of information and notices as described above. Prior to making any filing in accordance with clause (ii) above or providing notice of the occurrence of any other events, the Auditor shall consult with and obtain legal advice from, as appropriate, the Director of Law and bond or other qualified independent special counsel selected by the City. The Auditor, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made.

The City reserves the right to amend its Continuing Disclosure Agreement, and to obtain the waiver of noncompliance with any provision of the Continuing Disclosure Agreement, as may be necessary or appropriate to achieve its compliance with any applicable federal securities law or rule, to cure any ambiguity, inconsistency or formal

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	in lega City, or not be into acc time of amendr circum bond of amendr owners holders Annual explain	I requirements, change r type of business conc effective unless the C count such waiver) wou f the primary offering ments to or official i stances, and until the ( or other qualified inde ment or waiver would a s of the Bonds or (ii) s of at least a majority I Information containing i, in narrative form, the of the change on the	in law, or change in the functed by the City. Any continuing Disclosure A ald have complied with a of the Bonds, after tak interpretations of the F City shall have received copendeat special couns not materially impair the the written consent to of the principal amour g any revised operating the reasons for any suc	cumstances arising from a change he identity, nature, or status of the y such amendment or waiver will agreement (as amended or taking the requirements of the Rule at the king into account any applicable Rule, as well as any change in d: either (i) a written opinion of el selected by the City that the e interests of holders or beneficial the amendment or waiver of the nt of the Bonds then outstanding, data or financial information shall h amendment or waiver and the a or financial information being		
	remedy permit or to ca law or the agr or caus or caus Any su Contin sufficie appoint amoun than 10 133.25	ders and beneficial of for any breach of the ed by law, to a right of ause to be instituted and in equity to obtain the element. Any individu- se to be instituted and m se to be provided a pertuch proceedings to req- uing Disclosure Agree ency of any pertinent for ted by the holders and tof the Bonds then our 0% in principal amount	whers from time to time e agreement by the Ci f holders and beneficial ad maintained, such pro- specific performance by al holder or beneficial of maintained, such proceed inent filing if such a fili- quire the City to perform eement (including any illing) shall be instituted d beneficial owners of tstanding or by holders of the Bonds then outst	t shall be solely for the benefit of ne of the Bonds. The exclusive ty shall be limited, to the extent owners to institute and maintain, ceedings as may be authorized at y the City of its obligations under owner may institute and maintain, tings to require the City to provide ing is due and has not been made. m any other obligation under the y proceedings that contest the and maintained only by a trustee f not less than 25% in principal and beneficial owners of not less anding in accordance with Section plicable (or any like or comparable		
	subject			ng Disclosure Agreement shall be nay be necessary to perform it.		
	remain The ob describ	eriod that the Bonds and as an obligated person v oligation of the City to	e outstanding in accord with respect to the Bond provide the Annual Info	int shall remain in effect only for ance with their terms and the City is within the meaning of the Rule. formation and notices of the events City no longer remains such an		
	Audito	ed, to enter into any ag ir determines to be ne	reements, in the name a	ected, to the extent necessary or and on behalf of the City, that the with a book entry system for the Director of Law.		
	Ordina	<u>cate</u> . The Clerk of (	Council is directed to	of Ordinance and Final Terms deliver a certified copy of this ertificate to the County Auditor of		
	been n	tines that all acts and content of the second of the secon	onditions necessary to b the issuing of the Bonds	r Bond Issuance. This Council e performed by the City or to have in order to make them legal, valid therformed and have been met, or		

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Ordinance No2010-97	. Passed_	SEP 2 7 2010 20		

will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 12. Compliance with Open Meeting Requirements. This Council finds and determines that all tormal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 13. Emergency. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds to enable the City to timely retire the Outstanding Note and thereby preserve its credit and to permit the Bonds to be combined with other bonds of the City in a consolidated bond issue and achieve savings in the cost of issuing the Bonds; wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval of the Mayor.

SEP 2 8 2010 Approved:

Mayor Scoti Scherizer

e Edwards President of Council

Artest:

- Futo

Davison Logal Blank, Inc.			From No. SIX123
Ordinana Ma	2010 00	SEP 2 7 2010	24
	2010-98	Passed	20
\$11,00 costs	NOTES, IN ANTICIPA THE COSTS OF ACQU SYSTEM FOR CITY B APPURTENANCES; A PURCHASE AGREEMI RELATED TO THE ISS EMERGENCY. WHEREAS, pursuant to n August 24, 2009, a porti 05,000 dated October 14, of acquiring and installing	ING FOR THE ISSUANCE AND SAL TION OF THE ISSUANCE OF BON JRING AND INSTALLING A NEW UILDINGS, TOGETHER WITH ALL PPROVING AND AUTHENTICATI ENT; AUTHORIZING CERTAIN OTH SUANCE OF THE NOTES; AND DEC Ordinance No. 2009-83, passed by the ion of a note in anticipation of bonds in 2009 (the "Outstanding Note") was iss is a new telephone system for City buil	VDS, TO PAY TELEPHONE NECESSARY NG A NOTE ER ACTIONS CLARING AN Council of the the amount of sued to pay the
portio	n of the Outstanding Not	(the "Improvement"); il finds and determines that the City she issued to pay costs of the Improve n Section 3 (the "Notes"); and	
Sectio	il that the estimated life or $n \mid i$ is at least five years,	r as fiscal officer of this City has c period of usefulness of the improvement the estimated maximum maturity of t n maturity of the bonds is October 16, 2	nts described in he bonds is 15
Maric	NOW, THEREFORE, I n, County of Marion, Ohio	3E IT ORDAINED by the Council, that:	of the City of
	nt of \$250,000 to pay the ci	y to issue bonds of this City in the agg osts of acquiring and installing a new te all necessary appurtenances.	
princi install princi payab	st at the now estimated op pal amount is paid, and ments on December 1 of pal and interest payments	hall be dated approximately July 1, 2 rate of 6% per year, payable semiann are estimated to mature in 15 ar f each year that are in such amounts on the Bonds in any fiscal year in wh The first principal payment of the Bon	ually until the mual principal that the total ich principal is
of the Impro 2011, the sa from (the " exceed day m provid	gate principal amount of \$ Bonds to retire the portion vement. The Notes shall provided that the Auditor le of the Notes, establish a the date of issuance by set Final Terms Certificate"). d 6% per year (computed conths), payable at maturit	y to issue and this Council determines to 250,000 shall be issued in anticipation on of the Outstanding Note issued to p be dated October 13, 2010 and shall r may, if it is determined to be necessary a maturity date that is up to 15 days less ting forth that maturity date in a final to The Notes shall bear interest at a rate on the basis of a 360-day year consistin y and until the principal amount is paid t on the Notes shall be determined by the	of the issuance ay costs of the nature July 21, or advisable to s than one year erms certificate or rates not to g of twelve 30- d or payment is
Amer payab bank	nited States of America, ica as determined by the le, without deduction for or trust company designat	rges on the Notes shall be payable in la or in Federal Reserve funds of the U Auditor in the Final Terms Certificat services of the City's paying agent, at ed by the Auditor in the Final Terms that bank or trust company will not end	nited States of e, and shall be the office of a Certificate after

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1	Dayton Legal Blank, Inc.		
	Ordinance No 2010-98	Passed SEP 2, 7 20111 , 20	

or securities of the City and that proper procedures and safeguards are available for that purpose (the "Paying Agent").

Section 5. The Notes shall be signed by the Mayor and Auditor, in the name of the City and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by Fifth Third Securities, Inc. (the "Original Purchaser") and approved by the Auditor in the Final Terms Certificate. The entire principal amount may be represented by a single note, may be issued as fully registered securities (for which the Auditor will serve as note registrar), and may be issued in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Auditor that the issuance of the Notes as fully registered securities or in book entry or other uncertificated form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

The Notes may be issued to any securities depository (a "Depository") that is a clearing agency under federal law operating and maintaining, with any participants contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations or otherwise ("Participants"), a system (a "book entry system") under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the City and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. If, and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose; (ii) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

Section 6. The Notes shall be sold at not less than par plus accrued interest at private sale by the Auditor in accordance with law and the provisions of this ordinance. The Auditor shall sign the Final Terms Certificate referred to in Sections 3 and 4. The note purchase agreement by and between the City and the Original Purchaser (the "Note Purchase Agreement") now on file with the Clerk of this Council is now approved, and the Auditor shall sign and deliver, on behalf of the City, the Note

	RECORD OF ORDINANCES 0 37 3
- torest	Davien Legal Blank, Inc
	Ordinance No2010-98 Pussed SEP 2 7 ZU10
	Purchase Agreement with such changes that are not inconsistent with the provisions of this ordinance, are not materially adverse to the interests of the City and are approved by the Auditor. That any such changes to the Note Purchase Agreement are not materially adverse to the interests of the City and approved by the Auditor shall be evidenced conclusively by the signing of the Note Purchase Agreement by the Auditor. The Auditor shall sign the Note Purchase Agreement referred to in Section 3 evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized, if it is determined to be in the best interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.
	renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.
	Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due.
	Section 10. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Notes will

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property

not be an item of tax preference under Section 57 of the Code.

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Dayton Legist Blank, Inc.	Form No. 30043	
Ordinance No. <u>2010–98</u>	Passed SEP 2 7 2010 20	

financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The City represents that the Outstanding Note was treated as a "qualified taxexempt obligation" pursuant to Section 265(b)(3) of the Code. The City hereby covenants that it will redeem a portion of the Outstanding Note from proceeds of, and within 90 days after the issuance of the Notes and other moneys available to the City, and represents, covenants and determines that all other conditions will be met for treating the Notes as "qualified tax-exempt obligations" and as not to be taken into account under subparagraph (D) of Section 265(b)(3) of the Code, without necessity for further designation, by reason of paragraph (D) of Section 265(b)(3) of the Code. Further, the City represents and covenants that, during any time or in any manner as might affect the status of the Notes as "qualified tax-exempt obligations", it has not formed or participated in the formation of, or benefitted from or availed itself of, any entity in order to avoid the purposes of subparagraph (C) or (D) of Section 265(b)(3) of the Code, and will not form, participate in the formation of, or benefit from or avail itself of, any such entity. The City further represents that the Notes are not being issued as part of a direct or indirect composite issue that combines issues or lots of tax-exempt obligations of different issuers.

The Auditor or any other officer of the City having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to given one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

Section 11. If, in the judgment of the Auditor, the filing of an application for (i) a rating on the Notes by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Notes, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the

	Daysin Lycni Biaph, Jec. Pours So. 98341
	Ordinance No. 2010-98 Possed SEF 2 7 2010 , 20
	Note Purchase Agreement, from the proceeds of the Notes to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed.
	Section 12. The Clerk of Council is directed to deliver a certified copy of this Ordinance and the Final Terms Certificate to the County Auditor.
	Section 13. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.
	Section 14. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.
I	Section 15. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to enable the City to timely retire the Outstanding Note and thereby preserve its credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.
	12/1/1/
	Approved: Mayor Scott Schertzer
	Attest; <u>liene Futtor</u> Clerk of Council
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n Leval Black. Inc	Form No. 30043
Ordinance No. <u>2010–99</u>	Passed SEP 2 7 2010 20
INTO CONTRACT WIT APPLICATION OF BIO CONTROL PLANT HAY	RIZING THE SERVICE DIRECTOR TO ENTER TH NEIDHART FARMS,INC. FOR THE LAND SOLIDS AT THE WATER POLLUTION VING DETERMINED SAID ENTITY TO HAVE VEST AND BEST BID AND DECLARING AN
	Pollution Control Plant has and currently is in e services related to the land application of
specifications were prepared a	intendent of the WPCP has advised, detailed and a bidding procedure was utilized to find an id Superintendent has detailed to the Council the nd the subsequent analysis,
BE IT ORDAINED by th Ohio	ne Council of the City of Marion, Marion County,
biosolids contract, and the Co and deliberation that Neidhart 735.05) for the land applicatio and directs the Service Directo	having analyzed the bids received on the puncil having determined after due consideration Farms, Inc. is the lowest and best bidder (O.R.C. on of the biosolids, the Council hereby authorizes or to enter into contract with Neidhart Farms, Inc. produced at the Water Pollution Control Plant in
Section 2. That the con Fund Account.	tract shall be payable from the Sewer Revenue
measure necessary for the we thereof, and shall take effect a approval by the Mayor given t biosolids at the WPCP and the matter did not proceed immed	linance is hereby declared to be an emergency elfare of the City of Marion and the inhabitants and be in force immediately upon it's passage and he immediate need to dispose of the accumulated e negative impact a delay would cause if the liately; provided it receives the affirmative vote of cted to Council, otherwise, it shall become arliest period allowed by law.
	Dave Edwards
Approved: SEP 2 8 2010 Mayor Scott Schertzer	President of Council
Attest; <u>Jeere Fultes</u> Clerk of Council	_

2010-99

Japanes I case Minus, Inc.			CL (1 0 m 1000	Eren No. 20043
Ordinance No.		Passed	SEP 2 7 2010	
	ORDINANCE AUTHORIZ DIRECTOR TO AMEND BY RETURNING THE FI CHICAGO AVE. AND NO TRAFFIC AND DECLAR	THE MASTER RST NORTH/SI )RTH OF CENT	TRAFFIC CONTR OUTH ALLEY EA FER ST. TO TWO	ST OF
	WHEREAS, the Council an east west alley off of ( finds it necessary to conv and north of Center stree	Chicago Ave. ar vert the north/sc	nd north of Center buth alley just eas	r St. Council 👘 👔
	BE IT ORDAINED BY th County, Ohio:	e Council of the	e City of Marion, M	Narion
	SECTION 1. That Coun north/south alley just eas to be returned to two way west alley that previously	t of Chicago Av / traffic, given th	ve, and north of C he recent vacation	enter street
	SECTION 2 This Ordina measure necessary for the inhabitants thereof: Due forward without delay give and the need to have the take effect and be in ford approval by the Mayor, p thirds of all members ele effective from and after the	he welfare of the e to the real and yen the recent v e most proper to æ immediately i provided it recei ected to Council	e City of Marion a d present need to racation of the adj raffic patter; and a upon its' passage ives the affirmativi l, otherwise it shall	and its' move acent alley is such shall and e vote of two- Il become
		Dave Expan President of	ds Council	
	Approved: 26 26 Mayor Scott Schertzer			
	Atlest,			
	Clerk of Council	toro		
2010	-100			

_	Surrent Legal Blank, Inc
	Ordinance No2010-101 Passed OCT 2.5.2010 20
	ORDINANCE MAKING ADDITIONAL APPROPRIATIONS IN THE GENERAL FUND FOR CENTRAL GARAGE FUEL FOR THE YEAR ENDING DECEMBER 31, 2010.
	WHEREAS, the Council has been advised there is an immediate need to provide additional funds to the Central Garage line item to allow for additional fuel purchases to finish out this budget year, and
	WHEREAS, the practice previously established provides that the purchase is made and fuel obtained from the previously selected vendor and as the various Departments utilize the fuel source, their line items are charged with the repayment made to the General Fund,
	BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:
	Section 1. That there be additional appropriation made in the General Fund in the amount of \$52,000.00 as follows:
	GENERAL FUND
	Central Garage for Fuel Acc. # 601.6000 5503 \$52.000.00
	Section 2. That this ordinance shall become effective from and after the earliest period allowed by law.
	APPROVED: 007 2 8 2010 Dave Edwards President of Council
	Mayor Scott Schertzer
	ATTEST:
	Elerk of Council

2010-101

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	00	T 2 5 2010 . 20
Ordinavice No. 2010-102	Passed00	1 6 8 6010 , 20
ORDINANCI	E MAKING AN APPROPRIA	
GENERAL F	UND EQUIPMENT MAINTH	ENANCE LINE ITEM
ENDING DE	CREPAIR AT FIRE STATIC CEMBER 31, 2010	N #TFOR THE YEAR
WHEREAS there is	an immediate need for the	
donated money from dona	s an immediate need for the tions paid into the General	Fund by the Veterans
101.1002.5303 for the rep	the Equipment Maintenanc air of the clock at Fire Static	e Line Item in #1
BE IT ORDAINED	withe Council of the Olivert	Marian Marine
County, Ohio	by the Council of the City of	Marion, Marion
Section 1. That the	te he an annranriation and	o in the Ocean I F
in the amount of \$700.00 a	ere be an appropriation mac as follows:	e in the General Fund
GENERAL FUND	101.1002.5303	\$700.00
t	Total	-
		\$700.00
Section 2. That this		
Section 2. That this the earliest period allowed	s ordinance shall become e	
Section 2. That this the earliest period allowed	s ordinance shall become e	
the earliest period allowed	s ordinance shall become en	
Section 2. That this the earliest period allowed	by law.	fective from and after
the earliest period allowed	s ordinance shall become e by law	fective from and after
the earliest period allowed	by law.	fective from and after
APPROVED: OCT 2 6 20	by law.	fective from and after
APPROVED: OCT 2 6 20	by law.	fective from and after
APPROVED: OCT 2 6 20 APPROVED: OCT 2 6 20 Mayor Scott Schertzen ATTEST: Martinettoo	by law.	fective from and after
APPROVED: OCT 2 6 20	by law.	fective from and after
APPROVED: OCT 2 6 20 APPROVED: OCT 2 6 20 Mayor Scott Schertzen ATTEST: Martinettoo	by law.	fective from and after
APPROVED: OCT 2 6 20 APPROVED: OCT 2 6 20 Mayor Scott Schertzen ATTEST: Mayor Attest	by law.	fective from and after

2010-102

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D	ayton Logal Blank, Inc.				Born No. 30041	
	Ordinance No	2010-103	Passed	OCT 2 5 2010	_, 20	
		ORDINANCE AUTHO DIRECTOR TO PART DEVELOPMENT OF PLAN FOR ONE MAR SCHOOL, APPROPR DECLARING AN EME	TICIPATE IN THE C A SAFE ROUTES RION CITY ELEME NATING THE NECI	COST SHARING A TO SCHOOLS TR NTARY OR MIDD	ND AVEL LE	
		Whereas, Council find of \$3,800.00 for the de Plan along with Mario	evelopment of a Sa	afe Routes to Scho	ols Travel	
		BE IT ORDAINED by County, Ohio:	the Council of the	City of Marion, Ma	rion	
		Section 1. That the S directed to participate development of a Safe elementary or middle and other interested p	in the cost sharing e Routes to School school building, wit	up to \$3,800.00 a s Travel plan for o	nd the ne	
		Section 2. That said	contract shall be p	ayable from the ge	neral fund.	
		Section 3. That this of emergency measure r public peace, welfare inhabitants thereof, and development of the tra- of Transportation prior and be in force immed Mayor, provided it rec members elected to C and after the earliest p	necessary for the in and safety of the C nd to begin the wor avel plan for submis r to July 1, 2011, an diately upon its pas eives the affirmativ council; otherwise it	nmediate preserva ity of Marion and t k necessary for the ssion to the Ohio E nd as such, shall ta sage and approval e vote of two-thirds shall become effe	tion of the he Department ake effect by the s of all	
			l	Dave Edwards President of Coun	cil	
		Approved: OCT 2 6	à			
		Attest:	1			
		Clerk of Council	*79D			

2010-103

Da	evico Legal Blank, Inc
	Ordinance No 2010-104 Passed OCT : 4 2010, 20
	ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT GRANTING AN EASEMENT TO A CERTAIN PARCEL OF LAND, AND DECLARING AN EMERGENCY
	Whereas, The City of Marion is the owner of a certain parcel (.316 acres more or less), and
	Whereas, this easement is needed to allow for certain improvements associated with the General Economic Development in the area, and
I	Whereas the improvements in this area will be beneficial to the community and will produce a significant impact on the local economy including tax revenue.
	THEREFORE BE IT ORDAINED, by the Council of the City of Marion, Marion County Ohio that we hereby authorize the Mayor to execute the Easement agreement attached as Exhibit A and to take any further action consistent with this Ordinance.
	Section 1. That this Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof given the immediacy of the project and the need to proceed without delay; given the need to allow for the construction of the necessary improvements at the location; and as such shall take effect and be in force immediately upon its passage and approval by the mayor , provided it receive the affirmative vote of two thirds of all members elected to Council, otherwise it shall become effective from and after the earliest period allowed by law.
	Approved: 001 1 4 2010
	Mayor Scott Schertzer
	Attest;
	Clerk of Council
	2010-104

## EXHIBIT A

SITUATE IN THE STATE OF OHIO, MARION COUNTY MARION TOWNSHIP

BEING A 16 FOOT BY 827.85 FOOT STRIP OF LAND LOCATED NORTH OF PARCEL 1700800006000 NOW OWNED BY WP-5 LLC AND SOUTH OF A PARCEL 170080000300 NOW OWNED BY WHIRLPOOL CORP.

THIS PARCEL BEING IDENTIFIED AS PART OF PARCEL 170080000700 THAT PART OF THE PARCEL LOCATED TO THE EAST OF THE ROAD TO THE WEST OF THE ABOVE MENTIONED PARCELS

BEING FURTHER DESCRIBED AS

BEGINNING AT A METAL SURVEY MARKED IN THE NORTHWEST CORNER OF A 26.85 ACRE TRACT AND ON THE SOUTH LINE OF A CERTAIN 16 FOOT EASEMENT PREVIOUSLY CONVEYED TO THE CITY OF MARION

THENCE SOUTH 84 DEGREE 47 MINUTES EAST ALONG AN ON THE SOUTH LINE OF AFORESAID 16 FOOT EASEMENT A DISTANCE OF 827.85 FEET TO A METAL SURVEY MARKER ON THE EAST LINE OF THE SAID 26.85 ACRE TRACT

THENCE SOUTH 0 DEGREE 07 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID 26.85 ACRE TRACT A DISTANCE OF 16 FEET TO A POINT

THENCE NORTH 84 DEGREE 47 MINUTES WEST PARALLEL TO AFORESAID 16 FOOT EASEMENT A DISTANCE OF 827.50 FEET TO A POINT ON THE WEST LINE OF AFORESAID 26.85 ACRE TRACT

THENCE NORTH 0 DEGREE 33 WEST ON AND LONG THE AFORESAID 26.85 ACRE TRACT A DISTANCE OF 16 FEET TO A METAL SURVEY MARKER OR OTHER MONUMENT WITH IS THE PLACE OF THE BEGINNING

## EXHIBIT 'B'

100022-VC

 $O ( \cap i)$ 

2010-104

#### LEGAL DESCRIPTION

Situated in the Township of Marion, County of Marion, State of Ohio, and is described as follows:

Being part of the Southeast Quarter of Section 19, Township 5 South, Range 15 East, and being the same 26.85 acre tract of land now or formerly owned by Turco Purex Industrial Corp., O.R. Vol. 47, Pages 985-988, Marion Township, Marion Coupty, State of Ohio, and being more particularly described as follows:

Commencing at an existing railroad spike located at the intersection of the centerline of County Road 101 (Campbell Road) with the South Right-of-Way Line of State Route 95 and North Right-of-Way Line of Conrail Railroad and South Line of Section 19;

Thence along said common Right-of-Way Line and Section Line South 89 degrees 02 minutes 00 seconds West for a distance of 2610.98 feet to a 1 inch dia. iron pipe found at the Southeast corner of hereinafter described 26.859 acre tract and the point of beginning.

Thence continuing along said common Right-of-Way Line and Section Line South 89 degrees 02 minutes 00 seconds West for a distance of 807.45 feet to a metal survey marker found stamped "Tozzer;"

Thence North 00 degrees 33 minutes 00 seconds West for a distance of 1478.75 feet to an iron pin set (passing over a 5/8 inch dia, iron pin found at a distance of 60.00 feet);

Thence South 84 degrees 46 minutes 36 seconds East for a distance of 827.80 feet to a 5/8 inch dia. iron pin found;

Thence South 00 degrees 07 minutes 00 seconds West for a distance of 1389.70 feet to a l inch dia, iron pipe found on the South Line of State Route 95 (passing over a 5/8 inch dia, iron pin found at a distance of 1329.70 feet) and the place of beginning.

Containing 26.857 acres, more or less, and subject to legal bighways, easements, restrictions and agreements of record. This description prepared from a survey performed by Steven A.
Fox, Registered Professional Surveyor 7000, and dated June 28, 1993. All 5/8 inch dia. iron pins set have a plastic identity cap with the inscription "Fox P.S. 7000."

Prior Deed, O.R. Vol. 47, Pages 985-988 Basis of bearings, Survey by J. Tozzer, dated 1/10/63, South R/W S. R. 95 South 89 degrees 02 minutes 00 seconds West

Premises also known as: 1792 Marion-Agosta Road, Marion, OH 43302

Permanent Parcel No.: 17-008000.0600

Arction Lacad Blants, Ins.	firm No. 39943
Ordinance No2010~105	Passed 2010 20
	ING APPROPRIATIONS IN THE CHIP R THE YEAR ENDING DECMEBER 31,
Whereas, the City	of Marion has been awarded CHIP grant funds for ng September 1, 2010 through December 31, 2012
	of Marion is proceeding and the funds must be the projects, now therefore,
BE IT ORDAINED County, Ohio:	D by the Council of the City of Marion, Marion
Section 1. That	there be appropriations made as follows:
<u>CHIP Grant</u>	
Administration Home Repair Rental Rehab Owner Rehab Rental Assistance	240.2045.5422       15,000         240.2045.5468       2,000         240.2045.5432       1,000         240.2045.5437       2,000         240.2045.5433       10,000         30,000       30,000
Section 2. That this from and after the earliest	Adam Ann
Approved: 007 2 6 2010	Dave Edwards     President of Council
Mayor Scott Schertzer	
Attest;	
Marie 7 utatos Clerk of Council	

2010-105

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<b>.</b>	Davaon Legal Blank Jac
	Ordinance No2010-106 Passed OCT 2 6 2018 20
	ORDINANCE AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH SHELLY AND SANDS INC., FOR THE 2010 STREET RESURFACING PROJECT 10-1R FOR THE CITY OF MARION, OHIO AND DECLARING AN EMERGENCY.
	WHEREAS, Ordinance No. 2010-38 authorized the preparation of specifications and advertising for bids for the 2010 Street Resurfacing Project 10-1R for the City of Marion, Ohio and
	WHEREAS, Shelly and Sands Inc. submitted the lowest and best bid of \$649,453.20.
	<b>BE IT ORDAINED BY</b> the Council of the City of Marion, Marion County, Ohio:
	<b>Section 1:</b> That the Service Director be directed to enter into contract with Shelly and Sands Inc., for the 2010 Street Resurfacing Project 10-1R.
	<b>Section 2:</b> That the cost of such contract shall be payable from the Street Improvement Fund and the S.C.M. & R. Fund.
	<b>Section 3:</b> That this ordinance is hereby declared to be an emergency measure to meet the construction season guidelines and necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof, and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law.
	Dave Edwards President of Council
	Approved: 0CT 2 6 2010
	Mayor Scott Schertzer
	Attest: Mene Futtos Člerk of Council

Oux ton Local Bluck, Inc.		Ecom Ng 3852
Ordinance No.	2010-107	Passed 967 2 5 2010 20
	THE SERVICE DIRECT ACTING ON HIS RECC MATERIAL BID AND DI AN EMERGENCY	SING THE FINDINGS OF THE COUNCIL REGARDING OR'S LETTING OF THE MATERIAL CONTRACT AND MMENDATION IN REGARD TO REJECTING SAID IRECTING CONTRACT BE RE-BID AND DECLARING
		I was presented with the results of the Service Director's response to the letting of the contract for November and paint bid, and
cono fuel a proce	of October, 2010 at which t erns as presented by the S and paint as opened on Au adures were properly follow	I took up the matter at Finance Committee on the 19th time Committee members were made aware of bidding Service Director's office. Only one bid was received for igust 25, 2010. Bid advertising and publication wed. The bid publication contained the requisite eserves the right to reject any and all bids.
the fi wher	course available to it is to tel and paint supply contra	I finds, based upon its investigation and review, that the exercise its' preserved right to reject all bids in regard to act and accept the re-bidding held on October 13, 2010, west and best bid for fuel and Ennis Paint was the aint.
88 11	ORDAINED by the Coun	cil of the City of Marion, Marion County, Ohio:
proce rejec	ess, determining the bid re	er investigation and detailed analysis of the bidding ceived in response to the Fuel and Paint Material, be -bid per the bid publication stated that the City of Marion and all bids.
purcl		Director be authorized to enter into contract for the il for regular gasoline and diesel fuel @ 0.019 over OPIS
11	for the purchase of Traffic	e Director be authorized to enter into contract with Ennis c Paint @ 56.55 for 5 gal, white and 58.40 for 5 gal
nece City Mate furth pass thirds	ssary for the immediate pr of Marion and the inhabita rial Contract will expire Oc er delay, and as such, sha age and approval by the M	ince is hereby declared to be an emergency measure reservation of the public peace, welfare and safety of the ints thereof, and due to the imminent expiration of ctober 31, 2010, and the need to move forward without ill take effect and be in force immediately upon its flayor, provided it receives the affirmative vote of two- o Council; otherwise it shall become effective from and d by law.
	oved: OCT 2 6 2010	Dave Edwards President of Council
Attes	U	
Ac	ine Futtor	
2010-	107	

0397

www.Lzgutfilonk_for	Form No. 30943
Ordinance No. 2010-108	Possed NOV 2 2 2018
CITY CODE TO THE STATE LEC SECTIONS OF C UPDATES AS TO CODE, MORE SI	MENDING VARIOUS SECTIONS OF MARION TAKE INTO ACCOUNT CHANGES MADE BY SISLATURE IN REGARD TO SIMILAR OHIO REVISED CODE AND TO PROVIDE FOR O OTHER SECTIONS OF MARION'S CITY PECIFICALLY: 335.01 (C); 606.27; Chapter 675 SECTIONS RELATED TO PENALTIES AND FEMERGENCY
	has been advised by Administrators responsible for uisance provisions as to weeds of the need to revise
Marion to update the Code as to	finds it to be in the best interests of the citizens of the serving of notices on weed/grass cuttings to harge of their property as a real and present needs
BE IT ORDAINED by the Coun	cil of Marion, Marion County, Ohio:
	<b>CR'S OR COMMERCIAL DRIVER'S LICENSE</b> VIOLATION, now reading, in relevant part, as:
vehicle when his/her driver's or c	(1) or (3) of this section by operating a motor ommercial driver's license has been expired for no a minor misdemeanor. (R.C. § 4507.99(C))
shall be amended to read as	s follows:
vehicle when his/her driver's or c time of the offense is guilty of a p offense, the offender previously v	A)(1) or (3) of this section by operating a motor ommercial driver's license has been expired at the ninor misdemeanor. If within three years of the was convicted of or pleaded guilty to three or more use is a musdemeanor of the first degree. (R.C.
Section 2 § 606.27 REGISTR	ATION OF FELONS, now reading as:
§ 606.27 REGISTRATION OF	FELONS.
any court of any state of a crime the United States or which, if con felooy under the laws of the Stat	idency in the municipality, who has been convicted in which is a felony under the laws of such state or of mmitted in the State of Ohio, would have been a e of Ohio, and who is currently on parole or probation y fail to report as required in division (D) of this
Division, within one week after written statement on a form pro- showing the true name of such p person is or has been known, a t herself, the name of each crime he/she or she has been convicted	fivision (A) of this section shall report to the Police taking up residency in the municipality, and make a wided by the Division and signed by such person, person and every other name or alias by which such full and complete physical description of himself or described in division (A) of this section of which d, together with the name of the place where such a under which he/she or she was convicted and the year he address of his or her residence in the municipality
2010-108	

		MOV 9 4 SHOW	
finance No.	2010-108	Faised NOV 2 2 2010	
		at release from incarceration for the commis	sion of
the crime i	lescribed in division (A)	of this section.	
(C) At the	time of furnishing the in	formation required by this section, such per-	son
		d by the Division and such photograph and	
fingerprint	s shall be made a part of	the records of the Division	
(D) No pe	tson described in divisio	o (A) of this section, upon changing his or h	er place
		all knowingly fail, within 31 days after so ch	
		ivision, in a written statement on a form pro	
		person, of such change of address and the n	
	his or her residence in th		
(F) Fire	mans after the most more	release from incarcenation for a crime desc	ribet in
		erson described in division (A) of this section	
		and destroy all reports, records, photograph	
		received pursuant to thus section	1/1 (011 TA)
(E) 411-			
		hs and fingerprints taken pursuant to this see	
shall be th	e private records of the L	ivision, open to inspection only by city or p	olice
officers or	persons having official (	uties to perform in connection therewith. No	D
person hav	ang access to such record	is shall disclose to any other person, other th	in in
the regula	discharge of his of her o	uties, any information contained therein.	
(G) Nothing	the in this section shall be	deemed or construed to apply to any person	Castro
has receive	ed a purden for each such	crime of which heishe or she was convicted	1 110
100 180018	a la humanit des constitutions	Service of Whiteh Devalue on and Wills CURVICIDE	•
(H) Whoe	ver knowingly violates a	ny of the provisions of this section is guilty of	of
failure to r	egister as a felon, a mine	r misdemeanor. ('70 Code, § 606.27) (Ord.	
1980-53, p	assed 4-28-80) Penalty,	sec § 698.02	1
Is hereby	repealed.		
Section 3	CHAPTER 375: BIC	CLE LICENSING, now reading as:	
CHAPTE	R 375: BICYCLE LIC	ENSING	
Section			
375.01	License required		
375.02	Safety/Service Direct	or to keep	
	records	or of Acch	
375.03	Application and fee		
375.04	Issuance and term		
	When license not to b	e isonad	6
373.06	License plate issuance	and description	
375.07	Replacing license pla	e description	
	ICENSE REQUIRED		
Nome	ton who perides with		
with employ	when who resides willin I	e municipality or uses a bicycle in connects	on
OF upon any	public nath set saids to	sality, shall ride or propel a bicycle on any s	treet
municipality	y unless such biousla ha	the exclusive use of bicycles within the	
thereto, as r	rovided in this chapter	been licensed and a license plate is attached	E I
(70 Code 8	375.01) Penalty, see §	300.01 1.202.02	
	the second se	the same of the second state of the second sta	

2010-108

	Dusion Franklingt Inc.
	Ordinance No. 2010-108 Pussed NOV 2 2 2010 20
·	
	§ 375.02 SAFETY/SERVICE DIRECTOR TO KEEP RECORDS.
	The Selbert Constant Distance of the stand built of the Mill
	The Safety/Service Director, or someone designated by him/her, shall keep a record of the number of each license, the date of issue, the name of the person to
	whom issued, the number on the frame of the bicycle for which issued and a record of
	all bicycle license fees collected by him/her.
	(70 Code, § 375.02)
	\$ 275 07 ADDI ICATION AND PEE
	§ 375.03 APPLICATION AND FEE.
	Application for a bicycle license shall be made to the Safety/Service Director
	upon a form provided by him/her. A permanent license fee of \$3 shall be paid to the
	Safety/Service Director before each license is granted.
	('70 Code, § 375.03) (Ord. 1982-16, passed 2-8-82)
	§ 375.04 ISSUANCE AND TERM.
	The Safety/Service Director, or someone designated upon receiving proper
	application therefor, is hereby authorized to issue a bicycle license which shall be permanent and effective for the period of ownership of the bicycle by the applicant.
	(70 Code, § 375.04)
	(
	§ 375.05 WHEN LICENSE NOT TO BE ISSUED.
	The Safety/Service Director shall not issue a license for any bicycle when he/she
	knows or has reasonable grounds to believe that the applicant is not the owner of or
	entitled to the possession of such bicycle or has not complied with the provisions of
	this chapter.
	('70 Code, § 375.05)
	§ 175.06 LICENSE PLATE ISSUANCE AND DESCRIPTION.
	The Safety/Service Director shall issue a license plate bearing the license number
	assigned to the bicycle and the name of the municipality, together with a certificate bearing the name of the owner and the license number.
	(70 Code, § 375.06)
	§ 375.07 REPLACING LICENSE PLATE.
	In the event a license plate is lost or destroyed, the Safety/Service Director, if
	satisfied of such fact, shall issue a new license plate upon application of the owner of
	the bicycle, for which a fee of \$3.00 shall be charged. (70 Code, § 375.07) (Ord.
	1982-16, passed 2-8-82) Cross-reference: Bicycle regulations. see Ch. 373 Statutory
	reference: Power to regulate bicycles, R.C. § 4511.07(H)
	Is hereby repealed.
	Section 4. Marion Codified Ordinance 912.20, now reading as follows.
	§ 912.20 NONPAYMENT; MUNICIPALITY'S REMEDY.
	Each sewer charge established and made pursuant to this chapter is hereby made a lien upon the premises charged therewith, and if the same is not paid within 90 days after it is due
	and payable it shall be certified to the County Auditor who shall place the same on the tax
	duplicate. With the interest and penalties allowed by law, it shall be collected as other
	municipal taxes are collected.

## 0400

## **RECORD OF ORDINANCES**

Dayton Legal Blank, Inc.

Ordinance No. 2010-108

NOV 2 2 2010

Form No. 30043

20

('70 Code, § 912.20) (Ord. 1977-22, passed 2-28-77)

## SHALL BE AMENDED TO READ:

### § 912.20 NONPAYMENT; MUNICIPALITY'S REMEDY.

Each sewer charge established and made pursuant to this chapter is hereby made a lien upon the premises charged therewith, and if the same is not paid within 60 days after it is due and payable it shall be certified to the County Auditor who shall place the same on the tax duplicate. With the interest and penalties allowed by law, it shall be collected as other municipal taxes are collected.

Section 5. Marion Codified Ordinances 101 99, now reading as follows:

## § 101.99 GENERAL PENALTY.

Whenever, in the codified ordinances or in any ordinance of the municipality, any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is otherwise provided, whoever violates any such provision shall be punished by a fine not exceeding \$100. A separate offense shall be deemed committed on each day during or on which a continuing violation occurs.

## SHALL BE AMENDED TO READ:

Whenever, in the codified ordinances or in any ordinance of the municipality, any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is otherwise provided, whoever violates any such provision shall be punished by a fine not exceeding \$150.00 A separate offense shall be deemed committed on each day during or on which a continuing violation occurs.

Section 6. Marion Codified Ordinances 193.99, now reading as follows:

## §193.99 PENALTY.

Any person, firm or corporation who shall fail, neglect or refuse to make any return, questionnaire or declaration required by this chapter, or any taxpayer who shall refuse to pay the Municipal Income Tax, penalties and interest imposed by this chapter, or any person who shall refuse to permit the City Auditor or any duly authorized agent or employee, to examine his/her books, records and papers, or who shall knowingly make any incomplete, false or fraudulent return, or who shall attempt to do anything whatever to avoid the payment of the whole or any part of the tax, shall be guilty of a misdemeanor and shall be fined not more than \$100 or imprisoned for not more than 60 days, or both. The failure of any employer or taxpayer to receive or procure a return, questionnaire or declaration form shall not excuse him/her from making a return, questionnaire or declaration or from paying the tax.

## SHALL BE AMENDED TO READ:

Any person, firm or corporation who shall fail, neglect or refuse to make any return, questionnaire or declaration required by this chapter, or any taxpayer who shall refuse to pay the Municipal Income Tax, penalties and interest imposed by this

2010-108

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	Emplo Molt
Ordinance No. 2010-108	Passed_ NOV 2 2 2010 20_
authorized agent or employee, to shall knowingly make any incom attempt to do anything whatever tax, shall be guilty of a misdeme imprisoned for not more than 60 taxpayer to receive or procure a	I refuse to permit the City Auditor or any duly o examine his/her books, records and papers, or who inplete, false or fraudulent return, or who shall to avoid the payment of the whole or any part of the canor and shall be fined not more than \$150.00 or days, or both. The failure of any employer or return, questionnaire or declaration form shall not eturn, questionnaire or declaration or from paying
Section 7. Marion Codified Ord	linances 606.03, now reading as follows
§ 606.03 CLASSIFICATION	OF OFFENSES
As used in this General Offe	enses Code:
1 1.21. 24 57 77 77	emeanors of the first, second, third and fourth ad offenses not specifically classified.
(B) Regardless of the peoa classified as a Misdemeanor is a	Ity which may be imposed, any offense specifically misdemeanor.
(C) Any offense not specif for not more than one year may	ically classified is a misdemeanor if imprisonment be imposed as a penalty.
(D) Any offense not specifi penalty which may be imposed in	fically classified is a minor misdemeanor of the only is a fine not exceeding \$100.
SHALL BE AMENDED	TO READ:
As used in this General Offi	cuses Code:
	emeanors of the first, second, third and fourth and offenses not specifically classified.
(B) Regardless of the pena classified as a misdemeanor is a	alty which may be imposed, any offense specifically misdemeanor.
(C) Any offense not specif for not more than one year may	fically classified is a misdemeanor if imprisonment be imposed as a penalty.
(D) Any offense not speci penalty which may be imposed	fically classified is a minor misdemeanor if the only is a fine not exceeding \$150.00
Section 8. Marion Codified Or	dinances 698.02, now reading as follows.
§ 698.02 PENALTIES FOR M	ISDEMEANOR.
which the provision is a part, w General Offenses Code, other t	y is otherwise expressly provided in the section of hoever violates any of the provisions of this Part Six hap a minor misdemeanor, shall be imprisoned for a which term of imprisonment and fine shall be fixed by stion.
(B) Terms of imprisonme	ant for misdemeanor shall be imposed as follows:
and Bernsteilerson	or of the first degree, not more than six months;

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	Lavion Logal Blank, log	
	Ordinance No. 2010-108 Passed NOV 2 2 2010	
	<ul> <li>(2) For a misdemeanor of the second degree, not more than 90 days;</li> <li>(3) For a misdemeanor of the third degree, not more than 60 days;</li> </ul>	
ĺ	(4) For a misdemeanor of the fourth degree, not more than 30 days.	
	(C) Fines for misdemeanor shall be imposed as follows:	
	(1) For a misdemeanor of the first degree, not more than \$1,000;	
	(2) For a misdemeanor of the second degree, not more than \$750;	
	(3) For a misdemeanor of the third degree, not more than \$500;	
	(4) For a misdemeanor of the fourth degree, not more than \$250.	
	(D) Whoever is convicted of or pleads guilty to a minor misdemeanor shall be fined not more than \$100.	
	(E) The court may require a person who is convicted of or pleads guilty to a misdemeanor to make restitution for all or part of the property damage that is caused by his/her offense and for all or part of the value of the property that is the subject of any theft offense, as defined in § 642.01(K), that the person committed. If the court determines that the victim of the offense was 65 years of age or older or permanently or totally disabled at the time of the	
	SHALL BE AMENDED TO READ:	
	(A) Unless another penalty is otherwise expressly provided in the section of which the provision is a part, whoever violates any of the provisions of this Part Six - General Offenses Code, other than a minor misdemeanor, shall be imprisoned for a definite term or fined, or both, which term of imprisonment and fine shall be fixed by the court as provided in this section.	
)	(B) Terms of imprisonment for misdemeanor shall be imposed as follows:	
i i	(1) For a misdemeanor of the first degree, not more than six months;	
	(2) For a misdemeanor of the second degree, not more than 90 days;	
	(3) For a misdemeanor of the third degree, not more than 60 days;	
	(4) For a misdemeanor of the fourth degree, not more than 30 days.	
I	(C) Fines for misdemeanor shall be imposed as follows:	
	(1) For a misdemeanor of the first degree, not more than \$1,000;	
	(2) For a misdemeanor of the second degree, not more than \$750;	
	(3) For a misdemeanor of the third degree, not more than \$500;	
		( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )

(4) For a misdemeanor of the fourth degree, not more than \$250.

(D) Whoever is convicted of or pleads guilty to a minor misdemeanor shall be fined not more than \$150.00

 Demos Losal (Sign), Inc. Form Nat, 2007)	
 Ordinance No. 2010-108 Passed NOV 2 2 2010 20	
(E) The court may require a person who is convicted of or pleads guilty to a misdemeanor to make restitution for all or part of the property damage that is caused by his/her offense and for all or part of the value of the property that is the subject of any theft offense, as defined in § 642.01(K), that the person committed. If the court determines that the victim of the offense was 65 years of age or older or permanently or totally disabled at the time of the	
Section 9. Marion Codified Ordinances 736.99, now reading as follows:	
§736.99 PENALTY.	
Whoever violates or fails to comply with any of the provisions of this chapter shall be guilty of a minor misdemeanor and shall be fined not more than \$100 for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.	
SHALL BE AMENDED TO READ:	
Whoever violates or fails to comply with any of the provisions of this chapter shall be guilty of a minor misdemeanor and shall be fined not more than \$150.00 for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.	
Section 10. Marion Codified Ordinances 918.99, now reading as follows:	
§ 918.99 PENALTY.	
Whoever violates any of the provisions of this chapter or violates any properly promulgated rule, regulation or order authorized by this chapter, is guilty of a minor misdemeanor and shall be fined \$100 per day for any such violation. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.	
SHALL BE AMENDED TO READ:	
Whoever violates any of the provisions of this chapter or violates any properly promulgated rule, regulation or order authorized by this chapter, is guilty of a minor misdemeanor and shall be fined \$150.00 per day for any such violation. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.	
Section 11. Marion Codified Ordinances 1345.99, now reading as follows:	
§ 1345.99 PENALTY.	
Whoever violates any provision of this chapter is guilty of a minor misdemeanor on a first offense which is punishable by a fine of not more than \$100. On a second offense within one year after the first offense, such person is guilty of a misdemeanor of the fourth degree which is punishable by not more than 30 days in jail and/or \$250. On each subsequent offense within one year after the first offense, such person is guilty of a misdemeanor of the third degree which is punishable by not more than 60 days in jail and/or \$500.	
SHALL BE AMENDED TO READ:	

Whoever violates any provision of this chapter is guilty of a minor misdemeanor on a first offense which is punishable by a fine of not more than \$150.00 On a

Dayton Legal Maria, Inc.	Form No. 30043	-
Ordinance No 2010108	NOV 2 2 2010 20	

second offense within one year after the first offense, such person is guilty of a misdemeanor of the fourth degree which is punishable by not more than 30 days in jail and/or \$250. On each subsequent offense within one year after the first offense, such person is guilty of a misdemeanor of the third degree which is punishable by not more than 60 days in jail and/or \$500.

Section 12. That this Ordinance is hereby declared to be an emergency measure necessary for the welfare of the City of Marion and its inhabitants thereof given the immediacy of the project and the need to proceed without delay; given the need to implement the same changes made by the State legislature as to applicable penalties for misdemeanor offenses creating equitability among state citizens; and as such shall take effect and be in force immediately upon its passage and approval by the mayor, provided it receive the affirmative vote of two thirds of all members elected to Council, otherwise it shall become effective from and after the earliest period allowed by law.

Jave Edwards

President of Council

DON 2 3 2010 APPROVED:

Mayor Scott Schertzer

Attest;

ene Futte

Clerk of Council

			2 5 2010
Ordinance No.		Pussed	. 20
	OF MARION TO CONTRAG PROGRAM TO SUPPLY NA ADDRESSES WITHIN THE WHEREAS, the City of Ma	CT WITH STATE OF OHIO N ATURAL GAS TO SELECTED E CITY OF MARION, AND DE prion conducted an open pro uppliers were invited to ten	CITY OWNED SERVICE ECLARING AN EMERGENCY
	WHEREAS, the City receiv request, and	ved proposals from various	suppliers in response to the
		received from State of Ohio be the lowest and best prop	
	Marion City Council to exe	commended by the Adminis ecute a contract with State earliest possible date to tak is, and	of Ohio Natural Gas
		contract will positively impa ned and operated facilities,	act the natural gas rates for and
	other companies for its v	nizes that the City is curren arious natural gas needs an owned facilities located just	d sites located throughout
	BE IT ORDAINED by the	Council of Marion, Marion C	ounty, Ohia:
	City will be positively imp for the 15 gas meters on authorizes the Service Di Natural Gas Purchase Pro	cil hereby finds and determ bacted by entering into cont an annual basis. Therefore rector to enter into a contra bgram, reviewed by the Law terms substantially similar	ict with the State of Ohio Director, commencing in
	measure necessary for the thereof, and shall take eff approval by the Mayor gives for the economic well be affirmative vote of two-the	ordinance is hereby declare ne welfare of the City of Ma ffect and be in force immed iven the immediate need to ing of the community; prov hirds of all members elected om and after the earliest pe	rion and the inhabitants iately upon it's passage and move forward without delay ided it receives the d to Council, otherwise, it
	Approved: OCT 2 6		Edwards ent of Council
	Mayor Scott Schertzer	)	
	Attest;		
(1)	N		

<u>Da</u>	non 1 cent Dlunk, Jan
ł	MOV 2 2 2010
	Ordinance No2010-110 Passed 20
	ORDINANCE AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH JOHNSON PROPERTY SERVICES AND CUMMINS AIRFIELD SERVICES FOR SNOW REMOVAL AT MARJON MUNICIPAL AIRPORT, AND DECLARING AN EMERGENCY WHEREAS, on July 12, 2010 by passage of Ordinance # 2010-75, Council authorized the Service Director to prepare specifications and
	advertise for bids for snow removal at Marion Municipal Airport, and WHEREAS, based upon bid opening held September 17, 2010, the
ł	combination of both services bids was determined to be best was thereby determined.
	BE IT ORDAINED BY the Council of the City of Marion, Marion County, Ohio:
	<b>SECTION 1</b> That the Service Director be directed to enter into contract with Johnson Property Services, W. Center St., Marion, Ohio, and Cummins Airfield Services, 3054 Likens Rd., Marion, Ohio, for a two year period and option for third year at mutual agreement
	SECTION 2 That cost per "unit" per hour consisting of vehicles with plows and experienced operators. 20 ft. plow \$225/hr 18ft. plow \$200/hr. 11 ft. plows \$100/hr sand application \$100/ton. Work and services will be divided between Johnson Property Services and Cummins Airfield Services.
	SECTION 3 That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council, and 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.
	Dave Edwards President of Council
	Approved: NOV 2 3 2010
	Attest; Stene Futtor Clerk of Council

Drdinance No	2010-113	Passed	DEC 2 7 2010	20
Abatel nuisar only re nuisar creatir	ORDINANCE AUTHOR REAL PROPERTIES F PROGRAM PURSUAR CODE 1367 ET. AL. A DISPOSITION GUIDE WHEREAS, the Counce Land Bank Program, a WHEREAS, City Admir ment Task Force has be receptoperties within the emoving nuisance struc- ice structures providing ing a community that is r unities for Marion famil BE IT ORDAINED by t	RELATED TO THE NT TO OHIO REVI ND THE SAFETY LINES AND DECL cill by its action in C and inistrators working een making signific e community and c tures, but also whe housing revitaliza- not only safer, but ies,	E MARION LAND B. ISED CODE, MARI DIRECTOR'S PRO ARING AN EMERO Ordinance 2008-76 through the Nuisan cant progress in rela- continue to make a co- ere achievable reha tion within our neigh contains more hous	ANK ON CITY DERTY GENCY created the ce ation to difference not bilitating hborhoods sing
Bank   as pro non-pi	Section 1. The Counc ize the acceptance of the Program, said propertie perties fitting the express roductive lands, as cont for Land Reutilization a	he following real parts to being found and ssed purposes, incl lained within Mario	roperties to the Mar determined by Cou cluding but not limite on City Code Chapte	ion Land Incil to qualify ed to being
570 D	arius	299 W. Fair	ground St.	
255 E	lm St.	282 Leader	St.	
426 N	. Grand St.			
therec delay premis its pas of two	Section 2. This Ordina are necessary for the way of: Due to the real and given the imminent nee ses exist; and as such a sage and approval by to -thirds of all members en- we from and after the en-	elfare of the City o present need to m to revitalize the r shall take effect an the Mayor, provide elected to Council, arliest period allow	f Marion and its inh nove the above prop neighborhoods in w d be in force immed d it receives the aff otherwise it shall be	abitants berties without hich these diately upon firmative vote
	OVED: DEC 3 0 2010			
Mayo	r Scott Schertzer	 		
ATTE	ST:			
Su	we Fatto			

2010-113

Davion Legal Black, he				Social No. 28213
Ordinance No.	2010-115	Pussed	DEC 8 7 2010 20	)
	ORDINANCE MAK	ING AN ADDITIONAL		
		JND FOR THE YEAR		
allow	e additional funds to for the additional co	ncil has been advised o the Fire Departmen ost to be covered ou rement of a fire fighte	t uniform salaries line t of this budget year	e items to
Count	BE IT ORDAINE( y, Ohio:	) by the Council of	the City of Marior	i, Marion
Fire C		there be an addition ne items salaries in th		
GENE	RAL FUND Uniform Salaries	101,1131.51011	1 \$4,061	
from a		bis ordinance shall tak t period allowed by la		rce
		Dave Edward	U.J.	_
APPF	OVED: DEC 3 0 ;	President of		
Mayo	r Scott Schertzer	g		
ATTE	ST:			
Clerk	of Council			
10				

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH WM. DAUCH CONCRETE CO. FOR THE PURCHASE OF CONTROL DENSITY FILL (CDF) TO BE USED AT THE WATER POLLUTION CONTROL PLANT. WHEREAS, Dauch Concrete Co. submitted the lowest and best bid of \$51.00/cubic yard. BE IT ORDAINED by the Council of the City of Marion, Ohio; Marion County, Ohio; Section 1. That the Service Director be authorized and is hereby directed to enter into contract with Wm. Dauch Concrete Co. for the purchase of CDF (@ \$51.00/cubic yard to be used at the Water Pollution Control Plant. Section 2. That said contract shall be payable from the Sanitary Storm Sewer Supplies and Materials Accounts (502.5003.5502 and S04.5007.5502). Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Davie Edwards President of Council APPROVED: DEC 3 0 2019 Mayor Scott Schertzer ATTEST:	CONTRACT WITH WM. DAUCH CONCRETE CO. FOR THE PURCHASE OF CONTROL DENSITY FILL (CDF) TO BE USED AT THE WATER POLLUTION CONTROL PLANT. WHEREAS, Dauch Concrete Co. submitted the lowest and best bid of \$51.00/cubic yard. BE IT ORDAINED by the Council of the City of Marion, Ohio; Marion County, Ohio; Section 1. That the Service Director be authorized and is hereby directed to enter into contract with Wm. Dauch Concrete Co. for the purchase of CDF @ \$51.00/cubic yard to be used at the Water Pollution Control Plant. Section 2. That said contract shall be payable from the Sanitary Storm Sewer Supplies and Materials Accounts (502.5003.5502 and 504.5007.5502). Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: DEC 3 0 2010 APPROVED: DEC 3 0 2010 ATTEST:	Ordinance No. 2010-116	DEC 2 7 2010 . 20
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County, Ohio; Section 1. That the Service Director be authorized and is hereby directed to enter into contract with Wm. Dauch Concrete Co. for the purchase of CDF @ \$51.00/cubic yard to be used at the Water Pollution Control Plant. Section 2. That said contract shall be payable from the Sanitary Storm Sewer Supplies and Materials Accounts (502.5003.5502 and 504.5007.5502). Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: UEC 3 0 2010 Mayor Scott Schertzer ATTEST: Menu Hautton	County, Ohio; Section 1. That the Service Director be authorized and is hereby directed to enter into contract with Wm. Dauch Concrete Co. for the purchase of CDF @ \$\$1.00/cubic yard to be used at the Water Pollution Control Plant. Section 2. That said contract shall be payable from the Sanitary storm Sewer Supplies and Materials Accounts (502.5003.5502 and 504.5007.5502). Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: DEC 3.0 2000 Mayor Scott Schertzer ATTEST: Mayor Matthew		
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and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: UEC 3 0 2000 APPROVED: UEC 3 0 2000 Mayor Scott Schertzer ATTEST: Mene Fuelton	and after the earliest period allowed by law. Dave Edwards President of Council APPROVED: OEC 3 0 2009 Approved Mayor Scott Schertzer ATTEST: Men Fulto	Storm Sewer Supp	That said contract shall be payable from the Sanitary lies and Materials Accounts (502.5003.5502 and
President of Council APPROVED: DEC. 3.0.2010 APPROVED: DEC. 3.0.2010 Mayor Scott Schertzer ATTEST: Mene Hulloo	President of Council APPROVED: OEC 3 0 2000 Approved Mayor Scott Schertzer ATTEST: Mayor Hutto	<u>Section 3.</u> and after the earlie	That this ordinance shall take effect and be in force from est period allowed by law.
ATTEST: Mayor Scott Schertzer ATTEST:	ATTEST: Mayor Scott Schertzer ATTEST:		
ATTEST: Seene Fuettoo	ATTEST: Siene Futtoo	APPROVED; Ű	EC 3 0 2010
Seene Futtoo	Scene Fattas	Anayor Scott Scher	tzer
Clerk of Council	Clerk of Council	ATTEST:	
		Clerk of Council	to
		5	

2010-116

### GREATEN RES. 6289

CENTRALCE TO LEVY SPECIAL ASSESSMENTS FOR THE DEPARTMENT OF DEDECE STREET BY CONSTRUCTING THEOREM A SAMPLEX SEMENTION AT A RAT NOLE IN THE CENTER OF AN ALLEY, SAID ALLEY HERD EDVEDIATELY WEST OF LOT NUMBER 2296 TO MEDIANIC'S ADDITION; THENCE EAST TO A POINT IN LET NUMBER 3292 A SUFFICIENT DESTANCE TO SERVE LOT NUMBER 2292; AND ON THE SOUTH SIDE FROM A MARHOLE IN THE CENTER OF DEORGE STREET AT & POINT NUMTR OF THE VEST LINE OF LOT NUMBER 2201 HAST TO A POINT 130 FRET EAST OF THE EAST LINE OF LOT NUMBER 2297 IN HUBBR'S ADDITION TO THE CITY OF PRESENCE.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio: -

Section 1. That the assessment of the cost and expense of improving the following street in the City of Marion, Ohio, by constructing a sanitary sewer with necessary house laterals on the north side beginning at a manhole in the center of an alley, said alley being immediately wost of Lot Number 2296 in Mechanic's Addition; thence east to a point in Lot Number 2292 a sufficient distance to serve Lot Number 2292; and on the south side from a manhole in the center of George Street at a point north af the west line of Lot Number 2201 east to a point 130 feet east at the cast line of Lot Number 2297 in Huber's Addition to the City of Marion, amounting in the apprepriet to Ch173.40, as reported to this Council on the 9th day of August, 1957 by the City Engineer, notice of the filing of said assessment having been given as required by law, be and the same is hereby adopted and confirmed, and that there be and are hereby levied and assessed upon the lots and lands bounding and abutting upon said improvement the several amounts represented as aforesaid, which assessments and the description of said lots and lands are now on file in the office of the Clerk of this Council and which assessments are at the rate of 36.87 for the North side and \$7.96 for the South side, per front foct and are not in excess of the special benefits to said property and are not in excess of any statutory limitation.

Section 2. That the total assessment against each lot or parcel of land shall be payable in cash within thirty days from and after the passage of this Ordinance, or, at the option of the owner in ten (10) semi-annual installments with interest at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same. All cash payments shall be made to the Treasurer of the said City. All assessments and installments thereof remaining unpaid at the expiration of said thirty days shall be certified by the Clerk of this Council to the County Auditor as provided by law to be by him placed on the tax duplicate and collected as other taxes are collected.

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

PASSED: December 9, 1957 APPROVED: December 10, 1957 Gale D. Ireland, Mayor AttestL Irere Addison, Clerk

Robert G. Haldeman, president pro tem of council

SECTIANE NO. 6290

A RIGHT OF WAY EASEMENT TO THE ONTO FILL GAS COMPANY.

WHEREAS, The Ohio Fuel Gas Company plans the installation of a gas main along the west alde of a certain park drive, which park drive is along the extreme east side of Lincoln Park, and

WHEREAS, Council deems it advisable to authorize the granting of an easement of right of way.

NOW, THEREFORE, HE IT CHIMINED by the Council of the City of Marion, State of Chic:-

Section 1. That the Park Board is hereby authorized and directed to grant an easement to The Ohio Fuel Gas Company, its successors and assigns, for the purpose of the right be lay a pipe line over and through the premises hereinafter described, and to maintain, operate without restriction or limitation, repair, replace and remove same, together with valves and other necessary appurtenances.

Section 2. That the right of way granted shall be along the west side of the present existing park drive, which park drive lies on the immediate east side of Lincoln Fark.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: December 9, 1957 APPROVED: December 10, 1957 Gale D. Ireland, Mayor Attest: Irene Addison, Clerk Pobert G. Haldeman, PRESIDENT PRO TEM OF COUNCIL

#### CRUTHARME NG. 1291

CHEVINANCE REPETATLISTICS THE SALARY OF THE CLIER IN THE SERVICE UPPERMENT AND REPEALING DECISION & OF CONTRABUTE NO. 6163.

NOW, THEREFORE, HE IT DEDAIMED by the Council of the City of Marion, State of Ohio:

Section 1. That the salary of the Clerk in the Service Department shall be \$205.00 per month, offective January 1, 1958.

Section 2. That Section 8 of Ordinance No. 6163, which is in conflict with Section 1 of this ordinance, be and the same is bereby repealed.

Section 3. That this Ordinance is hereby declared to be an emergency measure and its immediate enactment is necessary for the preservation of the public health, safety and welfare for the reason that is is necessary to restablish the foregoing salary commensurate with the increased cost of living.

Section 4. That tois Ordinance shall be in full force and effect from and after the earliest period allowed by law.

Robert G. Haldeman FREST ENT PRO TEM OF COUNCIL.

PASSED: December 19. 1957 APPSOVED:

Attest: Irens Addison, Clerk

On December 19, 1957 the ten days expired for the above Ordinance to be returned from Mayor Ireland, as provided in Sec. 2.44 of the Marion City Code, the Ordinance was not weturned within the time limited in this section, therefore, the Ordinance took effect in the same manner as if he had signed same.

Seven and the second

All DEDIMARCE TO FARE APPROPRIATIONS THE COLORY REPERTIVE AND COMER SEVERALITY OF THE GETT OF RADIUS, STATE OF CHILD, GUILDED THE COMAL TERM ENDING TRUMPERS 31, 1950.

BE IT CREATERD BY THE Council of the City of Marion, State of Chio, two-thirds of the members elected thereto concurring:-

Section 1. To provide for the current expenses and other expenditures of the City of Marion, Ohio, during the fiscal year ending December 31, 1958, the following sums be and they are hereby set saide, transferred and appropriated, as follows:

Section 2, That there be appropriated from the General Pund the sum of 2776,636,00 as follows:

<u>1 A 1 - COUNCIL</u> 1 A 1 Members 1 A 5 Incidentals Total for Council	\$ 9,000.00	\$ 9,005.00
1 5 - CLERK OF COUNCIL 1 B 1 Clerk 1 B h Stationery and printing 1 B 5 Incidentals Total for Clerk Council	3 3,000.00 250.00 250.00	7 3,500+00
1 C - Mayor 1 C I Mayor 1 C 5 Incidentals Total for Mayor 1 D - AUDIYR	n 6,500.00 100.00	8 6,900.00

	$\mathbf{D}$	1,	Auditor	\$ 5,200,00 6,800,00
1	D	5-	Deputy	1. flo0, no
1	D D	3	Clerk Hire	< 580.00
1			Stationery and Printing	800.00
3	22		Incidentals	1,500,00
		70	1 E - THEASURER	
3	E	1	Try enour	\$ 1,500.00
1	X	14	Stationery and Printing	100.00
1	見るる	5	Incidentals	350.00
			tal for Treasurer	

\$ 1,950.00

\$17,880,00

SOLICITER.

1 + 1 12Gal ADVERTISION 1 1 7 Ordinances and Massolutions \$ 505.00 1 1 5 Annual Report 200.00 Total for Leval advertising	\$ 10,060.00 \$ 790.00
1 1 7 Ordinances and Massistions \$ 505.00 1 1 5 Annual Report 200.00 Total for Leval advertising	\$ 7,92.00
Total for Leral advertising	\$ 7,92.00
	<ul> <li>E PEPEZZER</li> </ul>
1 - J JUDGE MENINIPAL COURT	
1 J 1 Judre 1. 5,050.00 1 J 2 Assistant Judre 500.00 Total for Judre	5 5,≤40,00
L + E - DRIN ICLEAL CREAT	
1 K 1       Clerk       3 2,956.00         1 K 2       Bailiff       2,956.00         1 K 3       Deputy Clerk       3,250.00         1 K 4       Stationeny and Printing       3,700.00         1 K 5       Incidentals       2,800.00         1 K 6       Bailiff Auto Expense       850.00         1 K 7       Yefunds       500.00         1 K 7       Yefunds       500.00         1 K 8       Deputy Bailiff       500.00         1 K 9       Clerk Hirs       2,660.00         1 K 9       Clerk Hirs       2,660.00	* 25 212 22
	\$ 29,912.00
1 - N - JUNY & WITNESS FIES 1 M 1 Fees # 500.00	
1 M 1 Fees # 500.00 Total Jury & Witness Fees	\$ 500.00
1 - Y - CIVIL SHEVICE	
1 T 1 Hembers fl 375.00 1 T 7 Clerk 250.00 1 T 5 Stationerv and Frinting 200.00 Total Civil Service	6 894.00
7 - C - PERIOR DIPLETHENT	
2 C 1       Nervalar Folice       % 117,660.00         2 C 2       Clark Hire       5,780.00         2 C 3       Sumplies Traffic Bureau       500.00         2 C 4       Stationery & Printing       1,000.00         2 C 5       Instituting 1       3,500.00         2 C 6       Stationery & Printing       1,000.00         2 C 7       Instituting Charges       7,000.00         2 C 8       Auto Maintenance       3,000.00         2 C 9       Distributing Charges       1,000.00         2 C 9       Distributing Charges       1,000.00         2 C 9       Distributing Charges       1,000.00         2 C 10       Substitioners       16,000.00         2 C 11       Cristing Allowance       1,000.00         2 C 11       Cristing Investigation       1,000.00         2 C 2 C 10       Substituting of Frisoners       16,000.00         2 C 2 I       Equilibriant & vehicle replacement       2,000.00         2 C 2 I       Equilibriant & vehicle replacement       5,7%.00         2 C 2 I       Equilibriant & vehicle replacement       5,7%.00         2 C 2 I       Equilibriant & vehicle replacement       5,7%.00         2 C 2 I       Equilibriant & vehicle replacement	520L, 10%. 00
2 ~ D ~ FIRE TOPARTHOFT	
7 D 1       Bardlar Firemen       \$173,220.00         2 D 3       Furniture & fintures       300.00         2 D 5       Stationery and Frinting       50.00         2 D 5       Incidentals       2,500.00         2 D 5       Incidentals       2,500.00         2 D 7       Fuel and Licht       3,500.00         2 D 8       Laintenance       1,800.00         2 D 9       Continent Allowance       1,800.00         2 D 9       Conthing Allowance       1,800.00         2 D 9       Laintenance       1,800.00         2 D 9       Laintenance       1,800.00         2 D 9       Equipment       3,500.00         3 D 9       Fire Department       3,500.00         3 D 9       Fire Department       3,500.00	109,1-70,00
2 · R · 科UMAM主 OFF王CEH	20 87
2 R 1 Salary # 1.440.00	5 1,440.00
J - A - REALTH DEPARTMENT	
3 A 1       Hewlith Offloer       \$ 3,330.00         3 A 2       Clerk       3,060.00         3 A 3       Clerk Hire       1,000.00         3 A 3       Clerk Hire       1,000.00         3 A 4       Stationery and Printing       200.00         3 A 5       Incidentals       550.00         3 A 6       Hurns miling       3,330.00	

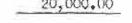
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	3 - C - QUARANTINE		
369	Modical Supplies Food and Coal Quarantime	\$ 50.00 75.00	\$ 125.00
	3 - D - INSPECTION		
3 D 6 3 D 7 3 D 8 3 D 9 3 D 10 3 D 11 Tota	Inspector Incidentals Assistant Inspector Lab - Supplies Auto Expense Sanitarian I Inspection	1,260.00 500.00 3,720.00 500.00 1,330.00 3.920.00	a 14,230.00
	<u>L - A - SERVICE DEPARTMENT</u>		
4 A 1 4 A 4 4 A 5 4 A 5 4 A 8 4 A 9 4 A 10 4 A 11 Total	Director Stationery and Printing Incidentals Special Incidentals Labor - Parking Meters Parking Meter Repairs Vehicular - Replacement Service Department	<pre>% 5,600.00 400.00 1,500.00 1,000.00 7,680.00 1,500.00</pre>	\$ 17,680.00
	4 - C - CITY HALL		
L C 1 L C 2 L C 5 L C 6 Total	Janitor Utilities ( water, telephone, pas & electric) Incidentals Repairs and Maintenance City Hall	\$ 6,000.00 12,000.00 2,000.00 8,000.00	\$ 28,000.00
	4 - H - CITI ENQINEERS		
лнц цня	Envineer Assistant Envineer Assistants Sanitary Engineer Incidentals City Engineers	3 6,500.00 5,850.00 21,000.00 7,600.00 1,000.00	
	4 0 - STREET LIGHTING		\$ 42,150.00
408 Total	Contracts Street Lighting	3 50,000.00	\$ 50,000.00
	L - XX - HYDRANT RENTAL		
h XX 1 Tota	Rentals 1 Rydrant Rentals	\$ 35,000.00	\$ 35,000.00
11 - 1020 C. #1	4 - R - SEVERS		
4 78 8	Employees Material Equipment for Sewers	\$ 5,000.00 2,000.00 1,000.00	\$ 6,000.00
	h Y - LANDS AND BUILDING		
4 Y 6 4 Y 22 Tote	Fire and Tornado Insurance Taxes 1 Londs and Buildings	\$ 3,000.00 3,000.00	\$ 6,000.00
City Share Claims Special As Parks Recreation Industrial		\$ 20,000.00 5,000.00 25,000.00 12,000.00 5,000.00 20,000.00	

Industrial Insurance Total Transfers



\$ 87,000.00

Total appropriations & Transers General Fund

\$776,111.00

Section 3. That	at there be appropriated from the Ai	rport Fund, the sum of \$12,70	39.60 as follows:
<u> </u>	-P = A IRPORT		
A P 2 1 A P 3 A P 4 A P 5 A P 5 A P 5 A P 5 A P 10 A P 11	Operator Light and Fuel Incidentals, insurance & telephone Stationery and printing Snow Removal Limin- Farm Land Lands and Building Industrial Insurance Howing Labor P. E. R. S. 1 Airport	\$ 3,1:50.00 1,500.00 3,000.09 25.00 500.00 700.09 1,500.00 2,600.00 2,600.00 261.60	\$ 12,789.40
Section 4. The	at there be appropriated from the Pa	rk Fund the sum of \$11,000.0	D as follows:
15 A 6 1	Incidentals Labor 1 Park Fund	\$ 4,500.00 6,500.00	3 11,000.00
Section 5. The as follows:	tat there be appropriated from the $V$	eteran's Housing Fund the su	n of \$ 9,865.00
	F H - VETERAN'S HOUSING		
マ H 5 H 5 H 5 H 5 H 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 11 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 5 H 10 10 5 H 10 10 10 10 10 10 10 10 10 10	Salary Difice Expense Incidentals Repairs and Maintenance Refunds Street Repair & Lighting P. E. R. S. Matching Insurance Taxes Equipment Industrial Insurance 1 Veterans Housing	<pre>8 3, 150.00 300.00 200.00 3, 500.00 200.00 370.00 125.00 350.00 1,000.00 200.00 150.00</pre>	\$ 9,845.00
Section 6. That	t licre be appropriated from the Hos	pital Pund the sum of \$1,219	,500.00 as follows:
5 A A 6 5 A A 6 5 A A 6 5 A A 7 5 A A 9 5 5 A A 9 5 5 A A 10 5 5 A A 10 5 5 A A 10 5 5 A A 10 5 5 A A 15 5 5 A 20 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5	5 4 - HOSPITAL FUND Office Supplies Service Contracts Exployees Salaries Utilities Food Kitchen Supplies Fharmacy Drugs Surgical and Patient Supplies Laundry Supplies Repair Rouitment Incidentals X-Ray and Laboratory Lands and Building Equipment Public Employes Retirement Industrial Commission Insurance Sales Tax 1 Hospital	<pre>\$ 13,000.00 27,000.00 700,000.00 41,000.00 6,000.00 95,000.00 80,000.00 10,000.00 10,000.00 38,000.00 53,000.00 10,000.00 10,000.00 10,000.00 10,000.00 10,000.00 10,000.00</pre>	\$ 1,719,500.00
	at there be appropriated from the Se	wer Revenue Fund the sum of	
as follows:	S R - SEVER REVENUE FUND		

581	Technical Supervisor	8 960.00
SR2	SuparIntendent	4,685.00
SR 3	Operators	20,000.00
SRL	Labor	12,500.00
SRS	Incidentals and Equipment	13,500.00
5 R 6	Power	6,500.00
SR7	Repairs and Maintenance	5,000.00
S B 1.3	Contract for Billing	9,500.00
S R 15	Industrial Insurance	2,000.00
S R 16	P. E. R. S.	2,700.00
S R 17	Bond and Interest Retirement	81,590.00
Tot	al Sewer Revenue Fund	

\$ 158,935.00

Section 8. That there be appropriated from the Garbage Fund the sum of \$156,640.00 as follows:

### O D - CARBAGE FUND

	C D (grand der Forme		
GBL	Labor	\$119.000.00	
G 2 2	Clark	2,940,00	
GDU	Stationery and Printing	1,000,00	
GD 5	Incidentais	5,000.00	
GD6	Truck Supplies & Repairs	5,000.00	
OD7	Equipment	5,000.00	
009	Refunds	200.00	
G D 10	Hotor Fuel	7,000.00	
G D IL	P. E. R. S. Matching	B, 500.00	
Q D 12	Industrial Insurance	6,000.00	PRESIDE DE CANT
Tot	al Carbage		\$156,61,0.00

Section 9. That there be appropriated from the Street Construction, Maintenance and Repair Fund the som of \$192,900.00 as follows:

#### 13 A STREET CONSTRUCTION, MAINTENANCE & REPAIR

13 A 6	Labor	\$120,000.00	
13 A 7	Material	15,000.00	
13 A 8	Equipment and Repairs	12,000.00	
13 A 9	Notor Fuel	6,500.00	
13 A 10	Miscellaneous	12,000.00	
13 A 11	P. E. R. S. Hatching	9,400.00	
13 A 12	Industrial Insurance	6,500.00	
13 A 13	Traffic Light Outlay	3,500.00	
13 4 14	Traffic Light Maintenance	8,000.00	
	al Street Construction, Maintenance	k Repair	\$192,900.00

Section 10. That there be appropriated from the Recreation Fund the sum of \$5,000.00 as follows:

#### 16 A - RECREATION

16 A 1	Playeround Director	41,,000,00	
16 A 2	Playeround incidentals	1,000,00	
Total	Hecreation		\$5,000.00

Section 11. That this Ordinance be and it is hereby declared to be an emergency measure in that it provides for a daily operation of said City, and as such it shall become immediately effective upon its adoption and approval, provided it receives a two-thirds majority wote of the members elected to Council, otherwise it shall be come effective at and after the earliest period allowed by law.

> Fred C. Baldauf FRESIDENT OF COUNCIL

PASSED: January 13, 1958 APPROVED: January 14, 1958

Wendell L. Strong Hayor

ATTEST: Alta Sheehe Clerk

SHENDANCE SC. 19293

CHEDINARGE ADTHCCIZING THE PACHERY OF A CLARK TO HOMARD F. "AVES IN THE SUM OF Q 105.39.

WHEREAS, Howard W. Travis performed services services for the City of Marion, from the 6th day of January through the 12 day of January, 1958, and

WHEREAS, no provision was made for compensating said Howard W. Travis for said services, and

WHEREAS, said Howard W. Travis has made a claim upon the City of Marion in the sum of %105.39, for said services, and

WHEREAS, Council deems it advisable to pay said claim.

NOW, THE EFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of Howard W. Travis and to pay unto Howard W. Travis the sum of \$105.39.

Section 2. That said claim be paid from the Service Director's salary fund, b-A-1.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim.

Section 4. That this "rdinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf President of Council

PASSED: January 13, 1958 APPROVED: January 11, 1958

Wendell L. Stronr, Mayor Attest: Alta P. Sheehe, Clerk THE PARTY AND A STATE

ON THE REPORT OF TO THE TITLE NEWTICE ASSESSMENT OF THE ANTIDE STATES AND DAMATES.

WHEREAS, it is deemed to be to the best interests of the City of Marion that the Civil Service. Commission of said City apply for memberahip to the Civil Service Assembly of the United States and Canada for the purpose of providing adequate and up-to-date testing material for Civil Service employees.

NOW THEREFORE, BE IT DODAD(20 by the Council of the City of Marion, State of Chics

Section 1. That the Clerk of the Civil Service Coumination is hereby authorized and directed to apply for membership to the Civil Service Assembly of the United States and Canada, and the sum of Sevent - Pive (\$75.00) is authorized to be expended for such purpose from account designated 1-Y-L.

Section 2. That this Ordinance shall take effect and he is force from and after the earliest period allowed by law.

> Fred C. Baldauf PRESIDENT OF COUPCIL

PASSEDT January 13, 1958 APPRO ED: January 11, 1958

Wendell L. Strong, Mayor Attest: Alta Sheehe, Clerk

#### GENERALE NO. 6225

ALSEE AT MATCH CENTRAL CONTINUES. AND MULANLISATION THE ALLEY DEPOSITOR.

NCW, THEPEFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That there is hereby greated the position of Angistered Pharmacist, Fart-Time Relief Hanis, at the Marion General Hospital, payable at the rate of \$1.00 par hour.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

> Fred C. Baldauf FRESIDENT OF COULCIL

PASSED: January 13, 1958 APPROVED: January 14, 1998

Wendell L. Strong, Mayn" Attest: Alts Sheahn, Clerk

INTERATOR NTL STREET

CONTRACTOR OF A CONTRACTOR OF A CONTRACTOR OF A FIRE ADDRESS AND A CONTRACTOR OF A CONTRACT AND AD AT DA DAMAR TOWARD A PLAY THE ATTACK OF ALL A REAL AND A R BREMAL MADVIDAL AND ADDREWITERS THE SUPERIORS DESCRIPTION OF BATERY AND APPOINT BAID CENTLET.

NOW, THETEFTFE, BE IT CHIMINED by the Council of the City of Marion, State of Chiot

Section 1. That the Roard of Governors of the Marion General Hospital is hereby authorized and directed to enter into a contract from the 1st day of January, 1958, to the lat day of January, 1959, with the Marion County Welfare Copartment for the care of Indirent pittens of the City and County of Marian at the rate of Tounty Dollars (.20.00) per day.

Section 2. That the Safety-Service Director is hereby authorized and directed to approve and ratify said contract on behalf of the City of Marion, Chio, when signed by the Board of Governors and Welfare Dupartment.

Section 3. That this Ordinance shall take effect and he in force from and after the earliest period allowed by law.

January 13, 1958 PASSED: APF/SHITD: January 11, 1958

Wencell L. Birong. Mayor Attest: Alla Sheehe, Glerk Fred G. Baldauf PRESIDENT OF COUNCIL

#### CONDUMNING MIN SERVI

ORDINALITY SPIRITUAL AUTOMATE NO. WOLD, DRIVER AND SERVICE THE METHINT 2:30 4. H. TO 1:30 4. H. PARELDIN MAR DI METRICE DISTRICT.

Winter 1/5/5° NOW THE SEFORE, BE IT CREAINED by the Council of the City of Marion, State of Chic:

Section 1. That Ordinance Mc. 6016 passed on the 27th day of February 1956, shich bana parking in the metered district of the City between the hours of 2:30 A. M. and 5:30 A. M., be and it is hereby repealed.

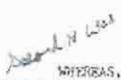
Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

> Fred C. Baldauf PRESIDENT OF COUNCIL

PASSEN: January 13, 1998 AFPROVED: January LL. 1958

Worldell L. Strong, Mayor Attest: Alta Sheehe, Clerk

CHELDLANCE NO. 1098



PROPERTY AND A A DESCRIPTION OF ROADS OF THE LITT OF PARINE, MAL THE PROPERTY OF LOUGH ADDIESS SAMUEL DEPENDENTS,

WHEREAS, the notes in the amount of \$1,135,000. issued in anticipation of bonds to provide funds for the hereinafter stated improvement are about to call due, now therefore,

BE IT ONDAINED, by the Council of the City of Marion, State of Ohio.

Section 1. That it is hereby declared necessary to issue the bonds of the City of Marion in the principal sum of \$1,135.000 for the purpose of constructing new sanitary severs and interceptor severs in certain areas of the City and for reconstruction of sanitary sever facilities.

Sention 2. Said issue shall consist of 1, 135 bonds of the deroximation of \$1000 each, numbered consecutively from 1 to 1, 135, inclusive, dated February 1, 1958, due and payable \$20,000 on June 1 and \$25,000 on December 1 in each of the years 1959 to 1981, inclusive, and \$25,000 on June 1 and \$25,000 on December 1 in each of the years 1952 and 1983, which maturities are hereby declared to be in substantially equal annual amounts, and shall bear interest at the rate of three and three-quarters per centum (3 3/42) per annum, psyable December 1, 1948 and semiannually thereafter on the first day of June and December in each year, said interest to be evidenced by coupons to be attached to said bonds, and both principal and interest shall be payable at the National City Bank of Marion, in Marion, Chio.

Section 7. Said bonds shall express on their face the varpose for which they are issued; that they are issued pursuant to this ordinance and shall be signed by the Mayor and Auditor and sealed with the corporate seal of said city. The interest coupons shall bear the facsimile signature of the City Auditor.

Said bonds whall be the full general obligations of the City of Marion, and the full faith. credit, and revenue of said fity are hereby pledged for the prompt payment of the same.

Section h. For the surgose of providing the necessary funds to pay the interest on the forecoing issue of bonds promptly, when and as the same fall due, and also to provide a sufficient fund to discharge the said serial bonds at maturity, there shall be and is hereby levied on all the taxable property in the said City, in addition to all other texes, a direct tax annually during the period said bonds are to run, in an amount sufficient to provide funds to pay the interest moon said bonds as and when the same falls due, and also to provide a fund for the discharge of the principal of said serial bonds at maturity, which tax shall not be less than the minking fund tax required by Section XI of Article XII of the Constitution; provided, that in any year in which the surplus sever revenue are available and are appropriated for the purpose of paying the interest and principal accruing for such year upon the bonds herein authorized, the tax herein levied for such debt charges shall be reduced by the amount so svallable and so appropriated.

Said tax shall be and is hereby ordered computed, certified, levied, and extended upon the tax duplicate and collected by the same officers in the same manner, and at the same time that taxes for remeral purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items, and for the full amount thereof. The funds derived from the tax levies he oby required shall be placed in a separate and distinct fund, which torother with the interest collected on same, shall be irrevocably pledeed for the payment of principal and interest of

said bonds when and as the sume fall due.

Section 5. Said bunds shall be offered at par and accrued interest to the Treasurer as custodian of the Bond lotirement Fund, and any bonds not taken by said Fund shall be advertised and cold in the manner provided by law.

Section 6. The bond sale advertisement for the sale of said bonds shall state that envone desiring to do so may present a bid for such bonds based upon their bearing a different rate of interest than bereinbefore fixed, provided however, that where a fractional rate is bid such fraction shall be one quarter of one per cent or miltiples thereof. If said bonds are sold bearing a different rate of interest than hereinbefore specified, such bonds shall bear such rate of interest as may be provided for in the resolution awarding the same.

Section 7. The proceeds derived from the sale of said bonds, except the premium and accrued interest, shall be used for the purcess for which said bonds are issued and for no other purpose; the premium and accrued interest shall be transferred to the Bond Retirement Fund to be applied to the payment of principal and interest in the manner provided by law.

Section 8. The Clevk is hereby directed to send a certified copy of this ordinance to the County Aut Ler.

Section 9. This Ordinance shall take effect and be in force from and after the earliest period allowed by LEW.

> Fred C. Haldauf PRESIDENT OF COUNCIL

January 13, 1958 FASSEDT AFFRICTE: January 1L, 1958

Wendell L. Strong, Mayor Attest: Alta Showha, Glerk

#### ENGLASHIER WED AND

THAT HE ADDRESS TO PLANTIC OF MEMORY HEADING TO THE SECOND OF THE

NON THEOROPE, RE IT ORMINED by the Council of the City of Marino, State of Ohio:

Section 1. Effective Fabruary 1st. 1958, there is hereby established the comition of Veterans Nousing-Parking Metar Superintendent.

Section 2. The position of superintendent established in Section 1 hereof shall be filled by appointment and supervised by the Safety-Service Director of the City.

Section 3. The bond of the Veterana Houring-Parking Meter Superintendent shall be a fidelity bond in the amount of \$2,000.00 conditioned according to law and subject to the approval of the Mayor.

Section A. The salary of the Veterana Housing Parking Meter Superintendent shall be path one-half from the operating funds of Veterans Housing Project and one-half from the Farking Motor Fund, which fands are now designated as P. H. 1 and L-A-9.

Section 5. The salary of the Veterans Housing-Parking Meter Superintendent shall bet lst, six months of Service \$350,00 per month \$375.00 per munth 2nd. six menths of Service \$392.50 per month After 12 months of Service payable on vouchers approved by the Eafety Service Director.

Section 6. All ordinances or ports of ordinances in conclict herewith are hereby repealed on the effective date of this ordinance.

Section 7. That tills Ordinance be and is hereby declared to be an energency measure for the immediate preservation of the miblic nealth, safety and reneral welfare and for the further reason that that there is an immediate need for the establishing of said position, and as such emergency shall take effect and be in force immediately upon its passage and amornival by the Mayor.

> Fred G. Haldauf PRESIDENT OF COUNCEL

January 27, 1958 PASSENT AFFROVED: January 28, 1958 Werdell L. Strong, Mayor Attest: Alta Ennahe, Clark

DATE NO. 130C

INTERACTOR AND INTERACTOR AND INTERACTOR AND THE OWNER THE PARTY AND THE HIGHLAND THE LT THE GALL CONTAINS AND DURING TALL CALING THAT IN THE SECOND

NOV. THRUSPONE, HE IT ORDAINED by the Council of the Fite of Merica. State of Chior

Section 1. That M. 4. Burnell, Superintendent of the Sewmen Treatment Plant is hereby authorized any directed to make application to the Ohio Seware and Industrial Vaster Treatment Conference, for annual numbership for the year anding December Mint, 1958.

Saction 2. That the cost of said dues shall be payable from S-R-5, Sever Revenue Incidental Tund, heretofore appropriated.

Section 3. That this Ordinance shall take effect and be in force from and efter the earliest period allowed by Law.

> Fred C. Baldsuf PRESIDENT OF COULCIE

January 27, 1958 PASSET APPROVED: January 28, 1958 Wendell L. Strong, Mayor Attest: Alta Sheene, Clerk

### tentarais st. viti

OPENANCE FUNCTIONS THAT IS IN BOUND STATE OF THE A TRACK AND THE COMPANY OF FULLY AND THE ALLONG THE COMPANY AND THE STATE OF THE ALL AND THE STATE OF THE STATE

WHEREAS, certain sections of curb are painted yellow by lawful authority, and

WHEREAS, Council desires that no parking shall be allowed at said corb.

MCW, THE REFORE, BE IT ORDAINED by the Council of the City of Marion, State of Onio:

Section 1. No person shall stand or park a vehicle along the curb which has been painted yellow by lawful authority.

Section 7. Any person who violates this ordinance shall be deemed quilty of a misdemeanor and shall be subject to penalty provided in Section 19.121 of the Marion City Code.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESTRENT OF COULCIL

PasseD: January 27, 1958 AFPRO(FD: January 28, 1958

Wendell L. Strong, Mayor Attest : Alta Shemhe, Clerk

### CERTIFICE TO AND

CONTRACTOR AND ADDRESS THE PATIENT OF INCLUS A ANTHONY TO NAME AND ADDRESS OF A ADDRESS ADDRES

MHWRAIS, by ordinance each new memoer of the Marion Folice Dept. has a \$200. uniform allowance per year and

WHERPIS, after the first year said members have \$100, uniform allowance per year and

WHITPLS, in the year 1957 James Petry and Drancis O'Hara, members of the Marion Police Department purchased uniforms from Arthelm-Dirner Inc. which uniforms were purchased in the year 1957 in the following amounts: James Petry, \$82.07 and Francis O'Hara, \$18.40 and

WHEREAS, through an error said billings were not vouchered in the year 1957 and

NHERPAS, each of said officers had sufficient moneys in his uniform allowances fund for 1957 to cover said billings which sums of money were turned back to the meneral fund and

WHENFAS, Council finds that and billines should be paid from the senseal fund due to the oversight in paying them from the 1957 appropriation.

MCE'. THEREFORE BE IT ORDADIED by the Council of the City of Marion. State of Ohio:

Section 1. Thus, hereby, ordered paid to Axthelm-Jurner Inc. the mum of \$100.57 for the following bills which were billed in 1957 and through an error were not wouchered in 1957: James Petry, \$82.07, and Francis O'Hars \$18.50.

Section 2. Duere is, hereby, appropriated from the coneral fund to the Claim Payment fund the mum of \$100.17 for the payment of the accounts sat forth in Section 1, hereof,

Section 3. But the City Auditor and City Treasurer are hereby authorized to draw and prepare wouchers and variants in payment of said claim upon the approval by the City Solicitor of the proper voucher thereof.

Section b. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

24238Th: FYRKI, RY 10, 1958 APPROVED: FYRKUARY 11, 1958

Wendell I. Stron., Nayor Attest: Alta F. Sheehe, Clerk Pred C. Saldauf

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	We will be a set of a
	ABERTY V. AR AN ALL THE REPORT OF THE REPORT OF A
	NON "MEREFORF, HE IT ORDAINED by the Council of the City of Marion, State of Obib:
	Section 1. That Section 21.7 of the Marion City Code, which reads as follows:
	Section 1. These section 11.1 of the section city none, autou teach an iorional
	"All lands and buildings in the "B" Commercial District, as shown on the use map section 21.5 of this chapter, may be erected and used exclusively for the uses permitted in sidential District or for any of the following uses: 1. Auctionmenting pocks.
	2. toto marking lots.
	3. Duberrian.
	h. Barbershobs.
	5. Danks.
	6. Waths. 7. Feauty shows.
	8. Bowling alleys.
	9. Buginess collegen.
	10. Bancing academies.
	E. Electric motor services.
	12. Prozen food establishments.
	13. Motelm.
	ll, baundrics. 15. Joan Companies.
	16. Lockmithe.
	17. Difices.
	18. Photograph officer.
	19. Flumbing phops.
	20. Poolroom.
	21. Printshotd.
	22. Private clubs.
	23. Hestmiranta.
	21. Rur cleaning shows. 25. Sales and show forms.
	26. The repair shows.
	27. Stores for retall.
	28. Tailer shops.
	29. Breater and moving picture houses.
	30. Pursed th shops.
	31. Tire remaining establishments.
	<ol> <li>Unfertaking establishments.</li> <li>Obholstering establishments.</li> </ol>
	3. Touse trailers.
	Billboards, mublic caraces, dry cleaning plants, ensoling or cil stations, electric substations
the son Co	conversial or public or semi-sublic uses, not inconsistent with this section, may be permitted in marcial District upon anoroval by the city planning commission in special cases where such uses a detrimental to or tend to elter or charge the character of the meighborhood," shall be uponded
to read ap	
NO. 8 3244 1994	"All lands and buildings in the "B" Convercial District, as shown on the use map adopted
by aestion	21.4 of this chapter, may be erected and used exclusively for the ones permitted in the "A"
	d District or for any of the following agen:
	1. Auchionesring rooms.
	2. Auto barking lots.
	3, Bakerles,
	h. Barberabons.
	T.4 1944 T.4

Tanire. 5.

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- Haths. Đ.; Reauty shums. 7.
- Howline alleys. 8.
- 9. Husiness collores. Dancing Academian.

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11. Electric motor services. 12. Fromen food establishments. 13. Hotels. 1h. Laundries. Loan companies.
 Lockumiths.
 Offices. 18. Photograph offices. 19. Flumbing shops. 20. Poolrooms. 21. Print dhous. 27. Frivate clobe. 23. Restaurants. Phie cleaning shops.
 Sales and show rooms.
 Shoe repair shops. 27. Stores for retail. Tailer shuces.
 Theater and moving picture houses. 30. "inenith shore. ". Tire repairin- matablishueute. 32. Undertaking establishments. 33. Unbolaterin= establishments. M., Mouse soutlens.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest nericd allowed by lay.

> Mred C. Reldauf PRESIDENT OF COUNCIL.

Passen: Petrwary 10, 1958 APPECVID: February 11, 1958

Mendell L. Strone, Mayor Attants Alta F. Sheehe, Glark

BELINDEE HC. 4300

OND DIAMES ADDIALDER THE DESALIATION OF ALL STRUCTURE IN PERLID PROPERTY, OR THE SECONALE OF REVENUE THE STRENALS AND THOSE

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Cublicate 3/4/58 Brace redect Section 1. It shall be unlawfull for any person, firm or corporation, with directly, or by or through any agent, servant, or employee, to suspend or place any cloth or other sign, banner, streamer, or the like no or over any sidewalk, street, alley, or other public place, without first securing a permit so to do, and unless such sign, barmer, streamer, or the live, shall be placed or suspended and secured and fastened to the satisfaction and approval of the Chief of the Fire Department of said City of Marion; such permit may be obtained as follows:

Any person, firm or corporation desiring to place, or suspend any sign, banner, streamer, or the like on or over any sidewalk, street, alley, or other public place, shall first file a written application. for a permit with the desk sergeant of the Police Department; such application shall contain a description of the proposed sign, banner, streamer, etc., the location, material from which constructed, the method of securing or fastening same, and such other information as may be required. Suid application shall at once be presented to the Director of Public Safety, and upon his aptroval, such permit shall be granted, for which a fee of 50 cents shall be charged and collected prior to its issue; all fees received therefrom shall be credited to the Ceneral Fund. Upon the approval by the Director of Public Safety, the dosk sergeant shall issue such permit, and keep a record thereof together with the feen received.

Section 2. Any person, firm or corporation violating any of the provisions of this Grifmance shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding \$50.00 for each offense, and each day of continuing violation shall be construed a seperate offense. In the case of a firm or corporation, the person or official really responsible for such violation shall be considered the person offending.

Section 3. All such sims, awnings, banners, streamers and the like now in use, shall at once be made to conform to the provisions of Section 1 hereof, upon orders from the Department of Safety.

Section h. The Director of Safety-Service and the Chief of the Fire Department in determining whether or not a permit should be issued shall determine the reasonableness of said sign, having regard to the public health, mafety, morals and general welfare of the citizens of the City of Marion.

Section 5. This Ordinance shall not apply to flags and pennants installed on poles, which poles are inserted in holes in the sidewalks, the holes having been placed for that purpose.

Section 6. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

> Fred C. Baldauf PRESTORNT OF COUNCIL

February 24, 1958 PASSED: APPROVED: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta F. Sheehe, Clork

TEDERADOR NO. 6305

ORCHEARCH AS-SETABLISHING SALARY OF THE OF PARTICIP-MARK OF OF THE MARION FOR DIPAL AIRPORT.

NOW, THEMEFORE, BE IT ORDAINED by the Council of the City of Marion, State of Chio:



freque soint Section 1. That effective March 1, 1958, Section 21 of Ordinance No. 6163 which reads as follows: 1st 6 months service - 3275.00 per nonth; 2nd 6 months service - \$300.00 per month; After 12 months service - 5315.00 per month; is hereby amended to read as follows:

"That the salary of the Operator-Menager of the Marion Municipal Airport shall be as follows: \$150.00 par month."

Section 2. That this Ordinance is hereby declared to be an emergency measure in that it provides for the preservation of the health, safety, morals and general welfare of the citizens of the City of Marian and for the further reason that it is necessary to immediately re-establish the salary wherein it is in line with the overall program at the Marion Municipal Airport and as such it takes effect and be in force immediately upon the signature of the Mayor providing 1t receives a 2/3 vote of all the members elected to council.

February 20, 1958 PASSED: February 25, 1958 APPROVED; Wendell L. Strong, Mayor Attest: Alts F. Sheehe, Clock

Fred G. Baldsuf PHESIDENT OF COUNCIL. DEDITATION HO. CANT

NOW, THEREFORE, HE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That there is hereby created the position of Maintenance-Man at the Marion Municipal Airport, effective March 1, 1958.

Section 2. That the salary for the position created in Section 1 hereof shall be \$273.00 per sonth.

appropriated in A P 10 now designated Mowing Labor during the year 1958.

Section L. That this Ordinance is hereby declared to be an emergency measure in that it provides for the preservation of the health, safety, morels and general welfare of the citizens of the city of Marion and for the further reason that it is necessary to immediately re-establish the salary wherein it is in line with the overall program at the Marion Municipal Airport and as such it take effect and be in force immediately upon the signature of the Mayor providing it receives a 2/3 vote of all the members elected to council.

> Fred C. Baldauf PRESTIENT OF COUNCIL

455

PASSED: February 2L, 1958 APPROVED: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta F. Sheehe, Clark

DIRECTION DIRECTION

CHILIDIANCE TRANSFORTED FUNDS LEEDANY APPROPRIATE

NOW, THEREFORE BE IT ONDAINED by the Council of the Dity of Marlon, State of Ohio:

Section 1. That funds already appropriated in the Airport Fund be transfered as follows:

From A P 1 Operator To A P 10 Mosting Labor Total transfers Airport Fund

\$1130.00

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf FRESIDENT OF COUNCIL

PASSED: February 24, 1958 APPROVED: February 25, 1958

.

Wendell L. Strong, Mayor Attest: Alta F. Sheehe, Clark

CHENIHARDE ID. 5308

DEDIRATE TRANSPORTED AND AND ALARAY APPROPRIATED.

"MEREAS, by Ordinance No. 5158 Section 6 provides that the interest on the Bever Improvement Notes authorized in said ordinance was to be paid from the proceeds of said notes, and

WHEREAS, by Ordinance No. 6287 there was appropriated \$102,662.00 for the purpose of paying

note interest, bond interest, and bond retirement, which sum was appropriated from the Sever Revenue Fund and which sum included accrued interest from the sale of the Sever Revenue Notes wrowided for in Ordinance No. 6168 and also included all interest carned on inactive deposits, which inactive deposits vers on proceeds on Sever Improvement Notes insued under Ordinance No. 6168.

NCT, THE DEFONE, DE IT ONDAINED by the Council of the City of Marion, State of Chic:

Section 1. That there is hereby transferred from the Special Fund to the Sever Revenue Fund the sum of GL2,552.50 which sum represents the moneys appropriated from the Sever Neverue Fund by Ordinance No. 5287 and which sum of money was for the purpose of paying interest on the Sever Revenue Notes referred to in the preurble horeof.

Section 2. That the balance of said soneys in the Special Fund which was preated by Ordinance No. 6287 shall be paid by the Auditor to the Treasurer's Sinking Fund for the purpose of paying bond interest and retiring bonds which were authorized issued by Ordinance No. 6298. The momeys authorized in this section to be paid by the Auditor to the Treasurer's Sinking Fund includes the accrued interest received on the sale of the rotes mentioned in the preamble hereof and the interest earned on inactive deposits mentioned in the preamble hereof.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Paldauf PRESIDENT OF COUNCIL

#### 0007010173 BC: (349

# CREANANCE AUTHORIZONC THE PARTENT OF A CAIN TO MERENT FRALIN COMPANY IN THE ANDRESS OF \$59.10.

WHEREAS, on the 17th day of June 1957, at approximately 1:44 P. M., James E. Harris, an employee of the City of Marion, was driving a truck owned by the City of Marion, and while in the scope of his employment backed said truck into a building located at 158 West Center Street, Marion, Onio, damaging a rear door on said building, and

WHEPEAS, Murphy Realty Company, owner of said building, has made claim against the City of Narise in the amount of Fifty-nine Dollars and Ten cents, (\$59.10) and

WHEREAS, Conneil downs it advisable to pay said mlain,

HOW, THENEFORE, BE IT OFDAINED by the Council of the City of Murion, State of Objet

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of Murphy Realty Company and to pay unto Murphy Realty Company the sum of Pifty-nine Dollars and Ten cents (\$59.10).

Section 2. That for the purpose of paying said claim there be and is hereby appropriated from the Description of the Claim Payment Fund the sum of Fifty-nine Bollars and Ten Cents (\$59.10); that the amount is to be used for the purpose of paying said claim.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the City Selicitor of the proper vouchers thereof.

Section h. That this Ordinance shall take offect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: February 24, 1958 APPROVED: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta F. Sheehe, Clark

# OPDINGHIE NO. 0310

CONDIDANCY ATTROCEDURG THE PAIMENT OF & CLAIM TO HER. ROTH LINCOULST

WHETEAS, on the 16th day of August, 1957, Mrs. Ruth Landquist suffered a fall on the sinewalk on the north mide of Wilson Avenue alongside of the house at 173 Lincoln Avenue, causing her to break her glasses, and

WHENEAS, said Mrs. Buth Lundquist has made claim against the City of Marion in the amount of Twenty-five Dollars (\$25.00) for replacing her glasses.

WHEREAS, Council deems it adviseable to pay said claim.

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of Mrs. Ruth Landquist and to pay unto Mrs. Ruth Landquist the sum of Twenty-Pive Dollars (\$25.00).

Section 2. That for the purpose of paying said claim there he and in hereby appropriated from the Omeral Fund to the Claim Payment Fund the sum of Twenty-five Dollary (\$25.00); that the amount is to be used for the purpose of paying said claim.

Section ]. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the City Bolicitor of the proper vouchers thereof.

Section 1. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

11

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: February 2L, 1958 APPROVED: February 25, 1958 Wendell L. Strong, Mayor Attest: Alta F. Sheehs, Clerk

142

# CHILINGHIE IN. 6311

#### OPENTIARCE ANTERPRESENTATION THE PATHONE OF A DEADE TO THE VALUATION THELY CONTANY IN THE AMOUNT ON HAL.98.

WHEREAS, on the 7th day of November 1957, at approximately 8:00 A. M., Jack Honaker, an employee of the Murion Sanitation Department, was driving a sanitation truck owned by the City of Marion and while in the prope of his suployment, and backed raid truck into the rear of a 1953 Chevrolet panel truck belonging to The Van Atta Supply Company damaging said truck, and

WHEREAS, said The Van Atta Supply Company has made claim against the City of Marion in the amount of Mul. 98 for said damage to said truck, and

WHEREAS, Council doems it advisable to pay said claim.

NOW, THE GROME, HE IT ORDAINED by the Council of the City of Marion, State of Unio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay maid claim of The Van Atta Supply Company and to pay unto The Van Atta Supply Company the sum of Forty-four Dollars and Ninety-eight Cents (\$11.96).

Section 2. That for the purpose of paying said claim there he and is hereby appropriated from the General Fund to the Claim Payment Fund the num of Forty-four Dollars and Minety-eight Cents (\$44.98); that the amount is to be used for the purpose of paying said plain.

Section 3. That the City Auditor and Dity Treasurer are hereby authorized to draw and prepare vouchers and varrants in payment of said claim upon the approval by the City Solicitor of the proper voucher thereof.

Section h. That this Ordinance shall take effect and be in force from and after the earliest period ellowed by inv.

> Fred C. Baldauf FILES IDENT OF COUNCIL

Pehruary 24, 1958 PASSED: February 25, 1950 APP30VED:

Wendell L. Strong, Mayor Attest: Alts F. Shwele, Clark

#### DEDIEANCE ML. DBLZ

### CHILING MUTHERITZING WH PATHONS OF a GLAIM TO STRAKE COMPARED STREET IN THE ANYTHIN AT ALLS. TH.

WHEREAS, on the 14th day of November, 1957, at approximately 10:30 A. M. Charles Abrams. an employee of the City of Marion, was driving a truck owned by the City of Marion and while in the scope of his employment backed into a truck owned by Steward Construction Company damaging maid truck owned by Steward Construction Company, and

WHEREAS, said Steward Construction Company has made claim against the City of Marion, in the amount of One Hundred Sixty-two Dollars and Seventy-mine Cents (\$162.79), and

WHEREAS, Council doesn's it adviseable to pay asid claim.

NOW, THEBEFORE, RE IT ORDAINED by the Council of the City of Marion, State of Chio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said elaim of Steward Construction Company and to pay unto Steward Construction Company the sum of Doe Hundred Sixty-two Bollars and Seventy-nine Cents (152.79).

Section 2. That for the purpose of paying said claim there be and is hereby appropriated from the General Fund to the Claim Payment Fund the sum of One Hundred Sixty-two Dollars and Seventy-nine Cents (\$162.79); that the amount is to be used for the purpose of paying said claim.

Section 3. That the City Auditor and City Treasurer are hereby suthorized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the City Solicitor of the proper voucher thereof.

Section he That this Ordinance shall take effect and be in force from and after the earliest. period allowed by law.

> Fred C. Baldauf PHENIDERT OF COARCIL

February 24, 1958 PASSEDI APPROVEN: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta F. Sheeke, Clerk

# CHELINARCH NO. 6313

CONTRACT TO EXPLOY & TRABUNGAL SUPERFICIE AV THE MARION SPACE THEATHERT NORDS.

NOW, THEREPORE, HE IT ORDAINED by the Council of the City of Marion, State of Onio:

Section 1. That the Safety-Service Director be and he is hereby authorized and ampowered to enter into a contract to amploy Floyd G. Browne, dha Floyd G. Browne and Associates, as technical supervisor, for a period of one year beginning March 1, 1958, and ending February 28, 1959, for the sum of \$960.00 per year, payable in monthly installments of \$80.00 each, upon presentation of invoice.

<u>Section 2.</u> That the Ordinance be and it is hereby declared to be an emergency measure in that it provides a dally operation of said City and an such it shall become immediately effective upon its adoption and approval, provided it receives a two-thirds majority with of the members elected to Council, otherwise it shall become effective at and after the earliest period allowed by law.

> Fred C. Baldauf FREEDENT OF COUNCIL

PASSED: February 24, 1958 APPROVED: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta P. Sheahe, Clark

DROINANDE RO. 6 ELL

#### THEIRAGE LITTOFFILTING STOUGHT TO INCEMPTLE FORD, CLARK OF COUNCILS

NCW, "HEREFCHE, BE IT OFDAINED by the Council of the City of Marion, State of Doio:

Section 1. That there is hereby appropriated from the General Fund to the Clark of Council 1 8 5 Incidentals the sum of \$300.00.

Section 2. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: February 24, 1958 APPROVED: February 25, 1958 Fred C. Beldauf Phrsinew: OF COUNCIL

Wendell L. Strong, Mayor Attest: Alta P. Sheehe, Clark

# CHLINARES MD. 0315



CEDIMARCE FROM DELTTIG THE TESTALLITICS IN UNIVERSITY CAS MANTERS IN LITENC QUARTERS NITHER THE CITY AND PROVIDED FOR THE INSPECTION DEPENDER AND PROVIDEND A PERALTS FOR VECLATION THEREDOR.

"" WHEREAS, the installation and use of improperly vented gas-fired space or coom heating apparatus in living quarters in the city is a continued menace and threat to both life and property, Council drems it necessary for the preservation of the public property, health and safety to prohibit such installation and use.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Ulty of Marion, State of Unio:

Section 1. No person shall, within the corporate limits of the City of Marion, install, use or cause or permit to be installed or used, in any residencem apartment, flat, tenement, room or like living quarters, a gas fired space or room heating apparatus unless such apparatus is vonted to a flue or gas vent, so as to prevent the accumulation of toxic or injurious games or liquids, with vents to be extended to a point two (2) feet above the top of the highest point of the building in which installed. This section is not applicable to domestic gas ranges, demestic laundry stoves, gas log heaters which are installed in a fireplace with an adequate flue, and domestic hot plates unless they are used as space or room heaters.

Section 2. Any person who violates this section shall be guilty of a misdemeanor and each such person shall be guilty of a separate offense for each and everyday during which any violation is committed, continued, or permitted and upon conviction of a violation thereof shall be punished as provided in Section 1.4 of the Code of the City of Marion.

Section 3. The Safety-Service Director of the City is hereby authorized and directed to appoint employees of the Department of Safety and Service and Health to enforce this Ordinance in addition to other duties devolving upon them.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf FRESIDENT OF COUNCIL

PASSED: February 24, 1958 APPEOVED: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta F. Snrehe, Clerk

# ONDINATOR NO. 6326

DEPIEABLE CTEATERS POSITION AND CLASSIFICATION ESTABLIC: DER BALANIES AND VALUES AND BALARY DEALES FOR VERSONNEL EIFLOUDD AT MARION GENERAL, ROSTITAL.

WHERFAS, The Board of Governors has advised Council that it is necessary to pay employees at the Marion General Hospital according to their preparation and qualifications, and

WHEREAS, the Board of Covernors has established certain grades in the various positions at Marion General Hospital, and

WHEREAS, it is necessary to establish additional positions at the Marion General Mospital.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Chic:

Section 1. Effective March 1st, 1958, there is hereby established at the Marion General Mospital the following positions:

Registered Medical Technologist - Department of Bacteriology. Nursing Instructor Sterile Surgical Technician

The salaries and wages relating to such positions shall be in accordance with the schedule bereto attached consisting of four (h) pages and made a part bereof as if wholly written herein.

Section 2. The salaries and wages relating to all positions as are enumerated on the schedule attached hereto and not mentioned in Section 1 of this Ordinance shall become effective for such positions March 1st, 1958.

Section 3. The malarics and wages set forth in the attached achedule shall be payable aemi-monthly.

Section 4. Onto Licenses Fractical Staff Murses in addition to the compensation provided in Schedule hereto attached and made part hereof by reference shall be paid an additional Fifteen Dollara, (\$15.00) per month then employed for a calendar month on the regular nursing staff from 3:00 P. M. to 11:00 P. M. and an additional Ten Dollars (\$10.00) per month when employed 11:00 P. M. to 7:00 A. M. on the regular nursing staff.

Section 5. That all Ordinances or parts thereof which are in conflict herewith are hereby repealed.

Section 6. This Ordinance is hereby declared to be an emergency measure for the reason that it is immediately necessary to make the adjustments and additions provided herein, to retain personnel in all departments of the hospital, and for the further reason that it provides for the safety, health and welfare of the citizens of the City of Marion, Ohio, and as such emergency the same shall take effect and be in force immediately upon its passage and approval by the Mayor.

> Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: February 24, 1958 APPROVED: February 25, 1958

Wendell L. Strong, Mayor Attest: Alta F. Sheehe, Clerk

> MARION GENERAL HOSPITAL - MARION DHIO

> > PRESENT

### REVISION OF PAY SCALE CLASSIFICATIONS

LABORATORY

Chief Roof Haven

CLASSIF-IC: TION SALARY ORDINANCE 459

Medical Technologist (Head of Department)	A B C D E F G U	\$ 500 per month 475 450 425 400 385 350	AMERD ORD- INANCE 6162 TO READ	\$ 550 per mo. 500 450 400
Repistered Medical Technologist - Dep-				
artment of Bacterio- logy	4	-	NEW	\$ 150 per mo.
-1.0.147	A B C D	: + ::	CLASSIFICATION	1,25
	c	-		400
	D	-		350
Registered Medical				
Technologist				
(Assistant)	A Pi	13.65 per da.	AMEND CRD-	\$ 25.00 per di

NURSING INSTRUCTOR	CLASSIF- CATION	PRESENT CLASSIFI- CATION	\$ 3.00 per hr.
SURGICAL SUITE SUPERVISOR	A B C D	\$ 400 per mo. AMEND ORD- 375 INANCE 6162 350 TO READ 325	\$ 425. per mo. 400 375 350
OPERATING BOOM SUPERVISOR	A B C	\$ 13.75 per day AMEND ORD- 13.50 INANCE 6162 13.25 TO READ	<pre>\$ 16.50 per da. 16.00 15.00</pre>
SUPERVISOR	Å B C D	\$ 13.75 per day AMEND ORD- 13.50 INANCE 6162 13.25 TO READ	\$ 16.50 per da. 16.00 15.50 15.00
RELIEF - SUPERVISOR	A B C	\$ 13.00 per day AMEND ORD- 12.75 INANCE 6162 12.50 TO READ	\$ 15.00 per da. 14.50 14.90
HEAD NURSE	A B	\$ 13.00 per day AMEND ORD- 12.75 INANCE 6162 TO READ	<pre>\$ 15.00 per da. 14.50</pre>
STAFF MURSE	A B C D E F	\$ 12.60 12.00 12.00 11.45 11.20 11.20 12.00 10.75 AMEND ORD- INANCE 6162 INANCE 6162	\$ 14.00 per da. 13.50 13.00 12.50
GRADUATE NURSE (Eligible for Ohio Registration) * Graduate Murses af	A B C Ler passing State Board	\$ 11.00 per day AMEND ORD- 10.75 INANCE 6162 10.55 TO READ	\$ 12.00 per da.
examination automat Nurse Classificatio CRADUATE NURSE	ically go to the Staff		
( Not Elizible for Ohio Registration)	- A	\$ 10.55 per day AMEND ORD-	\$ 12.00 per da.
597	B C D E F	10.10 INANCE 6162 10.30 TO READ 10.20 10.10 10.05	11.50 11.00 10.00
RELIEF NURSE REGISTERED	Ä	\$ 12.60 per day AMEND ORD-	\$ 13.50 per da.
3.	B C D E F	12.00 INANCE 6162 11.45 TO READ 11.20 11.00 10.75	13.00 12.50 12.00
UNDER GRADUATE NURSE	A C D E	<pre>\$ 11.10 per day AMEND OHD- 10.55 INANCE 6162 10.05 TO READ 9.60 9.15</pre>	\$ 12.00 per da. 11.50 11.00
STERILE SUBGICAL TECHNICIAN	A	- NEW CLASS-	\$ 13.00 per da.
	B 2 Years Training 1½ Years Training 1 Year Training	- IFICATION	12.50 12.00 11.50 11.00
ALTS OT ALT AND ALL			

SURGICAL TECH-

NICIAN	A B C D E	\$ 20.55 per day 10.05 9.60 9.15 8.60	6162 TO 61 READ 44	Mo. 10.00 Mo. 9.50 Mo. 9.00 Mo. 8.50
OHIO LICENSED PRACTICAL STAFF				
NURSE	A B C D E F	\$ 9.45 per day 9.25 9.00 8.80 8.70 8.60	AMEND ORD- INANCE 5152 TO READ	\$ 10.50 per da. 10.00 9.50 9.00

DEPARTMENT OF MURSING	( CONTINUED)			
	CLASSIF- ICATION	PRESENT		SALARY
OBDERLY	4 B C D R M C	<pre>\$ 10.50 per day 10.30 9.85 9.35 8.90 8.20 7.75</pre>	AMEND ORD- IRANCE 6163 10 READ	12.00 per da. 11.50 11.00 10.50 10.00 9.50 9.00
SCHOOL OF THACTIGAL MU	RSING			
HUTRITICNAL INSTRUCT	08	\$ 3.00 per hour	AMEND ORD- INANCE 6162 NO READ	\$ 5.00 per hr.

Recommended Finance Committee Board of Bovernors on 24 January 1958 Approved by Board of Governors on 30 January 1958 for presentation to the Council of the City of Marion Onio for appropriate legislation.

#### CRIEDAMIE HO. CELL

# THE STRATE TO PROVIDE FOR HOLIDAY PAY TO EXHER LITES EFFLORED DI THE STRATES AND SATURATION TRADETERT OF THE CITY OF WARROW, WHICH,

HOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That from and after the effective date of this ordinance, all hourly rated employees in the Service and Sanitation Dept. of the City of Marion shall not be required to work except in an emergency on the holidays herein after designated.

Section 2. That all hourly rated employees of the Service and Sanitation Department who work on the work day immediately preceeding and the work day immediately succeeding the berein after designated holidays shall be paid for said holidays at regular time for 8 hours. I Doctor's certificate of injury or sickness of the employee on the day before or after a holiday shall meet the requirement of working that day.

diance +

Section 3. That the inlidays referred to in Section 1 and 2 hereof shall be the following

Syst:

a. The first day of January, known as New Years Day.

b. The thirtieth day of May, known as Decoration Day.

5. The fourth day of July, known as Independence Bay.

d. The first Monday of September, known as Labor Day.

a. Any day appointed and recommanded by the Covernor of this State or the President of the United States as a day of fast or thanksgiving, usually the fourth Thursday in November and known as Thanksgiving Day.

f. The twenty-fifth day of December, known as Christmas Day.

Section h. That any Ordinance or part hereof in conflict, herewith, be god is repealed.

Bection 5. This Ordinance shall take offect and be in force from and after the earliest period alloved by law.

FRESIDENT OF COUNCIL -

PASSED: March 10, 1958 APPROVED: March 11, 1958

Wendell L. Strong, Mayor ATTEST: Alta F. Shoehe, Clerk



OF THE SHIED FLOOR OF THE SAFETY-TENTIONE THREFTON TO THE MERITY A BOOM

WHEREAS, Council is informed that space is available on the third floor of the City Building which is not now needed for City use and

WHEREAS, The Marine Recruiting Service is interested in leasing a room therein.

NCW, THEREFORE, BE IT DEDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the Safety-Service Director is hereby authorized to lease said room to the Marion Recruiting Service on the following terms, to wit:

> The lessor shall furnish the following: 70° F, heat, AC Current for light and office machines, florescent electrical fixtures (cleaned annually), replacement supply of incandecent and florescent lamps, tubes and starters, including installation, hot & cold running water, wash windows monthly (inside and out), daily cleaning of public spaces, including toilet facilities and waste removal, janitor supplies, separate public toilet facilities for men and women, including scap, towels and tissue, including annual cleaning, initial decorating, redecorating at 36 month intervals, wall washing at 12 month intervals, build in wardrobes, directory swr

This lease may at the option of the Covernment be renewed from year to year at a rental of 228.00 per annum; \$19.00 per month, approximately 32.04/100 per square foot.

The Government reserves the right to terminate such lease upon thirty (30) days written notice.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: March 10, 1958 APPROVED: March 11, 1958

Wendell L. Strong, Mayor ATTEST: Alta F. Sheehe, Clerk

#### DEDITIANCE NO. 6319

ONDINALMI MARING MINITIONAL APPROPRIATIONS FROM THE SEMER SEVENCE WIND.

NCM, THEREFORE; BE IT ORDAINED by the Council of the City of Marion, State of Obio:

Section 1. That there is hereby appropriated from the Sewer Revenue Fund the sum of \$10,991.75 as follows:

To	S R 2	Superintendent's Salary	\$25.00
	S R 13	Contract for Billing	\$10,966.75

Total Appropriations

# \$10,991.75

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: March 10, 1958 APPROVED: March 11, 1958

Mendell L. Strong, Mayor ATTEST: Alts F. Sneehe, Clerk

#### 0297HAN(王 185, 5320

MEDISANCE ADDROWINDTO THE SAFETY-SERVICE PERSONS TO BELL AND DISPOSE OF ONE VELICLE HON GAMED IN THE CITY OF MARINE, ONLY.

WHE EAS, the Safety-Service Director has informed Council that the following described vehicle is no longer fit for public use:

One (1948) International Truck, Motor No. GRD 233 213594, Manufacturer's Serial No. 62205, Body Type: Dump Truck; Model: KBS 5, H.P.: 26.4; No. of Cyl: 6.

and,

15 IS	WHEREAS,	Council	deems	1t	advisable	to	authorize	the	Safety-Service	Director	to	cell	the
vehicle.							(101.7/128) 94/20-34750			-A. CUYUI	19.94	JOLL	VIIG

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

and dispose of the following described vehicle:

One (1968) International Truck, Motor No. ORD 233 213594, Manufacturer's Serial No: 62205, Body Type: Dump Truck; Model: XBS 5, H.P.: 26.4; No. of Cyl: 6.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law,

# Fred C. Baldauf FRESIDENT OF COUNCIL

PASSED: March 10, 1958 APPROVED: March 11, 1958

Wendell L. Strong, Mayor ATTEST: Alia F. Sheehe, Clerk

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# OMPLIMANCE MC. 6321

CHETWARD AUTHORIZED THE SAFEY AGENVICE DIRECTOR ID ADVINTUS. FOR SIZE AND MALE CONTINCTS AND PODUDANCE SUPPORTION AND ACTINED TO THE SEEN IVE NOT SAFETY WHEN THEN TO OF THE CLITY OF MARION, OWIG.

NCM, THEREFORE HE IT ORDAINED, by the Council of the City of Marion, State of Onic, two-thirds of all members elected thereto concurring:

Section 1. That the Safety-Service Director, be and he is nereby authorized to contract and purchase supplies and materials, to-wit: Sand, coal, cement, stone and such other materials as may be needed in the Service and Safety Departments of the City of Marion, Ohio.

Section 2. That said Safety-Service Director shall advertise for bids for such materials and he shall be authorized and directed to enter into written contracts with the lowest and best bidders for said materials required for periods of one year or fractions of one year beginning May 1, 1958, and terminsting not later than April 30, 1959. That said Director may reject any or all bids.

Section 3. That this Ordinance is declared to be an emeryency measure in that it provides for the safety, health, and velfare of the citizens of the City of Marion, Ohio, and for the Aurther reason that there is an immediate need for the supplies and materials described herein above in the City, and as such emergency shall take effect and be in force immediately upon its passage and approval by the Mayor.

> Fred C. Baldauf PRESIDENT OF COUNCIL

March 10, 1958 PASSED: March 11, 1958 APPROVED:

Wendell L. Strong, Mayor ATTEST: Alta F. Sheshe, Clerk

TELHANDA NO. 6322.

SECTIONS ANTERATED ANTE STREETS, PRINTER OF THE SPACE TEAMENT REAST TO LITERS SHALL TEACHERT SCHOOL IS COLUMNIC, DED, WARD * 2L TO H는 NA 1988.

MCW. THEREFORE, BE IT OBDAINED BY the Council of the City of Marion, State of Ohio.

Section 1. That James Simpkins, Employee of the Sewage Treatment Plant, is hereby authorized to attend Sewage Treatment School in Columbus, Dhio, March 21 to March 28, 1958.

Section 2. That the expenses in connection therewith incurred by said James Simpkins are hereby authorized to be expended from S-R-5, the Incidental Fund of the Sever Hevenue Fund, herotofore appropriated, not to exceed \$50.00.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest possible period allowed by law.

> Fred C. Saldauf PRESIDENT OF COUNCIL

PASSED: March 10, 1958 March 11, 1958 APPROVED:

Wendell L. Strong, Mayor ATTEST: Alte F. Sheehe, Clerk

CHDINARCE DD. 5323

DIDAMOS APTHORIZED THE READ OF DOVERDER OF HALLON CHEO BAL DESPITAL TO MAKE MULTER DEFAILS VITADAT STRUMS.

WHENERAS, an employion took place in one of the boilers at Marion General Hospital necessitating immediate and extensive repair to said boiler and

WHEREAS, an emergency exists us a result of said explosion and

WHEREAS, Council deems that in view of the emergency, said repairs should be made without bidding.

NOW, THEREFORE, HE IT CROATNED, by the Council of the City of Marion, State of Ohio:

Section 1. Council hereby finds that an unerpency exists at Marion General Hospital as the result of a boiler explosion.

Section 2. Council hereby determines that is view of said emergency, the Board of Covernors of Marion General Hospital is hereby authorized to proceed with repairs without bidding even though said repairs will exceed one thousand dollars (\$1000.00).

Section 3. That this Ordinance is hereby declared to be an emergency measure in that it provides for the preservation of the health, safety, morals, and reneral welfare of the citizens of the City of Marion and for the further reason that it is necessary to immediately make repairs at the Marion Caneral Hospital and as such take effect and be in force immediately upon the signature of the Mayor providing it receives a 2/3 vote of all members elected to Council.

March 10, 1958 PASSED: March 11, 1958 AFPROVED:

Fred C. Baldauf PRESIDENT OF COUNCIL

# ORDINANCE NO. 6324

### OSDINANCE AUDIORIZING THE PASSEDV OF A CLAIM TO MES. THELMA KLAVING AND APPEOPRIATION DIDOS THEREFORE.

WHERFAS, on the 28th day of March, 1956, at approximately 10:45 P. M. Thelma Blevins suffered an injury while a patient of Marion General Hospital and

WHFREAS, said Thelma Sleving has made claim against the City of Marion in the amount of Seven Hundred and Fifty Dollars (\$750.00) and

WHEREAS, Council deems it advisable to pay said claim.

NOW, THEREFORE, HE IT ORDAINED, by the Council of the City of Marion, State of Ohio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of Thelma Blevins and to pay unto Thelma Blevins the sum of Seven Hundred and Fifty Dollars (\$750.00).

Section 2. That for the purpose of paying said claim there be and is hereby appropriated from the Hospital Fund to the Claim Payment Fund the sum of Seven Hundred and Fifty Dollars (\$750.00); that the amount is to be used for the purpose of paying said claim.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim upon the approval of the City Solicitor of the proper voucher thereof.

Section h. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

> Fred C. Balduaf PRESIDENT OF COUNCIL

March 24, 1958 PASSED: APPROVED: March 25, 1958

Wendell L. Strong, Mayor ATTEST: Alta F. Sheehe, Clerk

ORLITNANCE NO. 5325

CULTINAMINE ANDREASTRY THE MARTEN WARPEN CONTACT TO INSTALL NALME AND FIRE PH/PANTS.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Marion, State of Ohio:

550 1 Section 1. That the Marion Water Company be and is hereby authorized to install a 6-inch water main in Glenwood Drive westward from its evisting 6-inch main a distance of 186 feet to supply five new homes now proposed for construction by Walter Larson.

Sastisted yes/so

Section 2. That the Marion Water Company be and is hereby authorized to install an 8-inch water main in Brentwood Drive south a distance of approximately 200-feet to speply four new homes now proposed for construction by Walter Larson. It shall be understood and agreed that the location of this main shall be between the proposed sidewalk and curb and the installation shall be deferred until the necessary grade lines are established by the City Engineer and the street provided with curbs and guiters. It shall be further understood and agreed that when it is necessary to further extend this main to supply additional homes, a fire hydrant will be installed at a location to be selected by the Fire Chief approximately 600 feet south of the existing hydrant at Brentwood Drive and Glenwood Drive.

Section 3. That the Marion Water Company be and is hereby authorized to install an 8-inch water main in Edison Avenue south from the ond of its existing 8-inch main 375 feet to the corporation line and that a fire hydraph will be installed at a location as directed by the Fire Chief. It shall be understood and agreed that the main and hydrant installations will be deferred until such time as grades are established by the City Engineer and curbs and gutters installed with provision being made between the proposed sidewalk and curb for the installation of the water main.

Section h. That this Ordinance shall take effect and he in force from and efter the earliest period allowed by law.

> Fred C. Baldauf FRESIDENT OF COUNCIL

April 14, 1958 PASSED: April 14, 1958 APPROVED:

Wendell L. Strong, Mayor ATTEST: Alta P. Sheehe, Clerk

# CHULINANCE SO. 6326

CADINANCE ATTHOUIZING THE COARD OF DOVERSING OF NAMION GADANAL HUBPLTAL TO EARDUTE A RELEASE FOR DARAGE COND. TO THE HERETTA', BUILDING BEOM FATHERT OF THE ANOTHER OF THE DARAGE AND APPENDED PATHENT OF MERSIO SELL.

WHEREAS, the Hospital building was damaged by an automobile numed by Hr. M. E. Peterson, and,

MHEREAS, the cost of repair was Three Hundred Twenty-Four Bullars and Thirty-Mine cents (\$325.39) and,

VMEREAS, the Insurance Company of said M. E. Feterson is ready to pay unto Marion Gineral Hospital, the sum of Three Hundred Twenty-Pour Bollars and Thirty-Nine Cents (\$322.39) upon execution of a release.

NOW, THEREFORE, HE IT DECAINED, by the Council of the City of Marino, State of Ohio:

Section 3. The Poard of Governors of Marion General H_dapital are hereby authorized and directed to execute a release unto M. E. Peterson of all claims arising from an accident damaping a door at Marion General Mospital upon the payment of Three Hundred Twenty-Four Dollars and Thirty-Nine Cents (\$321.39).

Section 2. The sum received shall be deposited to the Mospital fund.

Section 3. The Marion General Mospital is hereby authorized to pay the cost of repairs from the appropriate fund.

Section L. That this Ordinance shall take effect and be in force from any after the earliest period allowed by fax.

Freil 3. Baldauf PRESIDENT OF COUNCIL

PASSED: April 11, 1058 APPROVED: April 15, 1958

Wendell L. Strong, Sayor ATTEST: Alta F. Sheehe, Clark

# THE MARKE ME. 4197.

Park 18-26 58

CHEMINANTE TO PROFILIES N'ITH IMPROVEMENT OF LADES 178. THEN CHEMICS ADDRESS TO THE LADE AVE. BY WINHAUKED EXTERING PATERNET TO D'A FER'S AND CHEMICALTING A 15" LADE CONTINUES AND GETTING ON BADY STILL.

NON, THEREFORE, BE IT ORDAINED, by the Council of the City of Marion, State of Chica:

Section 1. That it is hereby determined to proceed with the improvement of Reed Ave. from Church Street to Indiana Ave. by widening existing pavement to 23 feet and constructing a 30" concrete curb and gutter on each side.

Section 2. That all claims for damages resulting therefrom shall be judicially inquired into after the completion of the proposed improvement, and the Solicitor be and he is hereby authorised and directed to institute proceedings in a Court of competent jurisdiction to inquire into such claims.

Section 1. That the whole cost of said improvement less one-fiftieth thereof and less the nost of reshaping and preparation of the existing base and less the cost of intersections shall be assessed by the fact front, upon the following described lots and lands, to-wit: all lots and lands bounding and abutting upon the proposed logrovement which sait lots and lands are hereby letermined to be specifically benefitted by hald improvement; and the cost of said improvement shall include the expense of the preliminary and other surveys, and of printing and publishing notices, resolutions and ordinances required, and the serving of said notices, and the cost of construction, together with interest on notes and bonds issued in anticipation of the collection of deferred agressments and all other necessary expenditures.

Bection L. That the assessments to be levind shall be paid in twenty sent-annual installments, with interest on deferred payments, at the arms rate as shall be borne by the bonds to be issued in anticipation of the collection thereof provided that the onner of any property assessed, may at their option, pay such assessment in cash within thirty days after the passage of the assessing order.

Section 5. That bonds of the City of Marion shall be issued in anticipation of the collection of assessments by installments and in an amount equal thereto and notes of sold City shall be issued in anticipation of the levying of such assessments and the issue of such bonds.

Section 5. That the City Engineer be and he is hereby directed to prepare and file with this Council a tentative assessment showing the amount to be assessed on each lot or parcel of land to be assessed.

Section 7. That to pay the remainder of the cost of said improvement there be and is hereby appropriated from the General Fund the sum of \$867.20.

Section 3. That the Director of Public Service be and he is bereby authorized and directed as soon as the funds therefore are available to make and passuie a contract for said improvement with the lowest and best bidder after advertisement according to law.

Section 0. Reference is made to Resolution No. 4280 passed on February 20, 1958.

Section 1). That this Ordinance shall take effect and be in force from and after the earliest period allowed by Jaw.

PASSET: April 14, 1958 APPROVED: April 15, 1958 Fred C. Baldauf PRESIDING OF DOUMCE.

#### DELLINANCE NG. 0,20

CONCRETE CORES AND GATTERS AND SORFACENG THE HAGAGAN WITH P } DOCHES ASPRALTIC CONCRETE.

# NON, THERFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That it is hereby determined to precend with the improvement of Whier Road from Mt. Vernom south 750 ft. to the present city corporation line by reshaping existing macadam, doing necessary grading, providing adequate drainage, constructing concrete curbs and gutters and surfacing the macadam with 2 1 inches apphaltic concrete.

Section 2. That all claims for damages resulting therefrom shall be judically inquired into after the completion of the proposed improvement, and the Solicitor be and he is hereby authorized and directed to institute proceedings in a Court of competent jurisdiction to inquire into such claims.

Section 3. That the whole cost of said improvement less one-fiftieth thereof and the cost of intersections shall be assessed by the foot front, upon the following described lots and lands, to-wit: all lots and lands bounding and abutting upon the proposed improvement which said lots and lands are hereby determined to be specifically benefitted by said improvement; and the cost of said improvement shall include the expense of the proliminary and other surveys, and of printing and publishing column, resolutions, and ordinances required, and the serving of said notices, and the cost of construction, together with interest on notes and bonds issued in anticipation of the collection of deferred assessments and all other necessary expenditures.

Section b. That the assessments to be levied shall be paid in twenty semi-ennual installments, with interest on deferred payments, at the same rate as shall be horne by the bonds to be issued in anticipation of the collection thereof provided that the other of any property assessed, may at their option, pay such assessment in each within thirty days after the passage of the assessing order.

Section 5. That bonds of the City of Marion shall be issued in anticipation of the collection of assessments by installments and in an amount equal thereto and notes of said City shall be issued in antic lpation of the levying of such assessments and the issue of such honds.

Section 6. That the City Engineer be and he is hereby directed to prepare and file with this Council a tentative assessment whosing the amount to be assessed on each let or parcel of land to be assessed.

Section 7. That to pay the remainder of the cost of said improvement there be and is hereby appropriated from the General Fund the sum of \$1.560.00.

Section 8. That the Director of Public Service be and he is hereby authorized and directed is soon as the funds therefore are available to make and execute a contract for said improvement with the lowest and best hidder after advertisement according to law.

Section 9. Reference is made to Resolution No. 4185, passed February 24, 1958.

Soction V. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSET: April 1L, 1950 APPROVED: April 15, 1958

Souter Mar. 19-26-13

Fred C. Baldauf FRESTLENT OF COUNCIL

Repdell L. Strong, Mayor ATTEST: Alta F. Sheehe, Clerk

#### DEFILIENTED MO. O STY.

ONTERRANCE DESELATION TEAPPIC ON DART RAISERSORT SERVICE AND BOLARLINISE. A 1. WAY STOR AT MAST PATHESOUNT, MURINSON AND PLAK HITERETS AND PROVIDENCE 5 PERALITY THINK ALL

NON, THEREFORE, BE IJ ORIMINED, by the Council of the City of Maring, State of Ohio:

Section 1. No motor vehicle shall be operated on East Fairground St. between M. Greenwood St. and Decator St. in oxcess of 20 M.P.H.

Section 2. The following streets are hereby declared to be stop strests at the intersections acmed and all traffic shall stop completely before proceeding at said interstections.

a. East Fairground St. where said street intersects with

Robinson Ave. and with Polk St.

b. Polk Street where said street intersects with E. Fairground St.

c. Robinson Sve. where said strest intersects with E. Fairground Street.

Section 3. Any person violating the foregoing provisions shall be amenable to Section 19,121 of the Warion City Code.

Section h. That this Ordinance be and is hereby declared to be an enhergency measure for the reason that it is necessary for the proper control of traffic within the City of Marion, in that it provides for the preservation of the bealth, safety, morals, and poneral welfere of the citizens of the City of Marion and as such take effect and be in force immediately upon the signature of the Mayor providing it receives a 2/3 vote of all the members elected to Council.

PASSEN: April 14, 1958 APPROVED: April 15, 1958

Vendell L. Strong, Mayor AT EST: Alta F. Sheene, Clerk PRESIDENT OF COUNCIL

DIFFERENCE DIFFERENCE

DEPENDING ANTINA LAND STEP OF A NUMBER AND MACHINE. FOR THE CITY TREASHERS.

MON, THEREFORE, BE IT ORDAINSH, by the Council of the City of Marion, State of Ohic:

Section 1. That funds in the amount of One-Hundred and Seventy-Five Dollars (\$175.00) be appropriated as follows:

> 125 Treasurers Incidentals \$175.00 TO Total Appropriated \$175.00

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

April 14, 1958 April 15, 1958 PASSED APPROVED:

Wenkiell L. Strong, Mayor ATTEST: Altal 7. Snache, Clerk

# CERTIFICATION NO. NO.1

UNCLUMENTA ADVICELZENCE ONE SAFETY SHEWICE DIDECTOR TO UNANT LIVERSHED AT THE NAMEON MEDICIPAL AIEFORT AND TO LEASE LANDS THEREON: ANTARA STARS AND MEDULATIONS VID) USEASD TO ATASOAT ACTIVITIES: ESTABLISHED FORS MA COMMERCIAL CONSTANTIONA AT THE A DEPOSIT AND DETAILED DEFENSI LEADS REPORT PRODUCTS: AND REPEALING THE DEADLE DEL 615, PASSES DA THE LICK DAY OF LANDARY, 1987.

WHEREAS, under date of February Ltb, 1958 The Marion Air Service, Inc., an Dhio Corporation, proposed to the City of Marion, the construction of a hangar and the establishment of an eircraft maintenance shop, and

"HEREAS, said proposal has, in part, been approved, thereby requiring contain provisions of Ordinance No. 6154 to be repealed.

NOF, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohic:

Section 1. That Ordinance No. 615h passed on the lith day of January, 1957, be and the same is hereby repealed.

Section 2. That the Safety Service Director be and he is hereby authorized to lease parcels of ground at the Harion Municipal Airport for the construction of hangers or buildings thereon for the storage of aircraft or shops for the repair and overhaul of aircraft and aircraft engines, or for other purposes essociated with, or incidental to the operation of an airport, on the following terms and conditions:

1. That parcels of land leased for the construction of hangars, service shops and other businesses shall be in those areas designated for such purposes on the master plan of the Harricipal Airport, or any revisions thereof. That the Safuty Service Lirector is suthorized to execute a lease with Marion Air Service, Inc. covered by the following description:

Commencing at a point along the east side of the hangar area taxiway which taxiway runs in a south southwesterly direction from the terminal ramp Fifty (50) feet northeast of the north line of the Galion Iron Works hangar; thence Forty (40) fect in a southeasterly direction -- said line being parallel with the north line of the Galion Iron Works Hangar -to a point which is the southwest corner of the leased previses herein described; thence Eighty (80) feet in a northeasterly direction and parallel to the existing taxivey; thence Eighty (80) feet in southeasterly direction to a point, which line is parallel to the northwest line hereinofter described; thence Eighty (80) feet in a southwesterly direction also parallel to the existing taxiway to a point; thence Eighty (80) feet in a northwesterly direction to the place of heginning. Said area being a square in dimension Eighty by Eighty (80 % Rd) feet.

Fred C. Palcauf PRESIDENT OF COUNCIL

- P. Form of Lease. All leases issued for construction of hangars pursuant to this Ordinance will be for a period not to exceed eighteen (18) years. An option to renew said lease may be granted for a term which is the same as the original term of the lease for a consideration hereinafter recited.
- C. Lease Payments. That the charges imposed for the leasing of land at the Marion Municipal surport during the original term of any lease issued hereunder shall be the sum of Two Cents (30.02) per square foot per annuo. For any options granted under this ordinance the lease payments shall not be less than One Cent (\$0.01) per swaare foot nor more than Five Cents 730.05) per square foot per annum.
- All buildings shall coolorm to a more or less standard design and set of plans and specifications shall be approved by the Safety Service Director, the Council of the City of Marion and the Airport Manager.
- E. Lessees shall maintain their respective buildings in an orderly and presentable condition at all times.
- F. Said leases shall not be essignable except with the opproval of Council and the Safety Service Director. The said Director being authorized to execute such assignment when approval is granted.

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- H. That as an incident to the construction of a hangar facility by Marjon Air Service Inc. on the property described in Paragraph 4. above, the said Harion Air Service, Inc. is granted the right to build a concrete ramp leading to the existing taximay, and further, Marion Air Service, Inc. is hereby granted an exclusive easement on a location to be determined by the City Engineer for the construction of a one (1) inch water line from Williamsport Hoad to the property described herein at a depth of Your (1) feet. The said Marion Air Service, Inc. shall have the right to repair, replace and maintain said water line.
- I. That Marion Air Service, Inc., is granted the right of first refusal to an area immediately adjacent to the southwest side of the premises to be leased for expansion purposes. The option so granted shall be exercised within ninety (90) days from the receipt of written notice from the Safety Service Director given to Marion Air Service, Inc. In the event Marion Air Service, Inc. exercises this option the terms of the Isase agreement shall be consistent with the within ordinance.

Section 2. That the Safety Service Director is hereby authorized to lease and ront space in the administration building for use as a restaurant, office or other purposes pertaining to sirport operation or to aviation activities upon the following terms and conditions:

- A. That said leases shall be at the rate of 32.00 per square foot per annut.
- B. Realaurant shell be at the rate of 2% of grean receipts.
- Said leaves shall have at least one renegotiation period every two years, as to rental rate only.

Section 1. That may person, firm or corporation doing business on the Marion Municipal Sirport shall have a license therefore. Which licenses shall not be considered as licenses coupled with a lease and all leases and licenses shall so state.

Section 5. That the licenses authorized in Section & hereof shall be leaved by the Safety Dervice Director to persons, firms or corporations in the use of the airport for commercial purposes, including but not limited to sale of gasoline and oil, student instruction, aircraft charter or air taxi, sale of aircraft engines and component parts, aircraft supplies and accessories, service, maintenance and overhaul of aircraft and aircraft engines, on the following terms and conditions:

- A. The charge for any license issued to any person, firm, or corporation pursuant to this Ordinance by the Municipal Airport shall be 11.00 per annum for each of the above names commercial purposes.
- B. & Huensee granted a licenst for the sale of gasoline shall pay a royalty of two cents (50.02) per gallon to the City of Mariou for the first fifty thousand (50,000) gallons sold during a calender year and the sum of one cent (10.01) per gallon on each gallon sold in excess of fifty thousand (50,000) gallons during a calender year. For such licensee as consumes gasoline in the carrying on various activities at the Serion Lunicipal Airport such licensee shall pay the sum of one cent (\$0.01) pur gallon for each gallon so consumed.
- C. Any person, fire or corporation issued a linence under this oriinance for the sale of Aircraft or aircraft engines and/or corponent parts, aircraft accessories; the overhau) and maintenance of aircraft and component parts; charter and air taxi; flight instructions shall, commencing on the sixts year after the issuance of the license, pay one half of one per centum (15) of the gross receipts excluding sales taxes unto the City of Marica Obio.
- D. All royalty fees for gasoline for commercial operation on the Morion Municipal Airport shall be paid in monthly installements due and payable to the Airport Manager by the 10th of each and every month, for the preceeding month. All royalty fees on gross volume of business other than gasoline sales shall be paid quarterly and there shall accompany said payment a sworn statement of the volume of business other than gasoline sales, done during the period covered by said report.
- E. Licenses issued under this section, except license for sale of gasoline, shall be for the same period as the lease agreement. In the event a licensee is not size a lessee then said license shall be for a period of year. All licenses for the sale of pasoling shall be for 1 year.
- 7. Any restaurant license shall not exceed a period of five years.
- G. Said licenses shall be issued by the Safety Service Director only after the persons, firms or corporations show that they have the facilities to meet the requirements of the Rules and Regulations hereto attached and made a part hereof. Said licenses after hearing may be revoked by the Safety Service Director for failure to maintain said facilities.

Section 5. Any stretait based at the Marion Municipal Airport shall carry public liability and property damage insurance in the minimum amounts of : bodily injury liability 310,000.00 each person and \$20,000.00 each accident, property damage liability in the sum of \$10,000.00. The owner of aircraft board at the Marion Municipal Airport shall furnish a certificate to the Airport Manager from the underlying insurance carrier showing compliance with this section.

Section 7. That all maintenance and repair or overhal of aircraft or aircraft engines done on the Marion Municipal Airport shall be done under the direct supervision of a licensed GAF mechanic.

Section 8. This ordinance is hereby declared to be an emergency ordinance in that it provides for the mafety, health and we face of the citizens of the Gity and for the further reason that it concerns itself with the immediate expansion of the airport facilities and as such emergency shall take effect and be in force immediately upon and after its passage and approval by the mayor.

PASSED: April 14, 1958 APPROVED: April 15, 1958 Wondell L. Strong, Mayor, ATTEST: Alta F. Sheehe, Clark Pred C. Byldauf PRESI ENT OF COUNCIL THE MARTON MUNICIPAL ASSESST.

- / Commercial operator's license shall be bauged rubject to the following terms and conditions:
- Any person, firm, or corporation desiring to operate commercially on the Marion Municipal Airport shall have a Commercial Operator's License.
- 7. I license shall be lesued for the sale of gasoline, oil, aircreft and component parts, aircraft screesories, overhaul and maintenance of aircraft and component parts, charter and air taxi, flight instruction, aircraft storage, and other purposes associated with, or incidental to an airport operation.
- b. Licensee shall own or control suitable equipment and facilities for such of the above services he renders.
- Licensee shall comply with local surport rules and Civil Air Regulations while performing such services.
- 5. Lacenses shall have an atlendant on muty or available twenty four hours per day.
- Theshaee shall cooperate with the sirport manager in fiving the bast possible service to the public.
- B. A license to operate a restaurant on the sirport shall be a separate license and shall be issued to such person, firm or corporation meeting the requirements of the correct ordinances.

Publiched 426. 5/3/58

#### CONDENSION NO. 6722

TENTRABLE PROFILING AT THE FILTRONE OF MATER PATTOR LITE OF MARDUE IN ANTI-TENTION OF INFRANCE OF MORES FOR THE FILTRONE OF MAINTED THE BELGETS OF THE PREMARY SWIMPEND PARE, CONSTRUCTING CONTINUE DESKS ABOUND POOL, THERE ALL AND A FILTRE EXECTING AND INFRANCE AND DECLED; ANOTHER DESKS ABOUND POOL, AND CONSTRUCTION A DEFLICIENTS WATCHE FORT; AND DECLEDING THE MELEDATTY OF THE INFRANCE OF DAILS BOUND WAS DOND FORFUND.

MEEREAS, this Council has requested the City Auditor to issue his contificate as to the estimated life of the improvement to be constructed "row the proceeds of the books horsehafter toferrer to and of the notes to be insued in estimization of said bonds and as to the maximum materity of such books and notes and the City Auditor has centified in this Council such estimated life as exceeding five years, to-uity ten years, and has further certified the maximum maturity of such books as ten years and such notes as five years.

MCN, THERSFORE, BE IT DECAINE by the Council of the City of Harrion, State of Chica

Sention 1. That it is hereby declared nonessary to resue houds of the tity of Herium, Onic. 20 the principal sum of Porty-Five Threased Bollars (\$15,000.00) for the purpose of raising money for raising the height of the present subming pool, constructuse concrete decks around puol. Sontalling a filter system and nonessary opportentiones, acquiring deck equipment, and constructing a children's wadday pool.

<u>Southon</u> 7. That said bonds of the City of Marion shall be issued in the principal must of Forty-Five Figure (51,000,00) for the purpose aforesaid, said bonds shall be in the denomination of the Figure distance (51,000,) and and that be taked approximately May 1, 1959, and shall be issued bearing interest at the rate of Four per cent (12) per unnum, payable semi-annually on the 1st, day of May and November of each year until the principal sum is paid and shall mature in substantially equal semiunnual installments ofter their insuance.

Section 7. That It is unequary and this Council horoby determines that notes shall be issued in enfociention of the issuance of said bonds.

Sention L. That such anticipatory notes in the smount of Forty-Eve Thousand Bollars (265,00%.) which sum does not exceed the emonat of the hond issue, shall be issued hearing interest at the rate of three per cent (3%) per annum, payable semi-ennuelly, such notes shall be dated on the lat, day of Kay. 1958 and shall nature on or before the 30th day of April, 1957. Such notes shall be executed and delivered in such number and such denomination as may be requested by the purchaser of such octes. Such notes shall be redeemable at any interest period.

Soulion 5. Such notes shall be executed by the Mayor and City Auditor and shall bear the seal of the Corporation, and anall to payable at the office of the City Treasurer in the City of Marino, Shio, they shall express upon their face the purpose for which they are issued, and that they are issued in pursuance of this Collognee.

<u>Section 6.</u> Baid notes shall be first offered to the Sinking Fund Trustees of the City of Harion, and so mony of the same as shall not be taken by child Sinking Fund, shall be sold at private sale by the City Auditor, but for not less than par and accided interest, and the proceeds for such sale, except any premium and account interent, therean shall be paid into the proper fund and used for the purpose aforesaid, and for no other purpose. Any premium and eccrued interest shall be considered to the Si king Purd, to be applied to the payment of principal and interest of said notes in the manner provided by lap.

Section 7. Said notes shall be the full gameral of ignorations of the lity and the full four monit, and revenue of sail lity are bareby played for the prompt payment of the same. The par value to be received from the sale of the bords anticipated by said notes and any excess fund resulting from the issuance of said notes shall to the extent metanomy of used only for the retirement of said notes at maturity, together with interest thereon, and is family played for such purposes.

Section 9. Buring the year of years while such notes run there shall be levied on all the taxable

The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with the interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of said notes on the bonds in anticipation of which they are issued when and as the same fall due.

<u>Section 0.</u> That the proceeds of the calc of notes herein authorized to be issued, be deposited in the swimming pool (upd (new construction) and that the sum of \$45.000. Is bereby appropriated for the purpose of paying bid contracts in accordance with the ordinance authorizing the contracts for construction and acquisition paxsed on the 17th day of April 1958.

Section 10. It is hereby detrained that all acts, conditions and things necessary to be done, predecent to and in the issuing of these notes, in order to make them legal, valid and binding obligations of said city of Marion have been done, performed and have happened in regular and due form as required by law; that the faith, credit and revenue of said City of Marion are hereby irrevocably pledged for the prompt payment of the principal and interest thereof of maturity and that no limitation of indebtedness or taxation cither statutory or constitutional, has based exceeded in issuing these notes.

Section 11. The City Auditor is hereby directed to forward a certified copy of this Urdinance to the County Auditor.

Poolin 10. That this Visioner is hereby declared to be an emergency measure in that it provides for the besith, safety, and welfare of the citizens of Visio, Whio, and for the further reason that it is necessary to have pool facilities evailable for this year of 1958, and the moneys for said project to make the pool available, and as such shall take effect and be in force immediately upon its passage and approval by the Mayor.

> Pred C. Baldaud PRESIDENT OF CODECIL

PASUET: April 17, 1958 APPROVER: April 19, 1959

Active L. Strong, Mayor ATTLST: Alta F. Sheehe, Dierk

#### DININAMON SID. 2333

CHERTRANDE ADTECHIZING THE BOARD OF PARE COMMISSIONERS TO ADVENTION WH WITH AND INTER THIS CONTRACTS FOR THE BORDWATION OF THE BEIGHTEND POOL AT LENGTH PARE AND THE BAILING THE PRESENT HEIGHTE OF THE PRESENT BEIMEDNO POOL, COMMINDETING CONCLUENT FRENS AROUND PORE, INSTRUCTIONS & FILTER SYSTEM AND NECESSARY APPRICAMANDES, ADQUERING THESE REPIPMENT, AND CONSTRUCTIONS & FREIDRAN'S WARTED POOL;

VREPERS, Council has heretofore found that it is necessary to renovate the swiwing pool at Lincoln Park and reise the present heighth of the present mainting pool; construct concrete deck around pool; install a filter system and necessary appurtenances, acquire deck equipment, and construct a children's wedding pool, and

MMERSES, plans, profiles and specifications have been prepared by the Marion City Engineer.

NOW, THEREPURE, HE IT ORDAINED by the Council of the City of Marion, State of Chic:

Section 1. The Board of Park Commissioners is hereby authorized and directed to edvertise for bids and onter into contracts pursuant to law for the renovation of the stimming peol at Lincoln Park and for the raising of the heighth of the present avianing peol; constructing concrete decks bround peol, installing a filter system and necessary appurtenances; acquiring deck equipment, and constructing a children's wading peol.

Section 7. Said bids and contracts shall be in accordance with the plans, profiles and specifications now on file in the office of the Marion City Engineer, which plans, profiles and specifications, Council hereby approves.

Section 3. That this Ordinance is hereby declared to be in energency measure in that it provides for the health, safety and welfare of the citizens of Marion. Onlo and for the further reason that it is necessary to have pool facilities available for this year of 1054, and the moneys for said project to make the pool available, and as such shall take effect and be in force immediately upon its passage and approval by the fayor.

PASSAU: April 17, 1958 AFPROVED: April 10, 1958

Yendell L. Strong, Mayor ATTEST: Alts 7. Sheehe Fred C. Balifour Prestourt of Coulding



# OR TRANCE SLAVE LT34

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### ATTRACTOR 615

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- (2) to provide the foundation of the left of, the found test has pair a sum of many specitest. The the low bid heat the provide test to provide the.
- The follower shall be pair the anti-field during the actual conditions in a ratio to the Represent work completed.

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TRUET : April 78, 1955 MERCHART April 79, 1957

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# CHED INAMES, NO. 8-556

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THERE , at in Scorpt 2. Now and the made misting the City of Marion, Bhio, in the amount, of Seventy-Five dollars and Pirty-teven cent_ (17:57) and,

TELSE, Council Terms in accession to pay and clar of

NO , EDIZENNE, EN DE DEPLIE , MY NE TARE D'ATAL DELS L'ELLANDES : 201, 1

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F105F71 April 20, 1750 AFP30VEL: April 21, 1957

Western 1, Strong, Type ATTORNA ALLA P. BRIGHT, TIARL

#### UTITALBOY WO. SLIFT

Vulliphon CHARLES CONTRACTOR AND A CAMERICAL ADDRESS OF SAME AND A CAMERING ADDRESS AND A CAMERING ADDRESS ADDRES

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Desilion 1. That the following streets whill be imaginated on "Fire Line" of two 1-7rd about be prod Baller from 1 af ne in arun "Fim Lun".

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Wendell L. Inrie, Mayor CITERT Mar - Spenker, South

# OFFICE NO. DODE

# (PUTABLE APPERATE) THE R. LINCLE PART MINER PAIL TREETER.

HELERG, 15 to necessary to provide funds for examine pool continuation and archaethy expension connected therein at Shundin Parl.

MAR, THEREFUL, BE IT SHALLED, BY WAR CountY' of the Clty of the one, State of Date 4

3. 117.001. That there is hereby transferred and appropriated from the General Fiel to the Special Fuel, Invola Park port project, the cam of 3000.000.

Soution 1. Than Spotnesses shall take effert and he is "uppe from tod offer the eacitum period estmined by low-Ernd G. But And ATTLET: PARE Hawke Missing April 76, 1963 April April 20,1168 Wondell L. 210 ma

#### BUT THURSE HOLES IN

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HEERING, County? device that GO CUTS of the funda shall be obtained from the taket Personn (and on 5.12 1/13 from the Dencyal Emprovement Fund, Store houd,

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Section 1. This stars he and or branching if from the Seven levenue Fund to her Special Fund the sum of This shows in

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FAESED) April 20, 1758 APPECART: April 20, 1758

Wendell L. Starwal, Tayor. Article Acta C. Charles, Clara

#### OL THATE ID : . . FW

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SHERRAR, Druncell Activities these webs sum Hamile for refunded the the Eries Rathmark Company,

(这), 空前记程)证, EE EF ORGENEET, by the Cremer'l of the Stry of Sarian, State of Ohios

Greating The two of 17,772.46. That the propose of phylog the relief described in the pressule hereof, there be and is hereby appropriated from the sever semial fund to the Seven Bevenne Refind the san of 

Deriven TV TP 5 the City Auritan and Gity Treasurer are lareby actionized to draw are preparavoormen and variance in payment of self claim upon the approvally U : Uity Dillibre of the proper voucher Undersal.

Section 1. Sect this Orginance shall take off at and by in Surge from and after the exclusion PERCENT ATTACK

14055E1: April 77, 1059 MP7807E1: April 77, 1059

Endel" I. Servic, Crear ATTEN: Alter 7. Creare, There

#### ORCENANCE BULL BEAR

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Jublish 18/5 HAT, MELLAND, 72 IF WITHING by Der Council of the Dily of Merlon, State of J de

Section 1. The Safety-Service Director is bureby sutherised with threated to install a traffic control light at the incersorition of North Greewood and East Fairgonial Iterate.

5 -11: 2. This the traffic light located at the Intersections of D. 14. Sto of And Teat Denter Showed by removable

<u>Distinct</u>. That the ever effected newsers and installations thereof shell is poll from funds already approximately.

Section in This Sufficient shall the office and be in force from and after the earliest period nticshill by ". ...

FASSED: April 27, 1957  FOR P DE DP CHUSE

Rived C. Baldads

Fre C. Balling"

WESTERN DE SUU TI

Manufarth E., Garony, Mayor 2012271 - Atta T. Dheebn, Glavia

# OTDINATE NO. 6213

OBDITATION ANTICICLUM THE BOARD OF DOVIDINASS OF THE PARTON CONTRAL DODDERAL TO ADVIDTUME FOR BIDD AND PART CONTRACTS AND PERCHANI A-DAY FIN FOR THE AT BATEOR ONN-DAL HOSPITAL FOR THE PERFOR FORM JUBB. 1, 1938/TO JUBE 1, 1939.

NOW, THEREFORD BE TO DEDAINED by the Council of the City of Marion, State of Ohio, two-thirds of all members slopied thereto concurring:

Section 1. That the Board of Govermors of the Matton General Hospital, be and they are hereby authorized to contract and purchase supplies and materials, to-wit: X-ray flip for use at Marion General Bospital.

Section 2. That said Board of Governors shall advertise for bids for such x-ray film and they shall be authorized and directed to enter into written contract with the lowest and best midder for sold X-ray film required for the period from June 1, 1958 to June 1, 1959. That said Board of Governors may reject any or all hide.

Section 3. That this ordinance shall be and it is hornby dentared to be an emergency measure for the reason that there is an immediate need for the supplies described rereinabove and for the further reason that it provides for the safety, health and whifare of the citizens of the City of Marian, Uhio, and as such emergency shall take effect and be in force immediately upon its passage and approval by the Mayor.

> Fred C. Baldauf PEESIDENT OF COUNCIL

PASSED: May 12, 1958 APPROVED: May 13, 1958

Second 11 L. Strong, Mayor ATTEST: Alta F. Sheeke, Clerk

# CHERTRAL MEL BOARD

contrance automations) the varient of a class by minut partors of the America of 1-1.57.

MEDIAS, on the 16th day of April 1958, Leslie Taylor, an employment of the City of Marine, was driving a truck owned by the City of Marine, and while in the scope of his employment, struck an automobile owned by Honry Danson, and

WEREAS, said leave Dawson, has made claim aginst the City of Marion, in the amount of Portyeight Dollars and Thirty-seven Cents for the damage to his automobile as the result of said accident, and

WHERMAS, Council dooms it adviseable to pay waid claim.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, Beats of Ohio:

Section 1. That the City Solicitor be and he is Merety authorized to settle and pay said claim of Menry Dawson and to pay unto Matry Dawson the sum of Forty-eight Bollars and Thirty-seven Cents (\$48.37).

Section 2. That for the purpose of paying and claim there be and is hornby appropriated from the General-Fund to the Ulais Payment Fund the sum of Forty-might Bollars and Thirty-seven Cente; that the amount is to be used for the purpose of paying said claim.

Section 3. That the City Auditor and City Freasurer are hereby authorized to draw and prepare wouthers and warrante in payment of said claim upon the approval by the City Solicitor of the proper wouthers thereof.

Section *. That this Ordinance shall take offect and be in force from and after the sarliest period allowed by law.

PESSIDENT OF COUNCIL

PASSED: May 12, 1958 APPROVED: May 15, 1958

Wandell L. Strong, Mayor ATTEST: Alts F. Sheshe, Clerk

Publiched 1952

#### HERITHAMOR NO. 68485

CERTINANCE TO PECTRUD WITH THE EMBERYCHENT OF INDERWOOD AVENUE BY THE CONSCREPTION OF A CONCEPTE GUES AND SUBJECTED AND SUBJECTIVELY PAVENESH' IN DEDINGOOD AVENUE FROM WOODBOD AVENUE TO THE CLIT LIPITS.

NOW, THEREFORE, BE IT ONDAINED by the Council of the City of Marion, State of Ohio, three-fourths of all members elected thereto concurring:

Section 1. That it is haraby determined to proceed with the improvement of Underwood Avenum by the construction of a concrete curb and gutter and substantial pavement in Underwood Avenue from Woodrow Avenue to the city limits, in accordance with the plans, specifications, estimates and profiles of the proposed improvement prepared by the City Engineer, which plans, specifications and profiles are now on file in the office of the Director of Public Service of the City of Marion, Ohio.

Section 2. That all claims for damages resulting therefrom shall be judicially inquired into after the completion of the proposed improvement, and the Solicitor be and he is hereby authorized and directed to institute proceedings in a Court of competent jurisdiction to inquire into such claims.

Section 3. That the whole cost of said improvement less one-fiftlath thermof and the cost of intersections shall be assessed by the foot front upon the following described lots and lands, to-wit; all lots and lands bounding and determined to be specifically benefitted by said improvement; and the cost of said improvement shall include the expense of the preliminary and other surveys, and of printing and publishing notices, resolutions and ordinances required, and the serving of said notices, and cost of construction, together with interest on notes and bonds issued in anticipation of the collection of deferred assessments, and all other necessary expenditures.

Saction 4. That the assessments to be levied shall be paid in twenty (20) semi-annual installments, with interest on deferred payments, at the same rate as shall be borne by the bonds to be issued in anticipation of the collection thereof provided that the owner of any property assessed, may at his option, pay such assessment in cash within thirty days after the passage of the assessing ordinance.

Section 5. That bonds of the City of Marion shall be issued in anticipation of the collection of assessments by installments and in an amount, equal thereto and notes of said City shall be issued in anticipation of the levying of such assessments and the issue of such bonds.

Section 6. That the City Engineer be and he is hereby directed to prepare and file with this Council a tentative assessment showing the amount to be assessed on each lot or partel of land to be assessed.

Section 7. That to pay the remainder of the cost of said Laprovement there be and is hereby appropriated from the general fund the sum of \$5,393,32.

Section 8. That the Director of Public Service be and he is hereby authorized and directed as soon as the funds therefore are available to make and execute a contract for said improvement with the lowest and best bidder after advertisement according to law.

Section 9. Reference is made to Resolution No. 4194, passed April Lat. 1958.

Section 10. That this ordinance shall take affect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: May 12, 1958 APPROVED: May 13, 1958

Wendell L. Strong, Mayor ATTEST: Alta F. Sheebe, Clerk

#### DEPITYANCE NO. 6346

ORDENADCE VALATION & CHETAIN POERFEES POOT ALLEY RUNNING EAST FROM USE STREET BRIVER LETS HIMBERED IV. AND 1945 IN LOVE'S THIED ADDITION TO THE CITY OF MARION, TO A CERTAIN SIRVER FOR PORTH AND SOUTH ALLEY, WHICH HORTH AND SOUTH ALLEY LESS ALONG THE EAST END OF THE AMMENALD LOTS.

WHEREAS, on or about the 27th day of March, 1958, a petition was filed by Mr. & Mrs. Paul V. Smith and Mr. & Mrs. Ernest Orr, owners of all the property abutting on the portion of an alley to be vacated, said alley being a certain fourteen foot alley running east from Lee Street between lots numbered 1944 and 1945 in Love's Third Addition to the City of Marion, to a certain sixteen foot north and south alley, which north and south alley lies along the east end of the aforesaid lots, and

WHEREAS, sli the abutting property owners thereto have signed said petition, and

WHEREAS, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for, and that it will not be detrimental to the general interest and ought to be made.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Dhio:

Section 1. That all that portion of a certain fourteen foot alley running east from kee Street between lots numbered 1944 and 1945 in Love's Third Addition to the City of Marion, to a certain sixteen foot north and south alley, which north and south alley lies along the east and of the aforesaid lots, be and the same is hereby vacated.

Section 2. That nothing in this Ordinance shall be construed to effect any easement now existing with reference to this vacated alley.

Section 3. That the Clerk of Council is hereby directed to forward a cartified copy of this Ordinance to the Auditor of Marion County, Ohio, and to the Recorder of Marion County, Ohio.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law. PASSED: May 12, 1958 APPHOVED: May 13, 1958 Wendell L Strong Mayor ATTEST, Alts P Shurby Clash

#### COLD THANKS SHE 6.3HT

CHOINGING AND DESCRIPTION THE BUILD OF CONTRACTOR AND THE PARTY CONTRACTOR AND AND THE PARTY OF THE CONTRACTOR AND AND DOTATION AND THE PARTY OF THE CONTRACTOR OF ANTION OF THE STREET OF THE PARTY OF THE PARTY OF THE STREET OF

NOW, THEREFORE, BE TT ORDAINED by the Gouncil of the City of Marian, State of Ohio:

Bertion 1. That the Board of Governors of the Marion General Bosystal be and they are bareby authorized and directed to advertise for bids according to the fur the purchase of three will tentained air opoled air conditioning units for installation in the Marses Stations on Second, Third and Fourth fluors of Marion Denneal Rospital, Marion, Ohin.

Section 2. That this Gritiannoi is inverte Garincell to be an emergency measure in that there is an invediate sted for the equipment described bareleabove, and for the Further reason that it provides for the safety, malth and welface of the ditions of the Dity of Darion, Ohio, and as such emergency shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED: may 20, 1498 APPROVED: May 20, 1996

Handell L. Strong Hayor

APTNED: Alta F. Shening

### DESTINATION (AL. 03-H

CONTRACT CONSTRAIN SCREETING AND COTAMINATING CONTRACTOR FOR CONTRACTOR FOR

NOW, THEREPORE, BE IT ORDATING by the Gaundil of the City of Marino, Heats of China

Battion 1. Communing on the 9th day of Juse, 1958, and woding on the 22nd day of August, 1958, there is having treated the position of Play-ground Director, payable 180.00 per week, to be paid wath 2 weeks, for services to be performed for the Regrestion Board of the City of Marian, Ohio.

Section 3. Communcing on the loth day of June, 1958, and anding on the 19th day of August, 1955, there is hereby reward the Following positions for August to be performed for the Receiving Based of the City of Marion, Ohig

d - Playground Supervisors parable \$57,00 per wook, to be juid each 2 weeks,

> Assistant Playground Scorvisore, payable \$23.90 per weak, to be paid each 2 weeks.

Bection 3. That Fis Ordinance shall take affect and he is force from and after the sarlious period allowed by law.

PASSED: Hay 24, 1956 AFROVED. Hay 26, 1958

Wandels L. Rirong Mayor

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J.

Alts F. Stuahn CLERK

(III)

DEDENARIE ROL STRM

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Find L. BAldmit

FEBSIENT OF COUNCIL.

Fred C. Baldaut FREE LEEME OF CODSCIL

NOW, THEREFORE, HE IT ONDAINED by the Council of the City of Miring State of Child.

Section 1. That the Betety-Service Director be shi he is hereby actedized to advertise for hide according to law and enter into contrarts for the construction of a substary relief about commenting at the intersection of Colorbia Street and Pearl Street and continuing south 10 Fearl Sympt to the Intersection of Paul Screet and Prospect Street, with a 10 into suditary relief sever.

Section 2. That the contracte mereinbefore westioned be entered into with the Towest and heat hidders after due advarticement, and whall be in accordance with the plane and specifications to be prowided by the Engineer apployed to prepare the plane, profiles and specifications.

incling 3. That this Ordinance is hereby declared to be an emergency measure in that there is an instdiate need for haid improvements, and for the further teason that is previder for the safety, health, peace and welfare of the citizens of the City of Marion, and as such ammignicy measure shall become affortive tempdiately upon its passage and approval by the mayor, provided it remains an affirmative woke of two-thirds of the members elected to Conneil, otherwise it shall percent effective at the early of period allowed by law,

FASSED	May	261	1958
APPRENTED :	itay.	28,	1958

Brud E. Bailduf PRESIDENT OF COUNCIL

### THREE HU, 1500

UNDINARTE ANTHONIZION CHE BUAND OF BARX CONTINUISED FO ADMINICISE. FOR BIDS AND ENTER DEC CONTRACTS FOR THE DEDOVATION OF THE SWIPPIERS FIRST AT LINEDLE FARE AND FOR BALERED THE CONTENT WEIDUTE AN THE PRESENT SWIPPIER FUEL, CONTINUED HE CONTENTS DUELT ADDIED FORL, DECK CONTENTS, A FILTER SYNTH AND DECRESSARY APPORTENANCES: ADDIED FORL, DECK CONTENTS, AND CONTENTS & CRITERIAN'S WATTER FORL

WHEVEAS, Council has beretofore found that it is necessary to renovate the swimming pool at Lincoln Park and takes the presen beighth of the present swimming pool; construct concrete deck around pool; install a filter system and necessary appurtencement, anguirs beck equipment, and construct a children's wulleg pool, and

idEUEAS, plans, profiles and specifications have been propared by the Architect pursuant to Contract,

NOW, THERKFORE, BE IT ONLY INTO By the Council of the City of Mariou. State of Objo:

Section 1. That the Board of Fark Commissioners is tereby suthorized and directed to advertise for bids and enter into contracts pursuant to law for the removation of the swimming pool at Lincoln Fark and for the raising of the heighth of the present swimming pool; constructing concrete decks around pool. Unstalling a filter system and more sary appurteneous; acquiring deck equipment, and constructing a children't would pool.

Section 2. That waid bids and contracts shall be in accordance with the plans, profiles and specifications now on file in the office of the Safety-Service Direcgor, which plans, profiles and specifications Council bereby approvem.

Section 3. That this Ordinance is knowly declared to be an emergency measure in that if provides for the health, wafety and welfare of the citizens of Harlon, Date, and for the further responses that it is necessary to have peol furilities available for this year of 1958, and the moveys for said project to make the peol available, and as such shall take effort and be in force immediately upon its parsage and approval by the Mayor.

> Fred C. Saldauf PRESIDENT DF COENCIL

PASEED: May 20, 1958 ASPROVED: May 28, 1958

Wandell L. Syrong

PAYOT

ATTEST) Alts P. Shzahe CLESS

UNDERADER 10, 1001 - 19- 201 - 65 -57

CHERTRADULE SHOWLITES FRAT FIN SWINSTER FOR FOR ADDRESS AT LINESES FARE FRALL AN CREAT SEE CENTRES, AND MANAGEMENT OF THE REAMS OF FRAID CONCERNMENT IN LINE CETT OF MANTON.

WHEREAS, Council has burntofure determined to proceed with the construction and improvement of the reference pool at Lincoln Park, and

WHIREAS, said pool is within a park under the control and magement of the Board of Pirk Commissioners of this City and is contemplated within improvements in said park as provided in Section 755.03 of the Revised Code of Chip:

Section 1. That the swimming pool in Lincoln Fark in the City of Marion shall be under the control and magazent of the Board of Park Commissioners of the City of Marion.

Section 2. That may undimands or part thereof and any section of the Planton City Code or part thereof in conflict herewith is hereby repealed.

Section 3. That this Ordinance is bereig declared to be an emergency measure in that there is as inmediate need to determine the control and management of said swimming pool in order to proceed with the construction and improvement of the pool, and for the further reason that it provides for the safety, health, peaks and welfare of the citizens of the City of Marion, and as such emergency measure the become effective immediately upon its passage and approval by the Mayor.

> Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: May 26, 1958 APPROVED: May 28, 1958

# CHEFTSAMETE 1817, 4-3-52

GERINANCE EXTERITORIA A CONTRACION MORE VERS ALLER AT THE STANDED THRATENESS FLATT FOR HOUSE. MATCH ENGLISTERS AND DESCRIPTION THRATENAY PAX.

NOW, THEREFORE, HE IT CEDATMED by the Council of the City of Harlow, State of Chio:

Section 1. That from and after the effective date of this Ordinance all hourly raind amployees in the Seuge Department of the City of Durian shall not be required to work surept in an emergency on the balidays hereiusfier durigneted.

Section 1. That all hearly rated exployees of the Schage Department who wark on the work day immediately protociling the terminafter traignated bolidays shall be paid for asis heritage at regular time for 8 hours. A Doctor's certificate of injury or sickness of the employee on the day before or after a boliday shall most the regularment of working that day.

Section 3. Thus effective immediately the regular work weak in the Babage Department shall consist of five consocutive days consisting of sight hours each and out day consisting of four bours. All work performed on Aufidays and Sundays shall be paid at the rate of time and one half. All work in success of forty four house during one week or in excess of eight bours in any one day shall be paid for at the rate of time and a balf.

Section 4. That the holtings referred to in Section 1, 2 and 3 haven shall be the following days:

- a. The First day of January, anown so Mey Years Day.
- b. The chirtieth day of May, known as Deparation Day.
- z. The fourth day of July, known as independence Day.
- d. The first Honday of September, known as Labor Day.
- a. Any day appointed and recommended by the Governor of this state or the President of Lin United States as a day of fact or thanksgiving, usually the fourth Thereday in Lovenber and know at Thanksgiving Day.
- f. The iventy-fifth day of December, known as Christman Day.

Bection 5. That this Ordinance is bereby declared to be an emergancy ministre in that there is an immediate need for establishing only work meek and holidays in the Sowage Department of the firty of "erion, and for the further reason that it provides for the safety, health and welfare of the ritizene of the City of Marion, Ohio, and as such emergency shall take effect and be in force invediately upon ste passage and approval by the Hayor.

PRESIDENT OF COUNCIL

PASSED: May 26, 1958 APPEDVED: May 26, 1958

Mendell L. Strong

ATTEST: Alta P. Sheahe

### THEN FRAME NO. 4.100

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TO THE GETY OF MALLON, THESE .

Whithas, Lettin D. Adams has hereitafore subwitted is the Planning Commission of the City of Malion, a plan of Lettin L. Alert to Debdivision to the City of Malion, applying the time of Lettin L. Alert to Debdivision to the City of Malion. Of L. and

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action 2. That this suchange, chall take offers and he to " " "remove of a such as the suc

(True: 7, 1982) 210-01-01 ALVE 10, 1970 dendul Lins Strong 144,195 ACCEST: あたい デン・コン・ウン CLARK

Frei G. Bildniff Heater of the JIL

#### CHIDTHAMES NO. 6334

VALUETS AND TAKE TO AND TAKE A THE LASS OF THE MONTH SIZE OF TAKE AND THE WORLD'S AND THE WALL TRACK TO AND THE WORLD'S A TO AND THE WALL AND THE WA FROM NAME STREET TO STATE STREET, AND OF ROMEN PROSECT STREET, BASE FOR FROM SALVER STREET TO MEET PACEGOSING WINEST.

Rent 17 Parts 18 ics, THEREFORE, BE IT DEDAINED by the Committed for the City of Marion, State of Outs:

Sortion 1. That the morth wide of Bast Mark Street from Main Street to State Street shall in designated as "Wire hand" and white's a shall be predicised from arbing in said ""the hand",

Seriius 2. That has agai whith of Marth Proppers Steen from Silver Steer to West Fairground Street shall be destaugued as "Fire Lane" and webidits shall be problemed from parking in said "Fire Lane".

19,171 of the Merfor TV , Gobs.

Section 4, The Diffuence shall take offers and be in force from cod after the mailfest patrick all think it's the

Fred C. THICANT PROTECTION

Time #, 1995 The second of Arepurch: Jell 10, 1958

HAND IN STATUS

ATTIST: Alt. F. Limphy

# CRATHARCE NG. 6453

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CHEDIRARE ADVALUESATING FORD WITCHE THE DESITEAL FURD TO \$-4-13 HERATE DISCIPLINE.

NOW, THEREFORE, BE IT DOLLTHED by the Council of the City of Marion. Busin of Chica

heation 1. That there is bereby appropriated within the Rospital Fund the sum of Sti,255.27 to 5-A-31 Separa Squipment.

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# DEDITER/ROSE ID. 605T

CHEFENDER AUTHORITHEND THE COTT FULLTITIES TO SETTLE AND PAY A CLARK TO LOTTER F. CLOBAR AND LEDGER R. THERMAN IN THE ANDRET OF \$1,000,07.

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#### CHILTRAND DO. 0756

NEWLY-ARGE ANTHREESENCE THE CITY ROLLOSION TO SETTLE AND BAY A CLADE TO THE MONTHERN CHEMINANCE CONDANY OF HER HE THE AMOUNT OF FLOD. OR.

WHEREAS, a truck owned by the City of Marion and being operates for the City struck an automobile owned by Lelloy b. Yesman tausing damage thereto in the amount of \$325.52, and

WHEREAS. Lesloy B. Yeoman assigned to the Northern Ensurance Company of New York a portion of the claim in the empont of \$225.52, and

WHEREAS, said Northern Insurance Company of New York has made claim against the City of Marion in the amount of \$225.52, and

WHEREAS, the City Solicitor informs Countil that said claim may be settled for the sum of One Hundred Sixty Dollars (\$160.00), and

Presi C. Baidant Placture of Subjects

WHEREAS, Council deems it advisable to nettle maid rase.

NOW, THEREFORT, HE IT DEDAINED by the Council of the City of Marion. State of Chic:

Section 1. That the City Solicitor be and be is hereby authorized to settle and pay said that of the Northern Insurance Company of New York and to pay unto the Northern Insurance Company of New York the sum of One Rundred Sixty Dollars (\$150,00).

Section 2. That for the purpose of paying said claim, there he and is hereby appropriated from the General Fund to the Claim Payment Fund the sum of Gene Mundred Sixty-Dollars (\$160,00), that the amount is to be used for the purpose of paying said tlaim.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare volubers and warrants in payment of said claim, upon the approval of the City Solicitor of the proper vogobers thereof.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: June 1, 1958 APPROVED: June 10, 1958

Fred C. Ballauf 1.10 PERSIDENT OF CORNETL

#### ORDINAMGE NO. 6359

ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN ANTHIDATION OF THE LEVY OF SPECIAL ASSESSMENTS AND IN ANTICUPATION OF THE DESUANCE OF BONDS TO PAY THE PROPERTY GAMENS FORTION OF IMPROVING REED AVENUE FROM CHURCH STREET TO INDIANA AVENUE BY WIDENING EXISTING PAYSMENT TO 23 FEET AND CONSTRUCTING A 50 INCH CONCRETE DURB AND GUTTER ON EACH SIDE.

WHEREAS, the Council of the City of Marion has heretofore, by proper legislation, declared the necessity of improving Reed Avenue from Church Street to Indiana Avenue by widening existing pavement to 23 feet, and constructing a 30 incb concrete curb and gutter on each side.

WHEREAS, this Council contemplates the use of \$10,500.00 for the purpose of paying the portion of the cost of said improvements which are to be paid by assessments.

NOW, THEREFORE, HE IT ORDAINED, by the Council of the City of Marion:

Section 1. That it is hereby declared necessary to issue the bonds of the City of Marion in the principal sum of \$10,500.00 for the purpose of raising money, in anticipation of the collection of specall assessments for improving Reed Avanue from Church Street to Indiana Avenue.

Section 7. That said bonds shall be dated approximately July 1, 1959, shall bear interest at the rate of 4% per annum, payable semi-annually until the principal sum is paid, and shall mature in ten substantially equal semi-annual installments after their issuance.

Section 3. That for the purpose of raising money in anticipation of the levy of special assessments and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement as aforesaid in accordance with the legislation heretofore passed by the City of Marion's Council with respect thereto, to pay the property owner's share of the cost and expense of said respective improvements, it is hereby declared necessary to issue and there shall be issued notes of said City in the amount of \$10,500.00, which shall be placed to the credit of the Special Improvement Fund.

The appropriation hereinabove made for said street improvement is subject to the qualification that interest at the rate of 4% per annum for the period prior to the collection of the first installment so to be levied shall be included in said amount, and the amount necessary to pay said interest is hereby appropriated for the payment thereof and for no other purpose.

Section 4. That such anticipatory notes in the amount aforesaid shall be issued bearing interest at the rate of 3% per annum, payable semi-annually, Such notes shall be dated the 1 day of July 1958, and shall mature on or before the 30th day of June, 1959, Such notes shall be executed and delivered in such number and such denominations as may be requested by the purchase of such notes.

Section 5. Such notes shall be executed by the Mayor and City Auditor and bear the seal of the torporation. They shall be payable at the office of the City Treasurer, Marion, Ohio; they shall express upon their face the purpose for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. All assessments collected for the improvements aforesaid and unexpended balances remaining in the funds after the costs and expenses of said improvements have been paid, shall be applied to the payment of said notes and the interest thereon until both are fully provided for.

Section 7. Said notes shall be first offered to the Sinking Fund Trustees of the City and so many of the same as shall not be taken by said trustees shall be sold at private sale by the City Auditor, but for not less than par and accrued interest, and the proceeds from such sale, except any premium and accured interest thereon and the amount thereof necessary for the payment of interest prior to the maturity of said notes, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Any premium and accrued interest and the amount becessary for the payment of interest prior to their maturity shall be transferred to the Sinking Fund to be applied in the payment of principal and interest of said notes in the manner provided by law.

Section 8. Said notes shall be the full general obligations of the City and the full faith, credit and revenue of said City are hareby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by said notes shall, to the extent necessary, be used only for the retirement of said notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 9. In the event that such assessments are not levied or bonds are not issued to provide a fund for the payment of said notes at maturity, a general tax shall be levied against all of the property in maid City for the payment of such notes and the interest thereon.

Section 10. The City Auditor is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

Section 11. That this Ordinance shall take effect and be in force from and after the earliest

	Fred C. Baldauf
PASSED: June 9, 1958	PERSIDENT OF COUNCIL
ABPROVED: June 10, 1958	
Wendell L. Strong	
Mayor	
ATTEST: Alta F. Sheebe	
CLERE	

### DED DEATER AD. 41160

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WHEREAS, the Council of the City of Marion has haretofore, by proper tegislation, declared the necessity of Laproving Uhler Road from Mt. Vermon Avenue wouth 750 feet to the present City corporation line, by reshaping existing macadem, and doing mecessary grading, providing adequate drainage, constructing concrete curbs and gutters, and surfacing the macadem with 25 inches of esphaltic concrete.

WHEREAS, this Council contemplates the use of \$11,500,00 for the purpose of paying the portion of the cost of said improvements which are to be paid by assessments.

NOW, THEREFORE, BE IT CEDAINED by the Countil of the City of Marion:

Section 1. That it is hereby declared necessary to issue the bonds of the City of Marion in the principal sum of \$11,500,00 for the purpose of raising money, in anticipation of the collection of special assessments for improving of Uhler Road from Mt. Vernon Avenum south 750 feet to the present city corporation line, by reshaping existing macadam, doing becessary grading, providing adequate drainage, constructing concrete curbs and gutters, and surfacing the macadam with 21 inches of asphaltic concrete.

Section 2. That said bunds shall be dated approximately July 1, 1959, shall bear interest at the rate of 4% per annum, payable semi-annually until the principal sum is peid, and shall mature in ten substantially equal semi-annual installments after their issuance.

Section 5. That for the purpose of raising money in anticipation of the levy of special assessments ments and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement as aforesaid, in accordance with the legislation beretofore passed by the City of Marion's Council with respect thereto, to pay the property owner's share of the cost and expense of said respective improvements, it is hereby declared necessary to issue and there shall be insued notes of said City in the amount of \$11,500,00, which shall be placed to the tradit of the Special Improvement Fund.

The appropriation hereinabove made for said street improvement is subject to the qualification that interest at the rate of 4% per annum for the period prior to the collection of the first installment so to be levied shall be included in said amount, and the amount mecasary to pay said interest is hereby appropriated for the payment thereof and for no other purpose.

Section 4. That such anticipatory notes in the amount aforesaid shall be lissed bearing interest at the rate of 5% per annum, payable semi-annually. Such notes shall be dated the lat day of July 1958, and shall mature on or before the 30th day of June 1959. Such notes shall be executed and deliversed in such number and such denominations as may be requested by the purchase of such notes.

Section 3. Such notes shall be executed by the Mayor and City Auditor and bear the seal of the corporation. They shall be payable at the office of the City Treasurer, Marion, Dhio; they shall express upon their face the purpose for which they are issued and that they are issued pursuant to this Ordinance.

Section 0. All assessments collected for the improvements aforesaid and unexpended balance remaining in the funds after the costs and expenses of said improvements have been paid, shall be applied to the payment of said notes and the interest thereon until both are fully provided for.

Section 7. Said notes shall be first offered to the Sinking Fund Trustees of the City so many of the same as aball not be taken by said trustees shall be sold at private sale by the City Auditor, but for not less than par and accrued interest, and the proceeds from such sale, except any premium and accured interest thereon and the amount thereof necessary for the payment of interest prior to the maturity of said notes, shall be paid into the proper fund and used for the purpose aforesaid, and for no other purpose. Any premium and accrued interest and the amount necessary for the payment of interest prior to their naturity shall be transferred to the Sinking Fund to be applied in the payment of principal and interest of said notes in the manner provided by law.

Section 3. Said notes shall be the full general obligations of the City and the full faith, credit and revenue of said City are bareby pledged for the prompt payment of the same. The par value to

be received from the sale of the bonds anticipated by said notes shall, to the extent moressary, be used only for the retirement of said notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 9. In the event that such assassments are not lavied or bonds are not issued to provide a fund for the payment of said notes at maturity, a general tax shall be levied against all of the property in said City for the payment of such notes and the interest thereon.

Section 10. The City Auditor is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

Bettion 11. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: June 9, 1958 AFFROVED: June 10, 1958

Wendell L. Strong Mayor

Jent 6/18+ 6/20/58

ATTEST: Alta F. Sheebs CLERK Fred C. Baldauf PRESIDENT OF COUNCIL

#### GREETERANCE NO. 0363

CHDINANCE TRANSFERING AND APPROPRIATING ADDITIONAL FUNDS FROM THE GENERAL FUND TO THE SPECIAL FUND, LINCOLS PARK POOL FROMENT

NOW, THEREFORE, BE IT ORDIANED by the Council of the City of Marion, State of Ohio:

Section 1. That there is hereby transferred and appropriated from the General Fund to the Special Fund, Lincoln Park Pool Project, the sum of \$15,000,00.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: June 17, 1958 APPROVED: June 18, 1958 Pred C. Baldauf President of Council

Wendell L. Strong Mayor

ATTEST: Alts P. Sheehe Clerk

#### GEDINANCE NU. 0382

DEDINART AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE MARINE COUNTY COMMISSIZEED FOR THE COLLECTION AND THEATHENT OF SEVACE, AND THE MAINTERANCE AND DERRATION OF SEVERE IN MARION COUNTY NEWER DISTLICT NO. 1, AND ESTABLISHERS RATES THEREPOR.

WHEREAS, the Marion County Commissioners have established Marion County Sever District No. 1, and

WHEREAS, it is the desire of the City and County to enter into a contract whereby the City will accept the sewage from Sewer District No. I for treatment in its plant and maintain and operate the sewage system of the County.

NOW, THEREPORS, BE IT DEDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the Safety-Service Director is hereby authorized and directed to enter into a contract between the City of Marion and the Board of County Commissioners for the purpose of carrying out the preamble hereof which contract shall provide in substance as follows:

NOW, THEREFORE, in consideration of the promises and of the mutual covenants hereinafter contained, and for other good and valuable considerations, the City and County promise and agree:

Section 1. The City promises and agrees with the County, subject to the convenants and conditions bereinafter contained, to provide the neressary additional capacity and facilities to receive, and treat the sanitary sewage and wastes of the District, as they may be collected in the District by means of its intercepting and trunk sewere now existing or bereafter constructed, and to transport said sewage and wastes to the sewage treatment plant of the City and treat and dispose of the same in like manner as the sewage collected within the corporate limits of the City.

The additional facilities shall be provided in accordance with Flate XIII of the Engineering report prepared by Floyd G. Browne and Associates, consulting Engineers, dated Pebruary 13, 1957, at such time as the parties mutually agree for future sever improvements.

The additional capacity and facilities to be provided immediately by the City shall be the extension of the twenty-four (34) inch Forest Lawn Boulevard Trunk sewer southwardly from its present terminus to the present corporation line of the City, a distance of approximately 1100 feet.

Section 2. The City promises and agrees with the County, subject to the convenants and conditions hereinafter contained, to provide the mecessary personnel facilities and equipment to operate, maintain and keep in repair the sanitary sever system of the District, excluding any private lateral service, but including any existing severs within the District connected to the City sever system.

Section 3. The County promises and agrees with the City, as necessity and conditions demand and require, to acquire or provide the necessary sanitary sever facilities in the District in accordance with the adopted general plan of the County for the sever system in said District (Said plan being described on Plate XIII of the Engineering Report of Floyd G. Browne and Associates of Marton, Ohio, dated Pebruary 13, 1937), pursuant to and in the manner prescribed by Chapter 611? of the Seviesd Code of Ohio, and in accordance with the regularly established rules and regulations of the County as adopted by the Board of County Commissioners for said District.

Section 4. The County promises and agrees that it shall fix reasonable charges of rents to be paid by every person. firm, corporation, owner, lessor, or tenant whose lot. Land or promises in said District now has or may bereafter be served by a connection to said District sanitary newer system, or is accessible thereto, for the use of the sewers, newage treatment plant and facilities. The County agrees that said charges of rents in the District for nonresidents of the City shall be and are the same as those established by City's Ordinances Numbers 5058, 6040, and 6089 passed 9/27/48, 4/23/56, and 7/25/56 respectively, or any amendements hereto that are mutually agreeable to both parties hereto.

The County agrees that it shall fix a tap in charm in the amount of One Hundred Dollara (\$100,00) to be paid by every person, firm, corporation, owner, lessor or tenant of any lot, land or premises in said district who hereafter taps into any sever now constructed or hereafter constructed in said District, said tap in charge to be paid in full before said tap in is permitted. The City agrees that the County may, in the acquisition of a sever presently contemplated to serve Marlon Plaza, Inc., The Marlon County Home. Royal Oaks Subdivision and a portion of Zachman-Vernon Acres, in visu of the excess costs being borne by the said parties in the construction of said proposed sever, exempt and waive the payment of the tap in charge for the Marlon Plaza, Inc., connections, the Marlon County Home Connection, 51 connections in Royal Gake Subdivision, and 52 connections in Zachman-Vernon Acres.

A schedule of the charges for rent for severs service and tap in charges in said District is marked Exhibit "C", attached hereto and incorporated herein by reference. The County agrees that the City anall receive the above rentals and tap in charges and the City agrees for accept the above rentals and tap in charges is consideration of the City receiving, transporting and treating the senitary sevage and wanter from said District into and through the sever system of the City, and supervising and inspecting the constructions and connections and maintaining, operating and beaping in repair the sever system of the District.

It is mutually agreed that the terms of this Section shall not prevent the City from complying with the terms of its present sever bond indenture.

Bortion 5. The County further agrees and hereby authorizes the City to collect directly from the persons, firms, corporations, owners, lestors or tenants of said lots, lands or promises in said District the above rentals and tap in charges. The City shall bill directly said perties. Hilling to end collecting from said parties shall be in the same manner and at the same time as the City now ar may hereafter determine to bill and collect from others charged for mover service.

Jection 6. The City agrees that it will collect said rentals and tap in charges directly, and that the City shall assume, at its own expense, all administrative costs and responsibility for making such collections, relieving the County of all responsibility and Hability for such rentals and tap in charges, provided however, that in the event that such persons, firms, norporations, owners, lessors or tenants charged and liable for the payment of said rentals or tap in charges fail to pay the same when due, the City, by its Safety-Service Director, may cartify such delinquent charges to the County who shall certify the same to the Gounty Auditor who shall place them upon the real property duplicate against the property served by such connections, to be collected by the County Treasurer in the same manner as other taxes, said charges upon being entered on the real property duplicate becoming a lien on such property. County agrees that upon the payment of such delinquent charges to the Treasurer of said County, said payments shall thereupon be paid to the City.

#### Section 7.INS COUNTY FURTHER AGREES:

(a) That no connection shall be made to the sanitary sever system of the District until after the Issuance of a parmit therefor signed by both the County Sanitary Engineer or County Engineer and the City Engineer, and the payment of the tap in charge. Said permits shall be numbered consecutively. The City shall furnish permit forms to the County in triplicate, the County to issue initially the permit, which peruit must then be signed by the City Engineer, who is hereby authorized to collect the tap in charge and remit the same to the City.

(B) That the City shall have the right to connect any sanitary savers built by it to any of the sanitary powers in the District and to use such sanitary severs in the District without cost to the City.

(C) That the sanitary sewer system in the District shall be used for sanitary sewage only and such waste and waste water as is permitted under City's Ordinance No. 6040, and not for trade waste or surface water drainage.

That the user of said sanitary severs in the District shall be governed by the same rules and regulations governing the use of the sanitary severs of the City as long as said District severs continue to discharge into the City's severs; that only sanitary severe and approved industrial wastes shall be permitted to be discharged into the City sever system.

That industries desiring to use the District senitary severs shall apply in writing to the Salety-Service Director of the City. Acceptance of industrial wastes for discharge into the District sever system shall be by written contract duly authorized by City Council and approved by the County.

(D) That the County shall adopt roles, regulations and rates pertaining to the use of the District sever system and specifications for the construction of sanitary severs in the District, which roles, regulations and specifications shall be at least equal to the requirements set forth in the roles and regulations governing the use of the City sever system and the standards provided in the City's standard sever improvement specifications.

(E) That the plane, details and specifications for the construction of any main, trunk or lateral sewers, or sewer facilities, in the District shall be submitted to and approved by the City Engineer, prior to the construction of the same. That the City Engineer or his authorized assistants shall have the right to enter and inspect any sewer, lateral or sewer facility or structure services thereby in the District at any and all times during or after the period of construction of said sewer, lateral or sever facility for the purpose of secertaining that all rules, regulations, plane, detrils and specifications are complied with.

(F) That the City Engineer shall have the right to establish the maxmum allowable infiltration in the sanitary sever system at the time of upproving the detailed plans and specifications. Such infiltration shall not exceed 500 gallons per inch of diameter per mile of length per 24 hours.

(G) That it will not permit the discharge of any sevage "rom territory outside the District without the consent of the City embodied in a contract form and executed according to law.

(B) That the County shall furnish to said City India Ink Cloth tracings of the sever systems acquired or constructed in the District and notify the Safety-Service Director of said City when construction work will start on any sever being constructed in the District, and of any major changes thereafter made in the sever system.

(1) That the County agrees to anact and enforce rules and regulations governing the construction of house interais and the use of its samilary sever system equal to those becetofore adopted by the City for its sever system. That County shall require connections to the District Sever system by the country of all premises within ninety (90) days from the date newers are available for continuous use to such pregises.

Section 6, THE CITY FURTHER AGREES;

(A) To maintain record books for accurately recording "Y" measurements and permits issued to connect to the severs in the District, and to provide County with such record; and, to furnish to County the permit applications referred to in Section 7 (A), herein.

(B) That in view of the City maintaining, operating and keeping in repair the newer system of the District, and inasmuch as the plans, details and specifications for the construction of any main, trunk or lateral severe or sever facilities in said District must be submitted to and approved by City prior to Construction, and inasmuch as the District sever system will become an integral part of the City sever system for all practical purposes, and in consideration of the rentals and charges to be paid to City under this Agreement the City agrees that it shall perfor all inspection of such construction while mane is in progress and all connections to the newer system for the purpose of ascertaining that such construction and connections within the District complies with the approved plans, specifications and requirements of the City.

Section 9. IT IS MUTUALLY AGREED BY THE PARTIES,

(A) That the amounts established bernin by the County as rentals and obrges in said District, to be paid to and collected by the fity, shall continue in force so long as the rates and charges levied within (B) It is mutually agreed that the City shall make an accounting to the County each year by April 15 of the succeeding year of all sewer service revenues collected by the City from the County and the City alike and the distribution and allocation of these revenues in the manner as set forth in the Engineers estimates of Revenues and Expenses, Table 7 of the Engineering Beport of Floyd G. Browne and Associates, dated Pebruary 13, 1957.

(C) That the revenue bond coverage for the portion of the City's revenue bond issue financed by the City, and from which the County benefits, being a definite fractional part of the debt service requirements for said bond issue, shall be used, first: to create the debt revenue fund as provided by said bond indenture, and second: any excess not used for retiring bonds before maturity shall be deposited in a special account and rebated to the County at intervals of two years until all of said excess coverage has been paid to County.

(D) That the parties hereto mutually provise and agree that in the event the corporation limits of the City of Marion are extended so as to take in any part of the County Sewer District No. 1, that part of the District sewer system shall become the property of the City of Marion, free of any costs to the City. If General Assessment bonds have been issued to pay for the improvements in the District, the assessment shall remain with the property whether it becomes annexed to the City or remains in the District. If County Revenue bonds have been issued to pay for the improvements in the District, the City shall pay to the County an amount equal to the outstanding debt payable as said bonds are payable. If the City should annex only a part of the aforesaid District, the City shall pay according to the same formula progated.

(E) County further agrees that may completed sanitary sewers and necessary appurtenances defined berein for the use of any sewer district located within the City of Marion, or within any area which may be annexed to the City of Marion shall be conveyed to said City subject to provisions of Ohio Law, which City shall thereafter maintain, operate and keep in regain such sanitary sewer. County retains the right to joint use of such sanitary sewer for the benefit of the District. The validity of any assessments levied to provide means for the payment of the cost of construction or maintenance of such sewer or any part thereof shall not be affected by this conveyance.

Section 10. It is mutually understood and agreed by the County and the City that this Agreement shall become effective and considered to be in force from and after the 25th day of May, 1958, for a period of twenty-five years (25) to finance the construction stipulated in Section 1. Either party shall have the right to review any of the terms of this contract upon written notice to the other party at intervals of Five (5) years from the date hereof. It is not intended by this provision to qualify in any manner Section 9, Paragraph (A) of the Mutual Promises hereinbefore set forth.

Section 11. This contract includes the listed documents and exhibits, as well as this Agreement. All of which are fully a part of this agreement, as if herein set forth in writing.

#### EXHLIT "C"

SEWER MENTALS AND CHARGES, MARION COUNTY SEWER DISTRICT NO. 1.

TAPPING CHARGE:

There shall be levied and assessed upon each lot, parcel of land, building or premises situated within Marion County Sever District No. 1 a tap in charge in the amount of One Hundred Dollars (\$100.00) for each tap in or connection to the savitary sever system of said District, said charge to be paid at the time of issueance of the permit to tap and prior to the actual tap in or connection.

#### RENTALS:

There shall be levied and assessed upon each person, firm, or corporation whose lot, parcel of land, building or premises situated within Marion County Sewer District No. 1 is served by an active connection to the sewer system of said District, a rental for the use of said sewer system, computed as bereinafter set forth.

(A) Based upon the quantity of water used on the premises served by the sewer system as the same is measured by a water meter or meters.

#### RESIDENTIAL - BI-MONTHLY ACCOUNTS.

For the first 1000 cubic feet, or fraction thereof, per two month period except readings taken in June, July, August and September, of each year \$3.00

For the next 1000 cubic feet in said two month period .48 per 100 cubic feet. For the next 8000 cubic feet in said two month period .42 per 100 cubic feet. For the next 20,000 cubic feet in said two month period.30 per 100 cubic feet. For all over 30,000 cubic feet in said two month period.10 per 100 cubic feet.

For readings taken in June, July, August and September of each year.

For the first 1200 cubic feet, or fraction thereof, per two month period \$3.00

For the next 800 cubic feet in said two month period .43 per 100 cubic feet. For the next 8000 cubic feet in said two month period .42 per 100 cubic feet. For the next 20,000 cubic feet in said two month period.30 per 100 cubic feet. For all over 50,000 cubic feet in said two month period.10 per 100 cubic feet.

Where no water measurement is used, the charge as provided under Section 6(b) of this Ordinance shall be \$2.00 bi-monthly.

	COMMERCIAL - 1	CHICHES ACCOUNTS .
	For the first 500 mubic feet, or freet)	ion thereof, per month \$2,00 Free directly for an 62/2
	For the next 500 cubic feet in said not	th .24 per 100 subic test.
	For the next 1000 rubic feet in said me	onth .21 per 100 cubic feet.
	For the next 10,000 cubic feet in said	north .15 per 100 cubic test.
	For all over 15,000 rubic feet in waid	month 05 per 100 cubic feet.
	(B) In addition to the rentals set for rates are charged;	rth under paragraph A, the following fixed schedule of
	Duellings and Apartments:	
	One family	\$4,00 per quarter
	For each additional family on the same	
	connection	\$3.00 per quarter
	Trailer Camps:	
	For each testing	\$2.00 per quarter
	Retail Stores-	
	For each connection (storm only)	\$5.00 pmr quarter
	Restaurance and Public Dining Plac	E#1;
	For each connection	\$10.00 per quarter
	Livestock Sales Yards:	
	For each connection	\$15.00 per quarter
	Industries and Railroad Yards:	
	Fut ten employees or less using samite	
	facilities lump sum	\$4.00 per quarter
	For each additional employee using san facilities	
	facial tas	\$ 125 per quarter
health, pe	te need to enter into said contract, an ace and welfare of the citizens of the lemedistely upon its passage and approv- rds of the combers elected to Council.	eby declared to be an emergency measure in that there is d for the further reason that it provides for the safety. City of Marion, and an such emergency measure shall become al by the Mayor, provided it receives an affirmative votu otherwise it shall become effective at the earliest period
PASSED:	May 26, 1959	Frud C. Baldauf PHESTDENT OF COUNCIL

10.00

Vefoci June 3, 1958 Mayor

ATTEST

Alta P. Sheahe

(On June 25rd, 1958, Genneil reconsidered the Brdinaton, after Mayne Strong's value of Jone Bid, 1958, and upon the consideration if has edopted if to 3 of the emphate slauter to Council.)



#### DEDINATE NO. 4363

ONDINANCE AUTHORIZING THE SAPETY-REEVICE DIRECTOR TO ADVERTISE FOR BADE ACCORDING TO LAW AND ENTER UNTO CONTRACT? FOR THE CONSTRUCTION OF A PRODUCT-FOUR ENCR SAFTTARY CROSS HEREA IN FOREST LAND DRIVE FROM THE DREEDED TERMINES OF A CRITARY SAFTTARY SUBJECT LAND DRIVE APPROXIMATELY THE FIRST HEREY HEREY WENTER AVERUS IN FORMUT LAND DRIVE, ROUTHEREN IN SALE FOREST LAND DRIVE A DISTANCE OF APPROXIMATELY INFO FORT TO THE FIRSTNE SOUTH COMPONENTIAL INFORMATION LANDAL SUBVECK.

NOW, THEREFORE, BE IT ORDAIDED by the Council of the City of Marion, State of Dalar

Section 1. That the Safety-Service Director be and he is hereby authorized to advertise for bills according to law and enter into contracts for the construction of a twenty-fout inch sanitary trunk sever in Porest Laws Drive from the present terminus of a certain sanitary sever located approximately 604 feet south of Houst Verson Avenue in Forest Laws Drive, southerly is said Forest Laws Drive a distance of approximately 1100 feet to the present south corporation line, without any local lateral service.

Section 2. That the contracts berainbefore mentioned to entered into with the lowest and best bidders after due advertisement, and shall be in accordance with the plans and specifications to be provided by the Engineer employed to prepare the plans, profiles and specifications.

Section 3. That comes for said contract shall be expended from the sever improvement fund.

Section 4. That this Definance is hereby declared to be an emergency measure in that there is an immediate need for the construction of said improvement, and for the further reason that it provides for the safety, health, peace and wolfers of the ritizens of the City of Marioe, and as such emergency measure shall become effective immediately upon its passage and approval by the Mayor, provided it receives an affirmative vote of two-thirds of the members elected to Council, otherwise it shall become effective at the earliest period allowed by law.

PASSED: May 26, 1958 AFPROVED:

Without an June but by Bayor Strong Mayor

ATTEST |

Alts F. Snachs CLERK

Ine June 25, 1958, Thesenil meanwidered its Ordinance, after Mayor Strong's with of Japa Sed, 1958, And spin the constitutation it use adopted by a esta of fits 1, of the manhees elected to Commit).

#### CONTRACTOR NO. 1020

NEDELEARCE EVERALLENDERG & TAPYING VER TO BE MAD DRED THE CITY OF MARION BY PROPERTIES ANTITUNG OF A DESIGN THE PRODUCT OF A CONTAIN AND TABLE IN FORST LANS DRIVE FROM THE PRODUCT TEXTING OF A CONTAIN AND TABLE IN ACALLES APPROXIMATELY THE PRODUCT OF MODEL AND TRANSPORT TO THE DRESS IN FORET LANS DRIVE A DESTANCE OF APPROXIMATELY (100 FREE TO THE DRESSIT BORTS DREAMATION LINE.

WHEREAS, Council has this day determined to construct a twenty-four inch sanitary trunk sever from the present terminum of a certain twenty-four inch sanitary sever located approximately 694 feet south of Nount Vernus Avenus in Forest Lawn Drive, southerly in said Forest Lawn Drive a distance of approximately 1100 feet to the present south corporation line, and

WHEREAS, no taps will be made in this sever for local internal service to lots abutting upon said sever, and

WHEREAS, the Engineer reports that if assussments were to be made at this time said answements would be \$6.00 per abutting fost, and

WHEREAS, Council decommines that a tapping ten for said enver thould be established at \$6,00 per ataiting foot.

NOF, THEREFORE, HE IT CHEATNED by The Council of the City of Mariam, State of Obia:

Smotion 1. That any person, firm or corporation tapping a certain twenty-four luch sanitary trunk

Fred C, Baldauf FRESIDENT OF COUNCIL

sever located between the following two points; from the present terminus of a rentain twenty-four inch Sanitarp newer located approximately she feet south of Mount Vernom Avenue is Porest Lawn Drive, southerly in said Porest Lawn Drive a distance of approximately 1000 feet to the present south corporation line; shall pay a tapping fee for tapping said sever, which tapping fee shall be talculated as follows; \$6.00 multiplied by the number of abutting front feet sound by the person. Firm or corporation mpan which sever nervice is preposed to be established.

Bettion 2. That the normys collected from said tapping fee provided in Section 3 harvof shall be paid into the Sever Inprovement Fund.

Section 3. That this Ordinance shall take effect and he is force from and after the eacliest period silmed by lar.

PASSED: June 23, 1918 AFPR 7005, 3-4 24, 1454

WEDDELL L. Strong

ATEST

Alts F. Sheater, CLESS

Fred C. saldeuf PRESIDENT OF COUNCIL

#### QUILLIAM TO GIAS

ORDINANCE TO PLOTTON FOR THE LUMBANCE OF NOTED IN APERICIPATION OF OF THE LEVY OF APERINAN APPROXIMATE AND IN ADVISITING THE DESIGN OF THE LEVY OF APERINAN APPROXIMATE AND ADVISOR FORTION OF THE DESIGN OF STREET AND CHARMEN APPROXIMATE AND CONTRACTOR OF THE CONSTRUCTION OF A CON-CONTRACTOR OF ADVISOR AND CHARMEN APPROXIMATE AND CONSTRUCTION OF A CON-CONTRACTOR OF ADVISOR AND CHARMEN APPROXIMATE AND CONSTRUCTION OF A CON-CONTRACTOR OF ADVISOR TO DESIGNATION OF THE CONSTRUCTION APPROXIMATE THEN SERVICED AND CHARMENT OF VELSER STREET AND CANDERS APPROXIMATE FROM SERVICED APPROXIMATE TO DESIGNATION AND CANDERS AND CANDER OF THE EXCEPTION CONTRACTOR OF PERSONS OF DESIGN AND CANDERS AND CANDED FROM SERVICE APPROXIMATION OF PERSONS AND CONTRACTOR AND CANDED FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDERS AND CANDED FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDERS AND CANDED FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDERS AND CANDED FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDERS AND CANDED FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDERS AND CANDED FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDED FROM ADDITIONAL APPROXIMATE FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDER ADDITION APPROXIMATE FROM SERVICES APPROXIMATE TO DESIGNATION AND CANDER ADDITION AND CANDER FROM SERVICES APPROXIMATE AND CONTRACTOR ADDITIONAL APPROXIMATE FROM SERVICES APPROXIMATE AND ADDITION AND CANDER ADDITION AND ADDITIONAL APPROXIMATE FROM SERVICES APPROXIMATE APPROXIMATE APPROXIMATE APPROXIMATE APPROXIMATE ADDITIONAL ADDITION AND CANDER FROM SERVICES APPROXIMATE APPROXIMATE

WHEREAS, the Gouncil of the Sity of Marion has baretoforn, by proper inglaistion, declared the macessity of improving Willow Street and Mandama Avanue by the construction of a concrete curbing on both sides of Willow Street and Mandama Avanus from Seminole Avenue to Brightwood Drive, the widening at the existing maradam pavement on Willow Street and Mandama Avanue from Seminole Avenue to Brightwood Drive, the improvement of the existing macadam pavement by regrading a particular area of Mandama Avenue between Greenwood Street and Durfee Drive, the resurfacing of the existing and new macadam pavement with asphaltic concrete, and the construction of the macasary structures for the Avanuage of storm water, and

WHEREAS, this Council contemplates the use of \$27,200.00 for the purpose of paying the portion of the cost of said improvement which are to be paid by assertments.

NOW, TEBREFORE, BE II ORDAINED by the Council of the Dity of Marione

Section 1. That it is bereby declared seconsary to leave the bonds of the fity of Marion in the principal sum of \$77,200,00 for the purpose of thiring money, in anticipation of the collection of special assessments for the improvement of Willow Street and Mandama Avenus by the construction of a concrete curbing on both sides of Willow Street and Mandama Avenue from Sectionic Avenue to Bright-ood Drive, the visiting maradem pavement on Willow Street and Mandama Avenue from Sectionic Avenue to Brightwood Drive, the improvement of the existing maradem pavement by regrading a particular area of Mandama Avenue hetween Greenwood Street and Durfee Drive, the resurfacing of the existing and new macadem pavement with asphaltic concrete, and the construction of the more the more for the maradem pavement is the stating and new macadem pavement with asphaltic concrete, and the construction of the more the more for the drainage of store water.

Section 2. That said bonds shall be dated approximately July Ist, 1958, shall have interest at the rate of 1% per annum, payable semi-annually watil the principal sum is paid, and shall mature in tem outstantially equal nemi-annual installments after their issuance.

Bectim 3. That for the purpose of raising money is anticipation of the lawy of special assessments and in anticipation of the isomance of bonds in anticipation of the collection of special assessments for the improvement as aforeasid. In accordance with the legislating deretoface passed by the City of Marion's Council with respect thereto, to pay the property owner's share of the cost and expense of said respective improvements, is is nereby declared pectatery to insue and there shall be issued notes of said City in the amount of \$27,200.00 which shall be placed to the credit of the dpecial improvement Fund.

The appropriation harminabove made for said street improvement is subject to the qualification that interest at the rate of 5% per annua for the period priot to the solication of the First installment or to be levied whall be included in said annual, and the amount necessary in pay said interest is hereby appropriated for the payment thereof and for no other purpose.

Section 4. That such anticipatory notes in the amount aforensid shall be Issued bearing interest at the tete of 35 per summer, payable semi-annually. Ourb notes shall be dated the lit day of July 1958, and shall sature on or before the 30th day of June 1959. Such horse shall be executed and delivered in such humber and such denominations as may be requested by the purchase of such notes.

Section 5. Such notes shall be executed by the Mayor and City Auditor and hear the seal of the corporation. They shall be payable at the office of the City Treasurer, Marine, Ohin; they shall express upon their face the purpose for which they are issued and that they are issued purpose to this Ordinance.

Section 8. All assessments collected for the improvements aforessid and unexperted balances remaining in the funds after the costs and the expenses of said improvements have been paid, shall be applied to the payment of said notes and the internet thereon until both are fully provided for

Section 7. Said notes shall be first offered to the Bond Betirement Fund of the City and so many of the same as shall not be taken by said trustees thall be sold at private sale by the City Anditec, but for not less than par and accrued interest, and the proceeds from such sale, except any prestum and secrued interest, thereof and the amount thereof becaustary for the payment of interest prior to the maturity and for no other purpose. Any premium and accrued interest and the amount networkary for the payment of interest prior to these maturity shall be transferred to the Sinking Fund to be applied in the payment of principal and interest of said notes in the manner provided by law.

Section 3. Said notes shall be the full general obligations of the City and the full faith, credit and rewards of said City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by said notes shall, to the extent necessary, be used only for the retirement of said notes at maturity, together with interest therein, and is hereby pledged for such purpose.

Section 9. In the event that such assauchers are not invise or bonds are not invoid to provide a fund for the payment of said notes at maturity, a general tax shall be lovied against all of the property in said City for the payment of such notes and the interest thereon.

Section 10. The City Augitor is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

Section 11. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

#### CRUINANCE NO. 6586

DEDISANCE TO PROFIDE VON THE ISSUANCE OF NOTES IN ANTIOINATION OF THE LEVE DE DESCRIPTION OF THE DEDITION OF THE DEDICATION OF THE DESIGNATION OF THE LEVE THE PROPERTY CONDERS PORTION OF THE DEDICATION OF SEMIROLS AVOID IN VIOLA-ING DOTY DIERS OF THE DEDITION OF THE DEDICATION OF SEMIROLS AVOID BY VIOLA-ING DOTY DIERS OF THE DEDITION DEFINE ON THE OWNERST FROM WILLOW STREET TO VALUE FILLOW STREET TO VALUE THE DESCRIPTION OF SEMIROLS OF THE STREET FROM WILLOW STREET TO VALUE STREET, BY CONSTRUCTING CONCERNES OF THE SEMIRACING THE BED AND EXISTING MACADAM PAYEMENT WITH ADDRESS OF SEMIFICATION THE BED AND EXISTING MACADAM PAYEMENT WITH ADDRESS OF STORES AND THE CON-THE BED AND EXISTING MACADAM PAYEMENT WITH ADDRESS OF STORES AND THE CON-THE BED AND EXISTING MACADAM PAYEMENT WITH ADDRESS OF STORES AND THE CON-THE BED AND EXISTING MACADAM PAYEMENT WITH ADDRESS OF STORES AND THE CON-THE BED AND EXISTING MACADAM FATERERS FOR THE STALEMENT OF STORES WATCH.

WHEREAS, the Council of the City of Marlen has heretofore, by proper legislation, declared the necessity of improving Seminole Avenue by widening both sides of the existing macadam pavement from Willow Street to Walnut Street; by constructing concrete curbe on the west side of the street from Willow Street to Walnut Street, by constructing concrete gutters on the east side of the street from Willow Street shuth about 1040 feet; by surfacing the new and existing mecadam pavement with asphaltic concrete and the construction of necessary structures for the drainage of storm water, and

MHEREAS, this Council contemplates the use of \$24,300,00 for the purpose of paying the portion of the cost of said improvements which are to be paid by assessments.

MOW, THEREFORE, HE IT OBDAINED by the Council of the City of Marion:

Bection 1. That it is hereby declared merestary to linue the bonds of the City of Marion in the principal sum of \$24,300,00 for the purpose of raising money, in anticipation of the collection of special assessments for the improvement of Seminole Avenue by widening both sides of the existing mucadam pavement from Villow Street to Walnut Street; by constructing concrete curbs on the west side of the street from Willow Street to Walnut Street, by constructing concrete gutters on the mast side of the street from Willow Street to Walnut Street, by surfacing the new and existing macadam pavement with esphaltic concrete and the construction of mecessary structures for the drainage of stoch water.

Section 2. That said bonds shall be dated approximately July 1st, 1958, shall bear interest at the rate of 3% per unnum, payable semi-annually until the principal sum is paid, and shall mature in ten substantially equal somi-annual installments after their issuance.

Section 5. That for the purpose of raising money in anticipation of the lawy of special assessments and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement as aforesaid in accordance with the Ingiplation heretoform passed by the Gity of Marian's Council with respect thereto, to pay the property owner's share of the cost and expense of said respective improvements, it is hereby declared necessary to issue and there shall be issued notes of said City in the amount of \$24,300.30, which shall be placed to the credit of the Special Improvement Fund.

The appropriation hereinabove made for said street improvement is subject to the qualification that interest at the rate of 3% per annum for the period prior to the collection of the first installment to the be levied shall be included in said amount, and the angunt managery to pay said interest is hereby appropriated for the payment thereof and for no other purpose.

Section 4. That such anticipatory notes in the smount afornaaid shall be issued bearing interest at the rate of 3% per annum, payable semi-annually. Such notes shall be dated the lot day of July 1958, and shall mature on or before the 30th day of June 1959. Such notes shall be executed and delivered in such humber and such depositations as may be requested by the purchase of such notes.

Dection 5. Such notes shall be secured by the Mayor and City Auditor and hear the seal of the Corporation. They shall be payable at the office of the City Treasurer. Marice, Chio; they shall express upon their face the purpose for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. All assessments collected for the improvements aforesaid and unexpected balances remaining in the funds after the costs and expenses of said improvements have been paid, shall be applied to the payment of taid notes and the interest thurson until both are fully provided for.

Section 7. Said notes shall be first offered to the Bond Rotirement Fund of the City and so many of the same as shall not be taken by said Truntees shall be sold at private aale by the City Auditor, but for not less than par and accrued interest, and the proceeds from such tale, except may premium and accrued interest thereon and the amount thereof necessary for the payment of interest prior to the maturity of said notes, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Any premium and accrued interest and the amount necessary for the payment of interest prior to their maturity shall be transferred to the Sinking Fund to be applied in the payment of principal and interest of said notes in the manner provided by ise.

Section 0. Said notes shall be the full general obligations of the City and the full faith, credit and revenue of said City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by said notes shall, to the extent necessary be used only for the retirement of said notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 9. In the event that such assessments are not levied or bonds are not issued to provide a fund for the payment of said notes at metority, a general tax shall be levied against all of the property in said City for the payment of such notes and the interest thereon.

Section 10. The City Auditor is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

Section 11. That this ordinance shall take affect and be in force from and after the earliest period allowed by Law.

PASSED: June 23, 1958 APPROVED: June 24, 1958

Mandell L. Strong Mayor

ATTEST :

Alta F. Steehe CLERE Fiel C. Baldauf PHUSIDSHI OF COUNCIL

# EDINANCE NO. 5367

OBSTRANCE ESTABLISHING INSPECTION FILM FOR EXCAVATIONS ON CITY AND PROPERTY AND ESTABLISHING A CASH DANSENT TO BE MADE WORRE PAVONEDIT ON SUDEVALM IS DUE AND REPEALING COMPLICITING DRATMANCES AND PROVENENT ON THE GETY TO RELATE ALL STREETS AND SIDEBALED AT UNNER EXPENSE AFTER DECAVATIONS.

WHEREAS, Conncil deems it necessary for the proper replacement of excavations on City Property to provide inspection therefore and to establish a fee for such inspection to defray the cost of said inspection, and

WHEREAS, Council deems that repairs after excavations made in portions of the City Street: where there is pedestrian and vehicular traffic should be made by the City Street Department except in cases of utilities operating under a franchise within the City of Marion or its agents, and

WHEREAS, newer repairs are of such a nature, due to depth of trenches and nature of work, that considerable time is neckssary on the part of the inspector. Council duame it necessary a special inspection fee should be established for such excavations, and

WHEREAS, Council deems that there be established a cash payment made by any person, firs, or corporation making excavations in streats and sidewalks other than a utility operating under a Franchism within the City of Marion or its agents, for purpose of paying repair costs to such openings.

NOW, THEREFORM, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That any person, firm, or corporation upon obtaining a permit to make an opening in any dedicated street, alley, or other property owned by the City of Marion shall pay the following fees for the imagentian of said opening by properly authorized employees of the City of Marion.

- (a) Any excavation to a sever or to install a newer \$8.00
- (b) Any excavation other than as provided in (a) above \$3,00 (Except in that utilities operating under Franchise within the City of Marion shall pay no inspection fee for openings in areas other than where there is pedestrian or vehicular traffic.)

Section 2. Said inspection fee shall be paid at the time of obtaining the permit before making the opening unless satisfactory arrangements are made by said person, firm or corporation with the Director of Safety-Service for a monthly villing for said opening.

Section 3. Any such person, firm or corporation who is not subject to obtaining the permit for said opaning shall furnish to the Director of Safety-Service a potice of said openings to be made by said person, firm or corporation.

Section 4. That all repairs to streets and sidewalks where the sidewalk extends from the building at the property line to the curb line and has substructures of utilities, conduits, area ways, or other structures, after excavations in pavements and sidewalks as aforesaid shall be made by the City Street Department at the expense of the person obtaining the excavation permit, except utilities operating under a franchise within the City of Marino, or their agents, who shall make their own repairs.

Section 3. That all persons, firms or corporations, except utilities operating under a Franchise within the City of Marion, upon obtaining an excavation permit wherein cuts will be made in pavements or sidewalks as described in Section 4 hereof shall make the following cash payments which shall be used to repair the street or sidewalk.

- 1a) \$50.00 per out in pavement where it does not exceed 2 sq. yd. and \$2.00 per sq. foot for all over 2 sq. yds.
- (b) \$20,00 per cut in sidewalk as described in Section 4 hereof where it does not exceed i sq. yard and \$1.00 for each sq. foot for all over 1 sq. yd.

Section 6. That any person, firm or corporation who makes excavations as provided herein shall do all back-fill work to the satisfaction of the inspector, to the pavement or sidewak surface.

Section 7. That Ordinance No. 6113, passed Saptember 10, 1956, and Ordinance No. 6166, passed

January 28, 1957, are hereby repealed.

Section 8. The payments required in Section 5 hereof shall be in linu of deposits required under Section 24,19 of the Marion City Code.

Section 9. That any person, firm or corporation who violates any section of this Ordinance or part thermof shall be deemed guilty of a misdemeanor and upon plea of guilty or conviction thermof shall be punished in accordance with Section 1.4 of the Marion City Code.

Section 10. The payments provided for under Section 5 hereof, shall not be required of persons, firms or corporations to who excavation permits have been issued at the effective date of this Ordinance.

Section 11. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: June 25, 1958 APPROVED: June 24, 1958 Pred C. Baldauf PRESIDENT OF COUNCIL

Wendell L. Strong Mayor

Intols part why

ATTEST:

#### TADINANUM WE, 1945

CHEFTHANES ATTRUSTICING THE BEARD OF GOVERNOUS OF MALTON DENEMAL. HENRICAL TO ADVERTISE FOR REDE AND ANTER THTO A CONTRACT FUE THE PROGRASS OF A NEW CHEETE/NIGAL TABLE FOR USE IN THE BOUTH HELIVERY NOON AT MARION CHEETAL, HISTITAL.

NOW, THEREFORE, WE IT ORDAINED by the Council of the City of Marion, State of Ohip, Don-thirds of all members elected therets concurring-

Section 1. That the Hoard of Government of Marlum General Hospital, be and they are hereby authorlend to contract and purchase a new Obstatrical Table for use in the nouth delivery room at Marion General Hospital.

Section 3. That said Board of Governors anall advertise for bids for such Obstatrical Table and they shall be authorized and directed to enter into written contract with the lowest and best bidder for said Obstatrical Table. That said Reard of Governare may reject say or all bids.

Section 3. That this Ordinance shall take affect and be in force from and after the warliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: June 23, 1958 APPHIVKD: June 24, 1958

Nendell L. Strong Nayor

ATTEST :

Alts F. Sheehn CLERN

#### marthanan was a sou

LUMBER OF THE STEP HALL, TO BE OFFRATED BY A BLIER CHARGE.

WHEREAS, the State Department of Public Weifers, Aid to the Blind, has requested the City for permission to establish a spack har in the lobby in the City Hall, to be operated by a blind operator, and

WEREAS, Council deams that said permission should be granted.

NOW, THEREFORE HE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the Bafety-Service Director is hereby authorized and directed to permit the installation of a smack has in the lobby of City Hall by the State Department of Public Welfere, Aid to the Blind and to permit its operation by a blind operator.

Section 2. That this ordinance shall take effect and be in force from and after the sarliest partial altowed by law.

PASSED: June 23, 1956 APPROVED: June 24, 1958

Wandell L. Strong Mayor

AT TEST :

Alts P. Sheebe

OTRINAMIN NO. 6370

ORSTHRAMEN HEQUITARES, THAT ALL CREATE ON THREE AND DATEBUT HEREAFTER CONSTRUCTION VERSION THE TAR LET UP HAR LED TO PRODUCT .

WREREAS, Council determines it necessary to astablish uniformity on all curbs or curbs and gutters constructed within the City.

Fred C. Baldauf FRESTORNT OF COUNCIL

NOW, THEREFORE, BS IT UNDAINED by the Countil of the City of Mation, State of Dhim.

Section 1. That all curbs or curbs and gutters hereafter constructed within the City shall be concrets.

Section 2. Material other than as provided in Section 4 hereof may only be used when approved by the City Engineer and the Council of the City.

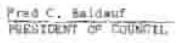
Sertion 3. That this Urdinance shall take effect and be in forts from and after the sariiest period allowed by law.

PASSED: June 25, 1958 APPROVED: June 24, 1958

Mendell L. Strong Mayor

ATTEST

CLERE



#### ORDINAMES ND. 0371

4/26/50 715/58

USEDINARITY HEQUIDING THAT ALL STRENALES HEREAFTER COMPTENDING WITHIN THE DETY OF MADION, ORIO, HE CONCRETE, AND THAT THE THURKERS AND GRADE BE APPROVED BY THE CETY ENDINESS

WHEREAS, Council finds that it is necessary to ustablish uniformity of the construction of sidewalks within the City.

NOW, THEREFORE, BE IT DEDAINED by the Council of the City of Marion, State of Onio:

Section 1. That all sidewalks within the City of Marion hereafter newly built or reconstructed shall be concrete maly.

Section 2. That the thickness and grade of concrete material and installation of said sidewalks ceferred to in Section i hereof shall be approved by the City Engineer.

Section 3. That this Drdinance shall take effect and be in force from and after the warliest period allowed by law.

PASSED: June 25, 1958 APPROVED: June 24, 1958 Fred C. Baldauf PRESIDENT OF COUNCIL

Wendell L. Strong Mayor

ATTEST:

Alta F. Sheehe CLERK

INDINANCE SD. 0172

TO ATTEME THE CHILD FIE CAINE OF THE MARLOS FIRE CEPARTMENT TO ATTEME THE CHILD FIRE CHILDES CONVENTION TO BE WELP AT FUNDLAY, CHILD, JULY 915 TO LINE, INCLUSIVE,

NOW, THEREPORE, HE IT (MDAINED by the Council of the City of Marine, State of Object

Bection 1. That Dwnn A. Sifrift, Chief of the Marion City Fire Department is bereby authorized to register and attend the Ohio Fire Chiefe Convention to be held at Findley, Uhio, July 9th to 12th, 1998, Inclusive.

Section 2. That the expenditure for this convention shall be paid from 2-D-1, Incidental Fund of the Harion Fire Department, including a registration fee.

Section 1. The City Auditor and City Treasurer are hereby authorized and directed to prepare the necessary vouchers and warrants in payment of the advance registration fee, as well as other expenses incidental to the use and purposes mentioned in Section 2, not to exceed the sum of 590.00.

Bection 4. That this Ordinance shall take effect and be in force from and after the sarliest period allowed by Law,

PASSED: June 23, 1958 APPROVED: June 24, 1958

Mendell L. Strong Mayor

AT TEAT :

Alts P. Sheebs CLERK

GEDINANCE HU. 5375

DEDIBATING CHEATING THE HEALTICS OF STRUCTAL AND APPROPRIATING CONFIDENTIAL APPOINTMENT, DEPARTISHERSO FOR SALARY, AND APPROPRIATING FURSED TIMESE TORSE TORSE TORSE

Fred C. Baldauf

PRESIDENT OF COUNCIL.

WHEREAS, the Solicitor's office informs Council that the service of an additional assistant for a period of approximately six months is necessary, and

MERICAS, Connell Finds that said necessity exists.

NOW, THEREPORE, BE IT ORDAINED by the Council of the Ciry of Marion, State of Ohip:

Section 1. That there is hereby created the position of an additional assistant solution effective July 1, 1958 and anding December 51, 1958.

Section 2. That compensation of suid assistant be \$200,00 per month payable monthly.

Section 3. That there is nereby appropriated the sum of \$1200.00 from the General Fund to 1-F-5, Assistant Solicitor Fund,

Section 4. That Council hereby approves and confirms the appointment of G. A. Fiacentino as assistant solution for the position created in Section 1 hereof.

Section 5. That this Ordinance shall take effect and be in force frue and after the earliest period allowed by Taw.

#### 0102.10AH-11.170 1.374

DEDIMANCE MAKING ADDITIONAL ADDIGUTATIONS TO MANDAMA AND SERUDOUS AVENUE DODIRCTS.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. There is hereby appropriated the following additional sums to the following projects to pay the city's share of the improvements:

Seminole Avenue cub, gutter and pavement - \$2,422.08

Willow and Maudana Avenue curb, gutter and pavement - \$679.48

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: June 23, 1958 APPEOVED: June 24, 1958

Wendell L. Strong Mayor

ATTEST:

Alts F. Sheehu CLEWK

## 0101NAME NO. 6775

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CURREARCE PRODUCTIONS THE APPROVAL OF THE CITY ENGINEER FOR THE PLANTING OF CURREARCE DESCRIPTION THE APPROVAL OF THE CITY ENGINEER FOR THE PLANTING OF TARKS OF CITY OWNED ENCEDERY.

Fred C. Baldauf

PRESIDENT OF COUNCIL

 MEREAS, Council deems it necessary to eliminate the planting of trees on public property unless approval is obtained by the City Engineer.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Unio:

Section 1. From and after the effective date of this ordinance there shall be no trees glanted on City coold property between the sidewalk and the curb line on any street in the City.

Section 2. Before any trees are planted on any City owned property other than mentioned in Section 1 bernof the approval of the City Engineer must be obtained.

Section 3. That this Ordinance shall take effect and be in forre from and after the earliest period allowed by have

PASSED: July 14, 1958 AFPROVED: July 14, 1956 Pred C. Baldauf PRESIDENT OF COUNCIL

Wandell L. Strong Mayor

ATTEST

Alts F. Gbeebe. CLERE

#### DEDIMATE NO. 0370

UNDERANCE THANSPERATHS AND APPROPRIATING SUMP OF MOMENT FUR CENERAL DEPROVEMENTS.

UNEREAS, a duplicate charge was made for engineering costs on the North State Street sever project. Mr. cant No. 15026, dated August 2265, 1997, in the amount of \$710.80, and

WHEREAS, a duplicate charge was made for angineering costs on he Harrison Street sever project. Warrant No. 1997, dated August 22nd, 1997, in the abount of \$200.80, and

WHEREAS, by said warrants funds from the two aforesaid improvement projects were paid onto the Otheral Pund the second time.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion. State of Ohio:

Section 1. That the following sums of money are transferred and appropriated from the General Fundto the North State Street sever improvement fund, \$710.80, to the Darrison Street sever improvement fund, \$240.80, total transfers and appropriations, \$751.80.

Section 2. That this Dedinance shall take effect and be in Force from and after the sarliest period allowed by law.

PASSED: July 14, 1958 APPROVED: July 14, 1958

Wendell L. Strong Mayor

ATTEST

Alta F. Sheehe

Fred G. Baldauf PRESIDENT OF CORPCES,

#### Instation dia earry

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CREATER AMENDING THE ORDINANCE ADDIGUESING THE CONTRACT WEEK THE MARION CONTRACT WEEK SANTTARY REMERS.

WHEREAS, Exhibit C which was a part of the contract provided for in Ordinance 6362, provided In the Residential-Bi-Monthly Accounts "Where no water measurement is used, the charge as provided under Section 6 (b) of this Ordinance shall be \$2.00 bi-monthly", and

WHERMAN, said Kxhibit I should have provided that "Where so water measurement is used, the charge, if a residential user, shall be 54.00 bi-monthly, end

WHEQLAS, in said Exhibit C a Commercial - Monthly account, for the first SOG subic feet, or fraction thereof, was listed at \$2.00 and should have read \$1.00.

NOW, THEREFORE, BE IT (ROAINED by the Council of the City of Marion, State of Dhin.

Section 1. That Exhibit "C" of the contract provided for in Ordinance No. 6362 shall provide under the Bealdential - Bi-Monthly Accounts, "Where no water measurement is used, the charge, if a residential oner, shall be \$4.00 bi-monthly" and under the Commercial - Monthly Accounts, the rate for the first 500 cubic feet, or fraction there of, per month, shall be \$1.00.

Section 2. That this Ordinance shall take effect and be in force from and after the marlinet period allowed by law.

Fred C. Baldauf PRESINANT OF COUNCIL

PASSED: July 14, 1958 APPROVED: July 14, 1958

Wandell L. Strong Nayor

ATTEST :

Alts P. Sheebs CLEEK

DEDIMANCE NO. 0.570

DETERMENTS AND MALERING THE AND TY SERVICE DIRECTOR TO DETERMENT A CONTRACT WITH BURNET PARE THE, FOR THE TENTED OF DEPORTED VEHILLER.

NOW, THEHEFORE, BE IT GEDAINED by the County of the City of Marion, State of Obio:

Section 1. That the Safety-Service Director is wareby suthorized to enter into 4 contract with Short Ford, Inc., Marian, Ohio, for the towing of impounded vehicles, containing the failuring terms and stipulations:

- 1. That is the evant a contract is entered into it shall be for the term of (1) year.
- 2. Said contract shall be based upon the following rates: Towing dar from any point within City limits to City Building - 13.00 Towing from coar and of car (necessary when car is looked)- - - .54.00 Towing charges on trucks are based on size of the truck. Wrack Call: Winnows charge of 54.00 plus time on job. Time on job charges based on 35.00 per hour for the environ of one man and the wracker. \$8.00 per hour for two were and wracker.
- 5. That said contract shall contain the provisions that Thort Ford, Inc., shall guarantee that the City shall be held harmless from any liability whatsonwar arising from said towing and will furnish the City with a copy of an incorance policy saving the City harmless from any liability whatsoewer arising from the towing of legally impounded vehicles.
- 4. Such other provisions satisfactory to the Safety-Service Director of the City of Marion as insures to its bunefit.

그렇게 잘 잘 들어서 잘 해야 하는 것 같아요. 그는 것이 없다. 그는 것이 가지 않는 것 같아? 것 같아?

Soction 2. That Short Pord. Inc., shall be paid at the rate in said contract on stemized statements southly to the City of Marion.

Section 3. That this Ordinance shall be declared to be an emergency in that it provides for the safety, busith and welfare of the citizens of Herion, Ohio, and for the Eurther reason that it is necessary for the daily operation and effecient impounding of vahicles in accordance with Section 19.9 of the City Code, and as such emergency shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED: APPEOVED:	July 14, 1958 July 14, 1958
Berdell L.	Strang
Hayor	
ATTSST 7	

Alta F. Sheehe Clerk Fred G. Baldauf PRESIDENT OF COUNCIL

#### 1007744800 NO. 6371

ORDINANCE LEGULATING THE PARTIES OF VEHICLES ON MART PERMIT IN THE OTHER OF MALLEN, ONLY, AND PERMITING A PENALTY DIFFERENCE, AND DEPENDENCES, CONTRACTORS CONTRACTING PARTIES OF DEDITIONS.

NOW, THEREPOSE, BE TI UNDATHED by the Council of the City of Marium, State of Obio;

Section 1. The following street shall be designated on "Fire Land" and vehicles shall be provibited from parking in said "Fire Land".

in the west side of Mary Street from Silver Street north to Joseph Street. On the east side of Mary Struct north from Joseph Street to Fairground Street.

Section 2. That any person violating the foregoing provisions shall be anendable to Section 19.121 of the Mariou City Code

Sension 3. That all Ordinandes or parts of stylinances in conflict Activity sis hereby repealed.

Section 4. That this Definance shall be declared to be an emergency measure in that is providen for the safety, bursh i i belface of the citizens of the City of Marino, Ohio, and for the further reason that it is necessary for the delly operation and officient control of traffic, and as such emergency shall take effect and be in force commonately upon its passage and approval by the Hayor.

PASSED: July 14, 1958 APPROVED: July 14, 1958 Fred C, Baldauf FRESIDENT OF COUNCIL

Wandell L. Strong Hayor

ATTEUT :

Alta F. Sheebe

190

CHITHANCE NO. #340

OCTABANCE TO LEVY OFFICIAL ADDESSEDENTS ON THE DEPREMENTION OF WERE ADDESSED

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Omio:

Section 1. That the assessments for the cost and appende of improving Vermon Neights Boulevard from the point where the corporation line of the City of Marion. Ohio, crosses Vermon Unights Boulevard north to a distance approximately 0.20 feet to the morth line of late numbered 12184 and 12597 by an improved system of lights, commonly known as boulevard or whiteway lighting, to be paid in part by special assessments abount 1.3 in the aggregate to \$1399.00 as but forth by Ordinance No. 6273 doing passed by Marton City Committ on the 14th day of Octower, 1997, be and the same is hereby invind and assessed upon the lots and lands abotting upon taid improvement the several most is reported aforenaid, which assessments togethet with the description of the lots and lands are now on file in the office of the City Auditor and which assessments are at the rate of mighty-two new to 15.52) per front foot.

Bettion 2. That the total assessments against each lot shall be payable in rest within thirty (10) days from and after 'be passage of this ordinance, or at the option of the owner, to be levied in the manner prescribed by Ordine on No. d372 duly passed by Marion City Council on the 14th day of Getober 1857. All cash payments shall be made to the Transver of said City of Marion, Dhis All assessments and installments thereof remaining unpaid at the expiration of said thirty (30) days, shall be callfled by the City Auditor as provided by law, to be placed by Mar on the taw duplicate, collected as other taxes are collected.

Section 3. That this set is and is hereby declared to be an emergency measure, necessary for the immediate press sation of the public peace, health and safety. The reason for such measure lies in the fact that these anexaments must be invied, in order to collect special assessment issue, which will be applied in payment of the contributive streat lighting charges against the City of Marion, Stars of Ohio; therefore, this ordinance shall go into effect immediately.

APPEDVCE: July 14, 1930 APPEDVCE: July 14, 1930 Fred C. Baldaor PRESIDENT OF COUNCIL

Resdell L. Reang Nayne



## UNDINASI MD. 8301

CHUIMANES ANTHON CEDER THE MAXINE TO EXTER INTO A CONCLAST, ON MEMALY OF THE ULTY OF MARICE, ONLY, MITH THE GRADES OF MARION FOR THE CONTRACTORIES IN A FIFTH FURST AT MARKING CENTRAL HERPITAL, ADDITIONAL SINVATOR PALILITES. WITH THE PRINCESSTY ROLLINGHT ADDRESTS TRUNCED.

WINGEAU, TERETORIAN BY OFFICIAL POINT Romber 5250 a contract was emerged into by the City of Marion. Shig, and the County of Marion, Shio, and

WEINELS, pursuant to said contract a heapital was constructed and is now being operated as Basion General Hospital, and

WHEALAS, additional familities are neculary.

Whi, THE SEPARE, HE IT DEDATHED by the CountIl of the City of Maxion, State of Objust

Softion 1. That the Mayor be authorized and he is hereby directed to enter into a contract on behalf of the City of Marian, Ohio, with the County of Marian, Ohio, shrough its authorized agents, for the construction of a fifth floor nutning wing, additional elevator facilities, with the menesaury equipment adjuncts thereto.

Soction 2. Dedir the terms of this agreement the City shall continue to carry on the terms of the agreement heretofory untered into pursuant to Ordinance No. 5258; Under the time of said agreement County shall agree an follows: That is will subsit is the waters of Marioo County, including Marion City, the quantion of the instance of bonds for the afornhald improvements and make said money available as so vousd.

Unday the terms of this agramment of in to be mutually agreed that the improvements be constructed by a Board of Hospital Commissioners and shall be managed by the same Board of Governors as now manages the present hospital, both boards having representation from the City of Marion and County of Harion.

Section 5. That this contract shall be in accordance with the contract previously authorized In Ordinance No. 5258 and any amendments thereto.

Section 4. That this Ordinance shall take effect and be in force from and efter the earliest period allowed by law.

> Fred C. Bladwuf PRESTORNE OF COMPLETE

PASSED: July 14, 1958 APPROVER: July 14, 1958

Wendell L. Strong MAYOE

ATTEST :

Alta F. Sheehn CLUDE

#### ENDINGUES HO. SPAT

,124.00

UNDERVIEW APPROX AND A THE WAYSEN'S WAR A TRACK OF STREETON the two Advanter of \$50,00.

WHEREAS, records of the City of Marion were in error as to the intalion of the house connection. for the sever for the property located at 201 Waterloo Street and dened by Hilton Thompson, and

WhilkEaS, Mr. Theorems had entry append for material and infor in the construction of the second connection to his property due to this after in the exterds, and

WHEREAR, Mr. Thompson has made claim against the City of Marion in the amount of the Hundred Four Dollars (\$104.06) for said estra expenses, and

WHILEAS, Countil deams that tate claim should be paid only in the ancess of Fifty-Four Dollars 15344,003

MON, THESE FORT, WE IT ORDANIED by the Council of the City of Marion, State of Dhio:

Section 1. That the City Solicitor be and he is bately authorized to setule and pay said claim of Milton Theopson and to pay unto Milton Thempson the sum of Fifty-Four Dollars (\$58.90).

Section 2. That for the purpose of paying said claim there be and is hereby appropriated from the General Fund to the Claim Payment Fund the sum of FLEty-Four Dollars (554.00) that the amount is to be used for the purpose of paying said claim

Section 3. That the City Auditor and City Transures are hereby anthorized to draw and prepare vouchers and wareants in payment of said claim upon the spornwal by the City Solicitor of the proper wouchers theres of ...

Section 4: That this Ordinance shall take effect and be in force from and after the earliest meriof allmost by law.

> Prof G. Baldauf PRESIDENT OF COINCIL

PASSED: July 14, 1950 APPROVED: July 14, 1058 Wandell L. Strong 707875

#### THREE NO. 6313

MUERBAS, Some difficulties developed at 252 Spenfor Strunt and William Perriman was employed by the property owner, Mrs. Angle Forrest, to determine and c. =ct the difficulty, and

MERHAS, upon excavation it was found that there was a broak in the City main, and

WEREAS, said Mrs. Angle Forrest has made claim ogainst the City of Marion in the Amount of Sild.08.

щnđ

WHEREAS, Council doesn that said claim should be paid only in the amount of Porty-One Dollars and Ninety-Six Conts (\$41,96).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion. State of Unio:

Bertion 1. That the City Solicitor be and he is howeby authorized to settle and pay said claim of Mrs. Angle Fortest and to pay unto Mrs. Angle Fortest the sum of Forty-One Bollars and Ninety-Six Conts(\$4),95).

Section 2. That for the purpose of paying said claim there be and is bereby appropriated from the General Fund to the Claim payment Fund the sum of Porty-One Dollars and Minery-Six Cents (341 96), that the amount is to be used for the purpose of apping said claim.

Section 3. That the City Auditor and City Treasurer are bereby authorized to draw and prepare vouchers and warrants in parsent of said claim upon the approval by the City Solicitor of the proper vouchers thereof.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by Tax.

Pred C. Baldauf PRESIDENT OF COUNCIL

EASSED: July 14, 1958 APPROVED: July 14, 1958

Wendell L. Strong Mayor

ATTEST :

Alta F. Sheehe CLERK

#### CEDIDANCE NO. 0 584

ORDINANCE AUTHORIZING THE PAYMENT OF A CLAIM OF LEROY H. HIEREN IS THE AMOUNT OF \$18.30.

MEREAS, LARoy N. Risker, 128 Sargent Streat, Marion, Dhio, has made claim against the City of Marion, Dhio, for sour repair, and

WHEREAS, said Lehoy H. Ricker makes clay in the amount of Ten Dollars and Fifty Cents (\$10.50), and

WHERE'AS, Council deeps it adviscable to pay said claim.

NOW, THEREFORE, BE IT CREATHED by the Council of the City of Marian. State of Obio:

Soction 1. That the City Solicitor be and he is hereby authorized to mettle and pay said claim of LeRoy N. Rieker and to pay unto LeRoy N. Rieker the sum of Ten Dollars and Fifty Cents (510.50).

Section 2. That for the purpose of paying thid claim there be and is hereby appropriated from the General Fund to the Claim Payment Fund the sum of Ten Dollars and Pifty Cents (\$10.50); that the mount is to be used for the purpose of paying said claim.

Section 5. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the City Solicitor of the proper vouchers thereof.

Section 4. That this Ordinance shall take affect and be in force from and after the esclient period allowed by law.

PASSED: July 14, 1958 APPROVED: July 14, 1958 Fred C. Baldauf PRESIDENT OF COUNCIL

APPROVED: July 14, 1958	ü -
Wandell L. Strong Mayor	
ATTEST:	ŀ.
Alta F. Bhsehe	

## CHERRY AND REAL FRAME

# IN THE AMERIT OF SEC.

MERICAL, Mrs. Dumbas, 351 Denne Strent, Marine, Dhio, has presented a claim agenet the City of Marine for damage enused by the City by flushing the enuer lines, and

WHEREAS, said Mrs. Dimbur makes riain in the amount of Teenty Dellars (520.00); smill

MELITAS, Countil desum it advisable to pay said staim.

NOW, FIREFORT, BE IT ORDAINED by the Council of the City of Mation, State of Chip.

Section 1. That the Uity Selicitin be and he is hereby suthorized to settle and pay said class of her. Dunhar and to pay anto fire. Dunhas the sum of Ywenty Dollars (520.00).

Section J. That for the purpose of paying seld (laim there be and is furnby appropriated from the General Fund to the Claim Payment Fund the sum of Fornty Dollars (520,00); that the amount is to be used for the purpose of paying said tisim.

Section 5. That the Sity Auditor and Sity Treasuret are hereby subborized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the Sity Folicitor of the proper voucher thereof.

Service 4. That this Ordinance shall take effort and be in faces from and after the earliest period allowed by law.

Fred C. Baldauf PASS (DSN) OF COUNCIL

FASSED: July 14, 1958 APPROVED: July 14, 1958

Mayor

ATTREP |

Alta F. Sheeho

## STADIANS BY, 6-MM

UNDERAGES ANTHONESTING THE STATE WELL-CETCH TO SHOTELE THE SACE. OF ALL MEDIC CASE WAS 152.50 IN THE COMMUNICATION OF SHARES, GROUP OF MARKED CONSTR., MED. AND ANTHRALEDING THE MARKED OF THE ANTHR FUELD IN.

UNDIAS, Mersiofers Line was filled a case in the Common Fleas Court of Marine County, Ohio, under Case No. 53258 wherein Alfred L. Centaler, et al wore plaintiffs and the City of Marion, et al word defendance, and

WEDREAN, a new assumment was made on the streat involved in this case and as amicable satilement has been seathed.

MOW, THEREPORE, BE IT DEBAINED by the Council of the City of Marion, State of Gale:

Socian 1. That the City Solicitor is bereby authorized and Sirested in consent to the diminant of taid case by Journal Entry 1: said Court.

Section J. That the Gity Solicitor is hareby authorized to pay the costs incorred in this matter from the City Salicitor's inclinical Pend.

Solution 1. That whit Dedinance whall take offers and he in force from and after the carliest period allowed by tax.

PASSED: July 14, 1958 APF20VED: 341y 14, 1949 Pred C. Maldauf PERSIDENT OF COUNCIL

Windell L. Strong Hayor

ATTES: =

Alts F. Sheets CLERK

#### MITTELLANCE 342, 8157

CODIZIANCE MARINE & COVIDE IN THE ANDRESS OF AND AN ON DAVID IL COLLEGAN AND THE STRUCTURE PRODUCTS.

WHEREAS, bathtoform the City Engineer prepared tentative assessments for the improvement of Whier Assume fro concrete curb, gifter, sidevalk and mutadam pavement on both sides from a point 400 feet south of Indiana Avenue to a point 100 feet south of Okio Avenue, and

WHEREAR, by Ordinancy No. 0014 it was levied an anaguament culculated at the rate of 517.90 per front foot, and

MUNICAS, purvuent to Resolution No. 419) which assessment was recalculated at the rate of \$14.90 per frumt Foot, and

WHEREAS, by Ordinance Bo, 6340 the averagement was lovied at \$14,00 per front foot, and

UDSEEAS, David W. Enrokle and Pern Enjoyle had paid an ansergoont calculated at \$17.00 per front foot for 100 feet thready having paid in 5506.00 in arcess of the assessment, and

UNRALAS, Council dooms that said \$100.00 shall be refunded from the Special Improvement Fund Whier Avenue Frojort, being the account wherein the assessment was paid by David W. Enickle and Fern Enickle.

NCW, THEREPORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the Cirr Unlicitor be and be in hereby actburised to pay unto David U. Enishie and Fern Knickle the sum of Three Bundred Dollars (\$500.00). That for the purpose of paying the refund described in the preamble hereof, there be and is hereby appropriated from the Special Improvement Fund, Unlar Avenue Project, the sum of Three Bundred Dollars (\$300.00). That the amount is to be used for the purpose of paying the refund hereisabove described.

Solution 2. That the City Auditor and City Treasures are hareby authorized to draw and prepare wonthers and warfants in paymone of raid refund upon the approval by the City Solicito: of the proper wonches thornaf.

Sation 5. That this Ordinants thall take offers and be in force from and efter the sarliest posses by law.

WASSEEN July 14, 1918 APPROFED, July 18, 1958

Mundeli L. Strong

ATTENT

Akta F. Shoehe MLEAK

## DESTRICTION NO. 5388

CONTRACT WITH THE VILLOW OF UPPER SAMDERY, ONTO TO FEMELEN FINE FORTHACT WITH THE VILLOW, OF UPPER SAMDERY, ONTO TO FEMELEN FINE

WHEREAS, by Ordinance No. 479D passed by Council of the City of Marion, the Eafery Service Director is authorized to contrast with other villages or cities within a thirty (30) mile radius of Marios and for a period not to exceed three years, in accordance with terms set forth in said Ordinance.

NOW, THREEFORE, HE IT GREAINED by the Council of the City of Marian, State of Ohio:

Section 1. That the Safety-Service Director be and is hereby subborized to enter into a contract with the Village of Upper Sandusky, this, for a period not to exceed three (3) years in accordance with the terms and conditions set forth (n Ordinance No. 4790.

Section 2. That this Ordinance shall take effect and be in force from and after the sarliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

Frod C. Unidawi

PARSTONIA OF COUNCIL

PASSED: July 28, 1958 AFPROVED: July 28, 1950

Wendell L. Strong

MAYOR		
AT TEST :		
Alta F. Shache CLERS		

#### ORELIGATE NO. 6309

CHEDINARDE AFFECTIVE THE SEM OF SAL OF FOR THE FURPOSE OF PROVIDENCE FERDE FOR THE BOXING COMPLETION TO PAY ITS ANNUAL DORS IN THE STATE ASSOCIATION OF BOXING AND VHEOFLING COMPLEXIONS AND FOR THE FURPOSE OF BELINDERSING MEMBERS OF SALD COMMISSION FOR NOMIES REPRESED BY THEM TO ATTEMPT THE STATE COMPLEXION.

WHEREAS, the Boxing Commission of the City of Marion, Ohio, is a membr of the State Association of Boxing and Wrestling Commissioners, and

WHEREAS, membership insaid organization is subject to annual dues in the sum of Twenty-Five Dollars (\$25,00), and

WHEREAS, members of the Boxing Commission of the City of Marion, Ohio, in accordance with authority granted by the Mayor, attended the State Conference and expended therefore, personal funds in the sum of Thirty-Six Dollars (\$36.00).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Chic:

Section 1. That there be and is hereby appropriated from the Special Fund the sum of Sixty-Dns Dollars (S61.00) for the purpose of paying the dues for the year 1958 by the Boxing Commission of the City of Marion, to the State Association of Boxing and Wrestling Commissioners and the sum of Thirty-Six Dollars (\$36.00) to members of said commission, reinbursing said members for such sums expended by them in attending the State Conference of the Boxing Commissioners.

Section 2. That the City Auditor and City Treasurer are hereby authorized and directed to prepare the necessary vouchers and warrants for the payment of the matter set out in Section 1 herein.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: July 28, 1958 APPROVED: July 28, 1958

Wandell L. Strong MAY OR ATTEST:

Alta F. Sheehe CLERK

#### INDINANCE NO. 6590

DEDENARCE MAKING ADDITIONAL APPROPRIATIONS AND TRANSPORTING FURIDA ALREADY APPROPRIATED.

NOW, THEREPORE, BE IT ORDAINED by the Council of the City of Marion, State of Obic:

Section 1. That there be appropriated from the General Fund the sum of \$3,60 as follows;

To I-A-5 Incidentals 5 3,60

Total General Fund \$ 5.60

Section 2. That there be appropriated from the Recreation Fund the sum of \$354,70 as follows:

To	16	٨.	1	Playground	Directors	\$140.00
	16	A	2	Playground	Incidental	214.70

Total Recreation Fund

Section 3. That there be appropriated from the Park Fund the sum of \$1200.00 as follows:

\$354,70

	To 14 A 5 Inc.	identals	\$1,200.00			
	Total Park Fund	đ	\$1,200.00			
transferre	Section 4. The d as follows:	at funds already appro	pristed within th	s Sever Hepair and Impro	ovenmnt Pund are be	tu py
	From Labor		\$1,000.00			
	To incidental	e	\$1,000.00			
allowed by	freedow with the second s	at this Ordinance shall	1 take effect and	be in force from and al	fter the earliest p	erio
PASSED: APPROVED:	July 25, 1958 July 25, 1958			Pred C. Baldauf PRESIDENT OF COUNCIL		
Wendell L.	Strong					
ATTEST						

#### ORDENANCE IN: 6391

CHERENES ANTIHUSATING AND DIMETTING THE MAPSTY-JUNYICE DIMETTON TO SARCHTE AN DEFINITION TO THE LEAST DETWERN THE DEFENAL SERVICES ADMEN-INTEACTOR OF THE INVITED FLATE CONTOREANT AND THE CITY OF MARCON, GHID FUE & PORTION OF THE INVITED FLADE OF THE CITY BUILDING THEODER THE NOT. DAT OF DEFENDED, 4909.

Vikilias, investofore on the 22nd day of August, 1915, it was determined by Council and other officers having control thereof that the third floor of the Marion City Hullding was not needed for use by the City of Marion, Ohio, and

WHEREAS, said condition continues to exist, and

WHEREAS, by Dedimance No. 394) the Council authorised the Safety-Service Director to enter into a lease with the appropriate agency of the United States Dovernment for the leasing of a certain portion of the third floor, and

VHEREAS, pursuant to said Ordinance the lease was untered into between the General Services Administration of the United States Government and the City of Harion, effective the let day of October, 1955 through the 30th day of September, 1956, and

WHEERS, said leave provided for a year to year tenancy on the condition that Council of the City of Marion passed enabling legislation to recev the leave beyond Saptember 30th, 1956, and

WHEREAS, pursuant to the provision in the lease, the General Bervices Administration of the United States Rowermant has given a lease remeval notice whereby they propose to extend the lease on the same conditions, provisions and terms, from the let day of Detover, 1958 through the 20th day of September, 1959.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Dates

Section 1. That the Safety-Service Director is hereby authorized and directed to execute an extenelop to said lease for a period of one year, from the 1st day of Octover, 1956, through the 36th day of September, 1959, that waid lease shall be reneved on all terms, monditions and provisions of said lease as they now stand.

Section 2. That this Ordinance shall take effoct and be in force from and after the earliest period allowed by Las-

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: July 28, 1958 APPROVED: July 28, 1958

Wendell L. Strong HAYOR

ATTEST: Alta F. Sheebe Clerk

#### CHETTRANCE MIL ENP?

GEDERAMENT ANTIONIZED DESIGNAL OF THE DESIGNATION THE CEPT OF HARDER, OFEN, AND LAKE CONTRAL ADVIDUCT, ENC.

WHEREAS, Meretofore Lake Central Airlines, Inc. antered into a lease agreement with the City of Marion, Ohio, which lease agreement expired on the 15th day of April, 1956, and

WHEREAS, Lake Central Airlines, Inc. and the City of Marion continue to act under the agreement, and

WHEREAS, SAID LEASE AGREEMENT FURTHER PROVIDED THAT THE LESSES should have an option to renew the lease for two additional terms of three years mach, and

WHEREAS, Lake Central Airlines, Inc. and the City of Marion have continue to act under the terms of onid original lease as though said lease had been renewed.

NOW, THERSPORE, MI IT ORDAINED by the Council of the Lity of Marion, State of Chint

Section 1. That the actions since the 15th day of April, 1956, by the Lake Central Airlines, Inc., and the City of Marion. Ohio, are hereby approved and confirmed as an extension of the original leave herein.

Section 2. That an agreement of extension for a three year period from April 15, 1956 shall be executed by the Safety-Service Director, said extension to be under the pase terms and conditions as pro-

vided in the lease from April 16, 195% to April 15, 1956,

allowed by law.

PASSED: July 28, 1958 AFFROVED: July 28, 1958

March Arrast:

Alts P. Shoebe CLEAK



Fred C. Saldauf

PRESIDENT OF COUNCIL



## DEDIMANUS RO. 4595

HUBTHAND, AUTOMOTIVES ING SAFETY-COLLYING STREETING OG PRICE, 1900 A CONTRACT WITH THE BARD VOOD PRESERVINE GOMPANY FOR THE THEATMENT OF LEGALTERIAL MASTA.

VHEREAS, hardtofore on the 18th day of May, 1953, the City of Marion, entered into a sewage treatownt contract with the Bakar Wood Preserving Company for a period of two years, which contract further provised for ranewal for successive two year terms, and

WHEBEAS, the Baker Wood Preserving Coopany and the City of Marion have continued to act as if said contract were removed.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Obio:

Section 1. That the action since the lat day August, 1955, by the Baker Wood Preserving Coupany and the City of Marion, Obio, are hereby approved and confirmed as an extension of the original contract herain

Section 2. That the Safety-Service Director shall enter into an extention agreement to bring this contract in writing up to date.

Section 5. That this Ordinance shall take effect and be in force from and after the earliest period allowed by Imr.

> Fred C. Baldauf FRESIDENT OF COUNCIL

> > HE/S V

August 11, 1958 PASSED: APPROVED: August 11, 1958

Wendell L. Strong RAYOR

ATTEST:

Alts F. Shnebe CLERK

#### GEDINARIE ND 6594

ORDERANDE AUFROVEZENC THE MAINOR MATLE COMPANY TO INSTALL MAIND

NOW, THEREFORS, BE IT ORDAINED by the Council of the City of Marion, State of Dhior

Section 1. That The Marion Water Company be authorized to install a 6 inch water main in Connertial Street north from Silver Street to a point near the first alley north of Silver Street connecting with the existing 2 inch water main in Countrolal Street now supplying domestic customers and that a firm hydrant be installed at the end of the said new 6 inch main at a place which has been agreed upon by the Water Conmittee and the Fire Chief. Said bydrant will afford proper fire protection to all residents on Commercial Street and adjacent thereto.

marily Section 2. That The Marion Water Gospany be authorized to install a 6 inch water main in Kenmore Avenue northward from Indiana Avenue to the approximate middle of the block between Indiana Avenue and Church Street, connecting said main with the existing 2 Inch main running southward from Church Street for improvement of service, and that a fire hydrant be installed on the end of the new 6 inch main at the approximate widdle of the block between Church Street and Indiana Avenue as agreed upon by the Mater Committee. and the Fire Chief in order to afford proper fire protection.

Saction 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PAS SED: August 11, 1958 APPROVED: August 11, 1958

Wendell L. Strong

Mayor

CLERK

Pred C. Baldauf PRESIDENT OF COUNCIL.

ATTEST Alta F. Sheehe GENENANUE NO. ESSS SUBJIVANCE RESULTATING THE PARENCE OF VEHICLES OF CERTAIN HEALING IN THE CENT OF RANKON, OWED, DESIGNATING THILE STREET AD DELL WAY WEST ROLDID, AND PROVENIEND A WENALTY VIE THE VIREATION OF SAID PROVISIONS. NOW, THEREFORD, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That whicles shall be prohibited from parking on the south side of East Center Street from Sargent Street, east 190 feet.

Bection 2. That fully Street is hereby designated a one-way street and that all whicular traffic moving thereon shall proceed in a westerly direction.

Section 3. That the east side of Monroe Street shall be designated as "fire Lana" and vehicles shall be prohibited from parking in said "fire lann",

Section 4. Any person violating the foregoing provisions shall be ananable to Section 19,121

#### DEPENDEN NO.6326

UNDERANCE REGULATION THE PARAMES OF VEHICLES ON GENTARE PROVENDED A PRALEY FOR THE VIOLATION OF THE PROVENDED OF THIS OPENHANCE, AND PROLATION A PREASENT.

NOM, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Obio:

 Section 1. Except on Bundays and Holidays and except between the hours of 3:30 F. M. and 5:30 F.M. when no parking shall be permitted, vehicles shall be prohibited from parking for more than a two hour period on the south side of west Center Streat from David Streat to Park Boulevard.

shall park on the south mide of West Center Street from David Street to Park Boulevard.

Section 3. Any person violating the foregoing provisions shall be unemable to Section 19.121 of the Marion City Gode.

Saction 4. That to much of Section 1 of Ordinance No. 6003 which reads as follows: "On the South side of West Center Strest from the Dayton Eris Railroad to the C & D Railroad," is hereby repealed.

Section 5. That this Ordinance is hereby declared to be an emergency measure in that it provides for the effective and proper control of traffic in the Dity of Marion, Ohio, and for the further reason that it provides for the safety, health and selfare of the citizens of Marion, Ohio, and as such emergency it shall become effective immediately upon its adoption and approval, provided it receives a two thirds majority vote of the members elected to Council, otherwise it shall become effective at and after the earliest period allowed by law.

PASSND: August 11, 1958 APPROVED: August 11, 1958

Wandell L. Strong MAYON

ATTEST:

Sap alut alas

Alts F. Sheebe

Pred C. Baldauf PRESIDENT OF COUNCIL

CHIPTERBOR NO. 6392

ONDINANCE AND DOLTING THE DAPATY-GRAVICE DISLIDE OF ADVENTION FOR BLUE ADJUNITING TO LAW AND ENTER LETO CONTRACTS FOR THE WEBLAGDENG OF APPROXIMATELY MAN FREE OF THE INC. BARTTARY SHARES ON A DE WART DECISE STREET BETWEEN PATTRENESS EFFERT AND BALLERTINE AVENUE, AND APPROPRIATIED THE USE OF \$11,000,00 PROM THE BARTARY SEVER ENPLOYEDENT THEO

NOW, THEREFORE, HE IT ORDAINED by the Council of the City of Marion. State of Ohio:

Section 1. That the Safety Service Director be and he is hereby authorized to advertise for bids according to law and enter into contracts for the replacement of approximately 360 feet of ten inch sanitary sever on East George Street between Patterson Street and Ballentine Avenue.

Boction 2. That the contracts hereinbefore sentioned be entered into with the lowest and best bidders after due advertisement, and shall be in accordance with the plans and specifications to be provided by the City Engineer.

Section 5. That there is hereby appropriated the sum of \$11,500.00 from the Sanitary Sever Improvement Fund for the purpose of cerrying out Section 1 of this Ordinance.

Section 4. That this Ordinance is hereby declared to be an emergency measure in that there is an immediate need for said improvements and for the further reason that it provides for the safety, health, peace and welfare of the citizens of the City of Marion, and as such emergency measure shall become effective immediately upon its passage and approval by the Mayor, provided it receives an affirmative vote of two-thirds of the members elected to Council, otherwise it shall become effective at the earliest period allowed by law.

PASSED: August 11, 1958 APPROVED: August 11, 1958

Fred C. Baldauf PRESIDENT OF COUNCIL

Maron Mayon

ATTEST:

Alts F. Sheehe CLERK UIDINARCE 201 (559)

DEPARTMENT TO ATTEMPT THE THINTEENED AND AL PLUS SUBGOOD TH COLUMNUS, DEPARTMENT TO ATTEMPT THE THINTEENED AND AL PLUS SUBGOOD TH COLUMNUS, DEPARTMENT TO BE FELD SUPPRISED THE THIODOR LITE, 1950.

NCM, THEREPORE, BE IT ORDAINED by the Council of the City of Marion, State of Chio:

Section 1. That Renneth Wakely, Eaptain on the Marion Fire Department, is hereby authorized to sttend the Thirteenth Annual Fire School in Columbus, Ohio, to be held Reptember 6th through 12th, 1958.

Section 2. That the expenses in connection therewith incurred by said Kennett Wakely are hereby authorized to be expended from 2-D-5, the incidental Fund of the Marian Fire Department, heretofore appropriated, not to exceed \$75.00.

Section 3. That this Ordinance shall take effect and be in force from and efter the earliest period allowed by law.

Pred C. Baldauf PRESIDENT OF COUNCIL

> Fred C. Baldauf PERSIDENT OF COUNCIL

BASSED: August 25, 1958 AEPROVED: August 26, 1958

Mayor

3121

dist-S

ATTEST :

5.8

Alta # Sheeha

## OTTO LEASE TO GENERAL CONTRACTOR

DEPENDENCE DEDIGRAFING THE LASS SIDE OF LOT SPHEET FROM DELVES WINKET -TO PAIRSTONED STUDIET AN "TIEL LASS" 400 PHONICIDES & WINKLEY FOR THE VILLATION OF SAID PROFILED, AND DECLARING AN DECIDENCY

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the east side of Law Streat from Silver Streat to Pairground Streat shall be designated as "Fire Lane" and wehicles shall be prohibited from parking in said "Fire Lane".

Section 2. Any person Violating the foregoing provision shall be amenable to Section 19.121 of the Marion City Code.

Section 3. That this Ordinance is imreby declared to be an emergency seasure in that it provides for the affective and proper control of traffic in the City of Marion, Ohio, and for the further reason that it provides for the safety, health and walfare of the ritizens of Marion, Dhip, and as such emergency it shall become effective immediately upon its adoption and approval, provided it receives a two-chirds majority wore of the members elected to Council, otherwise it shall become effective at and after the earliest period allowed by inv.

PASSED: August 25, 1958 AFPLOVED: August 28, 1958

Mendall L. Strong Mayor

ATTENT:

Alta F. Shreha GLSRK

### TRADANCE HIS RHOP

SUBTINATION VALUE AND ALL FIAM POSTTON OF A CHIPAIN TIMES POST ALLEY HERETER NUMBER AND MEETE OF MAN PLANT WITHIN THE AD DR. STREET FROM WITH CONVER STREET MEETERS TO THE FIAM INTERPOTENT ALLEY, IN THE FET

#### un lateran" curco

WHELHEAS, on or about the 19th day of August, 1950, a perition was filed by the owners of all the property abutting on the portion of an alley to be vacated, baid alley being all that portion of a certain sinteen foot alley running each and south between flinten Street and New Street, from West Center Street nowth to the first intersecting alley, in the City of Marion, Uhio, and

MMEREAS, all the abutting property escere thereto have signed said petition, and

WHEREAS, Council, upon bearing, is satisfied that there is good cause for such vatation as prayed for, and that it will not be detrimental to the general interest and might to be made.

NOW, THEREME, E IT GEDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That all that portion of a certain sixteen foot alloy running north and south between Clinton Streat and Nyw Street from West Center Street south to the first intersecting alley, in the City of Marion, Ohio, be and the same is hereby vacated.

Bection 3. That nothing in this Ordinance shall be construed to effect any casements now existing with reference to this variated alley.

Section 3. That the Clerk of Council is bereby directed to forward a certified copy of this Ordinance to the Auditor of Marion County, Ohio, and to the Berocher of Marion County, Ohio.

#### CUDINAMIE NO. 6-01

CENTRANCE ADDIDLE/100 THE SATETY-SERVICE DISCIPLE TO USER'S LETO A CONTACT CONFIGNEE THE EXTENSION OF THE ADDIENERT FOR FILE PROFECTION RETAINS THE CHTY OF MARION AND THE B. F. COMEMBER CONDANY FROM MARINE LEE, 1997 TO MARINE LEE, 1999.

MIEREAS, on the 1st day of March, 1954, the City of Marion and the E. F. Goodrich Co. entered into a fire protection agreement for three years, and

WHEREAS, by Ordinance No. 6212 Council authorized the Safety-Service Director to anter into a new three year contract at a new rate, and

WHENEAS, Council finds that due to inadvertance said contract authorized by Ordinance No. 5212 was never antered into and that the parties have actud as if there had been an extension of the contract of 1954.

NOW, THEREFORE, HE IT DEDAINED by the Council of the City of Marian, State of Chio:

Section 1. That the actions of the parties in acting as if the contract of 1954 between the City of Marion and the B. F. Goodrich Co. for fire protection had been extended are hereby confirmed.

Section 2. That the Safety-Service director is hereby authorized to enter into an extension agreement extending the contract of Narch 1st, 1954 hereinabove mentioned to March 1st, 1959.

Section 3. That Ordinance No 6212 is hereby repealed.

Section 4. That this Ordinance shall take affect and be in force from and after the sarliest period allowed by Iap.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: August 25, 1958 APPROVED: August 26, 1958

Wendell L. Strong MAYOR

ATTEST:

Alta F, Shuehe CLE2K

DEDINANCE NO. 6402

AT GITY SANTATION FLAME

WHEREAS, there is a need for a place to mupty septic tank cleaving trucks, and

WHEREAS, it is determined that said trucks can be emptied at the City Banitation Flant, and

WHEREAS, a reasonable charge is to be established at 15,00 per 1,000 galloh or fraction thoreof, and

WHEREAS, Council deens that tirkets in books may be sold for this purpose.

NCH, THEREFORE, NE IT OWDAINED by the Council of the City of Marion. State of Dhio:

Section 1. That septie tank cleaning trucks may be emptied at the City Sanitation Plant at times and places specified by the Director of Safety Service

Section 7. That the charge for said service shall be \$5.00 per 1,000 gallot of fraction thereof.

Section 5. That the Safety Service Director may sell books of tickets for this purpose .

Section 4. That all funds in collected shall be deposited in the Sever Bevenue Fund.

Section 5. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Sept. 8, 1958 APPHOVED: Sept. 9, 1958 Pred C. Baldquf PRESIDENT OF COUNCIL

Wandell L. Strong

	MAYOR	
	ATTEST:	
	Alta F. Sheehe	
	CLERE	
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## DEPENANCS MD. 6405

GEDINANCE TO FROVIDE FOR THE ISSUANCE OF HORSE IN ADJUNCTION OF THE LEVY OF EPECIAL ASSESSMENTS AND TO ANTICIPATION OF THE ISSUANCE OF HORES TO PAY THE PROPERTY GENELS PORTICE OF THE IMPROVEMENT OF UNDERGOOD AVENUE BY HUS CONSTRUCTION OF A CONCRETE CERN AND DISTANCEAL PAYEMENT IN DESER-UDED AVENUE FILM NEEDED& AVENUE TO THE CITY LEPTTS

WHEREAS, the Council of the City of Marion has heretofore, by proper legislation, declared the necessity of improving Underwood Avenue by the construction of a concrete curb and gutter and substantial pavement in Underwood Avenue from Woodrow Avenue to the City Limits.

WHEREAS, this Council contemplates the use of \$26,500.00 for the purpose of paying the portion of the cost of said improvements which are to be paid by assessments.

NOW, THEREFORE, ME IT ORDAINED by the Council of the City of Marion:

Section 1. That it is hereby declared necessary to issue the bonds of the City of Marion in the principal sum of \$26,500.00 for the purpose of raising money, in enticipation of the collection of special assessments for the improvement of Underwood Avenue by the construction of a concrete curb and gotter and substantial pavement in Underwood Avenue from Voodrow Avenue to the City Limits.

Section 2. That said bonds shall be dated approximately September 30th, 1959, shall bear interest at the rate of 3% per annum, payable semi-annually until the principal sum is paid, and shall mature in ten substantially equal semi-annual installments after their issuance.

Section 3. That for the purpose of raising money in anticipation of the levy of special assessments and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement as aforeanid, in accordance with the legislation heretofore passed by the City of Marion's Council with respect thereto, to pay the property owner's share of the cost and expense of said respective improvements, it is hereby declared necessary to issue and there shall be issued notes of said City in the amount of \$25,500,00, which sahll be placed to the credit of the Special Toprovement Fund.

The appropriation hereinabove made for said street improvement is subject to the qualification that interest at the rate of 3% per amnum for the period prior to the collection of the first installment so to be levied shall be included in said amount, and the amount necessary to pay said interest is hereby appropriated for the payment thereof and for no other purpose.

Section 4. That such anticipatory notes in the amount aforesaid shall be issued bearing interest at the rate of 3% per annum, payable semi-annually. Such notes shall be dated the 30th day of September1956 and shall mature on or before the 30th day of September 1959. Such notes shall be executed and delivered in such number and such denominations as may be requested by the purchase of such notes.

Section 5. Such notes shall be executed by the Payor and City Auditor and bear the seal of the corporation. They shall be payable at the office of the City Treasurer, Marion, Onic; they shall express upon their face the purpose for which they are issued and that they are issued pursuant to this Ordinance.

Section 6. All assessments collected for the improvements aforesaid and unexpected balance remaining in the funds after the costs and expenses of said improvement have been paid, shall be applied to the payment of said notes and the interest thereon until both are fully provided for.

Section 7. Said notes shall be first offered to Officer of the Bond Retirement Fund of the City and so many of the same as shall not be taken by said trustees shall be sold at private sale by the City Auditor, but for not less than par and accrued interest, and the proceeds from such sale, except any premium and accrued interest thermon and the amount thereof necessary for the payment of interest prior to the maturity of said notes, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Any premium and accrued interest and the amount becessary for the payment of interest prior to their maturity shall be transferred to the Sinking Pund to be applied in the payment of principal and interest of said notes in the manner provided by law.

Section B. Said notes shall be the full general obligations of the City and the full faith, credit and revenue of said City are beraby pledged for the prompt payment of the same. The par value to be received from the sale of the bonds anticipated by said notes shall, to the extent necessary, be used only for the retirement of said notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 9. In the event that such assessments are not levied or bonds are not issued to provide a

fund for the payment of said notes at maturity, a general tax shall be levied against all of the property in said City for the payment of such notes and the interest thereon.

Section 10. The City Auditor is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

Section 11. That this Ordinance shall take effect and be in force from and after the sarliest period aflowed by law.

PASSED: September 8, 1950 APPROVED: September 9, 1958 Wendell L. Strong MAYOR ATTEST: Alta 9. Sheehe CLE20

Fred C. Baldauf PRESIDENT OF COUNCIL

#### CHILLERACE WO 16404

CHEIZMANNER ANTHRAIGING THE PARAMET OF A GLAIM YO C C MACHINER IN THE AMOUNT OF \$20.00.

WHEREAN, C. G. Hausinger, 517 South Main Street, Marion, Chio, has presented a claim against the City of Harion for damage caused by the City storm sever backing up in the basement of his home, and

WHEREAS, said C. G. Bausinger makes claim in the amount of Twenty Dollars (\$20.00), and

WHEREAS, Council deems it advisable to pay said claim.

NOW, THEREFORE, BE IT DEDAINED by the Council of the City of Marion, State of Chio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of C. G. Bausinger and to pay unto C. G. Bausinger the sum of Twenty Dollars (\$20.00].

Section 2. That for the purpose of paying said claim there be and in hereby appropriated from the General Fund to the Claim Payment Fund the sum of Thenty Dollars (\$20.00); that the amount is to be used for the purpose of paying said claim.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare woochess and warrants in payment of said claim upon the approval by the City Solicitor of the proper wouchers therwork.

Bection 4. That this Ordinance shall take effect and be in force from and after the earliest pero ied allowed by law.

PASSED: September 3, 1958 ARENOVED: September 9, 1950

Wendell L. Strong MAYOR

ALTEST:

Alta F. Sheehe CLERE

## NUMBER OF ENGAGE

Fred C. Beldauf PULSIDENT OF COUNCIL

GENERATCE ADDITION THE PASSENT OF A GLAIN TO MAL. J DISCHARGE IN THE ANDREST OF LIPS. DO.

MHEREAS, Saver difficulties developed at the hums of Mr. J. Riggins at 658 Uncapher Avenue, and

WHEREAS, upon excavation it was found that there was a break in the City paver, and

WHEREAS, said Hr. J. Higgins has made claim against the City of Marion in the amount of \$1.0.00, and

WHEREAS, \$60.00 of said claim represents moneys paid for permit, inspection fee and street replacement costs, which moneys were paid into the General Fund, and

WHEREAS, Council deems that main \$60.00 should be paid from the General Fund, and

WHIREAS, \$120.00 of said claim represents the cost of repair which would be properly charged to the Sever Bental Fund, and

WHEREAS, Council deems that said \$120.00 should be paid from the Sever Renthl Fund.

NON, THEREPORE, HE IT ORDAINED by the Council of the City of Marion. State of Ohio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of Mr. J. Riggins and to pay unto Mr. J. Riggins the sum of One Hundred Eighty Bollars (\$180.00).

Section 7. That for the purpose of paying said claim there be and is hereby appropriated from the General Fund to the Claim Payment Fund the sum of Sixty Dollars (\$60.00); that the amount is to be used for the purpose of paying said claim; and that One Hundred Twenty Dollars (\$120.00) of said claim shall be paid from moneys already appropriated in SES.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare wouchers and warrants in payment of said plaim upon approval by the City Solicitor of the proper vouchers thereof.

Section 4. That this Ordinance shall take effect and be in Force from and after the earliest period allowed by law.

PASSED: September 0, 1950 APPGOVED. September 9, 1950

Hendell L. Strong

ATTEST :

Alta P. Shoahn CLORY Fred C, Baldsuf PRESIDENT OF CONNELL

## they are also and

# THE DAMES ADDRESSED THE RANGED OF A CARP TO THESE THREE UNITS IN THE ADDRESS OF THE PERSON OF

IREALS, records of the City of Warlon were in error as to the location of the Nosse committion. for the sourt for the property located at 201 Materica Street and would by 241 to: Thompson, and

utilial, Mr. Thimpson had antra expanse for material and labor in the construction of the easer connection to his property due to this error in the records, and

Unitiday, Mr. Thempson max made claim against the City of Marion in the assumt of Gue Non-Fred Fear Dollars (\$104.00) for said extra supenso, and

MERSAN, Chuncil deems it advisable to pay said claim.

MON, THEREPORE, BE IT OFFAIRED by the Council of the City of Mattion, State of Dist.

Section 1. That the Dity Holinitan be and he is becalg anthonized to settle and pay said claim of mained Theophon and to pay anto Allton Theophon the sum of the Bandred Four Dellars (\$104.00).

Section 2. That for the purpose of paying said thatmy there be and is hereby appropriated from the Unisral Fund to the Claim Payment Fund the num of Dam Hundred Four Boltars [1104.00]; that the amount is to be used for the purpose of paying said claim

Section 5. That the City Auditor and City Treasurer are Bereby authorized to draw and proper vouchers wouthers and Margante in payment of said claim spons the Approval by the Dity Holiciter of the proper vouchers thereast.

Section 4. That Ordinance No. H312 passed July 14th, 1951, is hereby repealed.

Section 5. That this Undinance shall bake effect and be in force from and after the earliest period allowed by law.

2A9850: September 6, 1990 APETOWER: September 9, 1990 Fred C. Beldeuf PRESERVE DE COUNCEL

PRESIDENT OF COUNCIL

Wendell L. Strooy MAYON

ATT STT :

CHAIL:

Alte F. Sheetw

COULT HANGE NO 6423

THE DIALCH ADVICTING THE ADVICEMENTATION ANTIGERAL ADDRESS THE ADDRESS OF ADDRESS AND ADDRESS AND ADDRESS AND ADDRESS AND ADDRESS ADDR

METRAE, heretofice the City of Haring external into a contract with Brown Roberts and Associates for the preparation of an Attarial Highway Report, and

WHEREAS, neretofate in the year 1956 there was presented a preliminary report, which preliminary report was subsitual to ris State of Ohic and Sureau of Public Roads who requisted certain additional information, which was thereafter furnished, and

MMESSAS, Brown Mabert+ and Annoclates formished a lithographed report in June, 195, which has been reviewed by the State of Dhim, Department of Highways, which Department of Highways has made certain suggestions and state is part "It would appear that to general the report has estimisticurity presented a proposed plan which can be accepted by the department", and

I Hualas, The lity Solicitor has requested certain items from Brown Roberts and Ansociates in addition to that already in the lithographic coport, and

WHEREAS, those theme have been furmished the City Belicitor.

H 전문 이 전통 영국 가지 않는 것이 이 것은 이 관련 전에서 이 것 같아. 한 것 같아. 이 가

NCRI, THEATPONE. HE IT COMMENSED by the Council of the City of Marien. State of Unio:

fiction 1 That the City of Harlos does hereby approve the scope form and method of presentation of the report and does accept ands.

Bection 2: That the Safety-Dervice Director is fareby methorized and directed to prepare a voltbar to pay the balance due under said contract, to-wit; the sum of \$1,000.00 in Brown Roberts and Associates.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by Inv. Fred C. Baidauf

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PASNES: September , 1951
APPROVED:
Meteod an Department 14, 1956 hr Perret Strong.
MAYON
ATTIST:
Alls F Shoche
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ORDINANCI	E HD. 6407
THE TRANSF MAKING ADDITIONAL ADDITIONAL ADDITIONAL ADDITIONAL	PROFILATIONS AND TRANSPORTS
NOW, THEREFORE, BE IT ORDAINED by the Council of	f the City of Marion. State of Ohip:
Section 1. That in order to meet the additional from the General Fund to the Poor Wellief Fund the sum of	1 costs of Poor Relief, there is hereby transferred \$20,000.00.
Total transfer from General Fund	\$20,000,00
	ithin the General Fund the sum of \$75,00 as follows:
To 1 1 7 Ordinances and Resolutions	\$ 75.00
Total General Fund Appropriations	\$ 75.00
	rom the Garbage Fund the sum of \$3,136,71 as follows:
To G-D-5 Incidentals	1 1,400.00
G-D-5 Truck Supplies & Repairs G-D-11 P.E.R.S Marching	1,000.00 736.71
Total Garbage Fund Appropriations	3,136,72
	· · · · · · · · · · · · · · · · · · ·
Section 4. That there is hereby appropriated for und the sum of \$21,000.00 as follows:	ros the Street Construction Maintenance and Repair
To 13-A-7 Maturial	\$10,000.00
13-A-B Equipment and Repairs	5,500.00
13-A-10 Hiscellaneous	2,500.00
15-A-14 Traffie Light Maintenance	5,000,00
Total Street Construction Maintenance and Repair	
Fund Appropriations	\$21,000,00
Section 5. That there is hereby appropriated f. To 5-A-23 P.F.P.S Matching	rom the Hospital Fund the sum of \$4,735.53 as follows: 5 4,735.53
Total Hospital Fund Appropriations	\$ 4,735.53
Section 6. That there is berete appropriated f	rom the Park Fund the sum of \$3,200.00 as follows:
To 15-A-5 Incidentals	\$ 1,400.00
15-A-6 Labor	1,800.00
Total Park Fund Appropriations	\$ 3,200.00
Section 7. That this Ordinance shall take effe	ot and be in force from and after the earliest
seried allowed by Inv.	
PASSED: Sept. 22, 1958	Fred C. Baldauf
AFPROVED: Sept. 22, 1958	PRESIDENT OF COUNCIL.
Wendell L. Strong	
Mayor	
ATTEST ;	
LERK	
CRD INAMC	3 ND. 5403
ORD INAMON AUTHORIZING THE PAYMENT OF	A CLAIM TO JOHN SUTH IN THE AMOUNT OF \$379.15.
WHEREAS, former City Engineer, John Ruth, worke to-wit: in excess of 15 years, and	d for the City for a substantial number of years.

WHEREAS, his employment was terminated September 1, 1958, and

WHEREAS, under the ordinances of the City of Marion said John Ruth would have been entitled to three weeks vacation, with pay, and

WHEREAS, Council deems it proper to pay said John Ruth a sum of money equal to three weeks pay in lieu of his vacation, which sum of money would be \$379.15.

NOW, THEREFORE, HE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the City Solicitor is hereby authorized to pay a claim unto John Ruth in lieu of three weeks vacation in the sum of \$379.15.

Section 2. That for the purpose of paying said claim funds already appropriated to the Salary for City Engineer 4-H-1 shall be used in the amount of \$379.15, less Federal Withholding Tax in the amount of \$46.00 and Public Employees Retirement in the amount of \$22.75.

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the City Solicitor of the proper vouchers thereof.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Sept. 22, 1958 APPROVED: Sept. 22, 1958 Pred C. Baldauf PRESIDENT OF COUNCIL

ATTEST

MAYOR

Alta P. Sheehs CLERK

Wandell L. Strong

#### DEDINANCE NO. 6409

#### OWDINAME APPROVING A SUPPLEMENTAL AGREEMENT WITH THE UNITED TRADES OF AMERICA TO A CONTRACT FOR SHMACE TREATMENT FROM THE MARLES EMULTIMEN, DEPOT.

WHEREAS, heretofore there has existed a contract between the United States government and the City of Maylon for treatment of sevage originating at the Marion Engineer Depot, Marion Correctional Institution, and other governmental facilities located on a private sewage line outside the City of Marion, and

WHENERAS, it is the desire of the United States Government and the City of Marion to modify said contract in order to bring it in line with charges made to other parties for sever rental service.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the rates provided in the contract existing between the United States government and the flity of Marion and modifications thereto for sewage treatment of sewage originating at Marion Engineer Depot, Marion Correctional Institution, and other governmental facilities served on the private sever line owned by the government is hereby modified in the following manner:

> All rates shall be charged in accordance with the sever rental ordinances of the City of Harion, being Ordinance numbers 6040 and 6089.

Section 2. These charges shall be effective from the lat day of June, 1958.

Section 3. That the Safety-Service Director is hereby authorized to enter into a modification contract in compliance with this ordinance.

Section 4. That this Ordinance shall take affect and be in force from and after the earliest period allowed by law.

PASSED: Sept. 22, 1938 AFPROVED: Sept. 23, 1958

Fred C. Baldauf PRESIDENT OF COUNCIL. 1 Same

Wandell L. Strong MAYON

ATTEST:

Alta F. Sheehe CLERK

#### CHDINAMUS NO. 6410

ASSESSMENT ADDRESS TO THE PARTY STRATE DESCRIPTION OF THE PARTY STRATES DESCRIPTION TO THE PARTY RESCIPTION FOR THE PERPOSE OF STITLES PLATTER AND OF FULLIE CHILDED FOR ONE THAT AND ALSO ANTHONING AND DIMERTING THE SAFETY HANVICE DIMETOR TO ADDRESS TO ADDRESS FOR THE LEASE OF THEM (IN POLICE CONSTRAINT FOR THE CITY OF MARIER, OHDO, FOR A PERIOD OF SML THAS,

WillFEAS, Council determines and doams it advisable to leave the police cruiters, and

WHEREAS, Council determines that specifications should be prepared and bids received on said specifications.

NOW, THEARPORE, HE IT DEDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the Safety-Service Director 14 hereby authorized and directed to prepare specifications for the purpose of bidding for the lease of police cruibers for one year.

Section 2. That the Safety-Service Director is hereby nuthorized and directed, after preparation of said specifications, to advertise for bids, for the lease of Three (1) police cruisers for the City of Marion, Dhio, Police Department, for a period of one year.

Section 3. That this ordinance shall take offect and be in force from and after the earliest period allowed by law.

PASSED: Sept. 22, 1958 APPROVED: Sept. 22, 1958	Fred C. Baldauf FEBSIDENT OF CONNCIL
	Characterized and reading Tr
undell L. Strong	
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March Cold	
TTEST :	
lts F. Sheahs	
lta F. Sheahs LERK	

#### ONDINANCE SU 6411

ORDIEARCE APPROVING TAPPING OF A THENTY-FOUR INCH SEVEN AT A POINT IN PORET LAND DRIVE DEEDIATRIX BOUTH OF OU DEA DITCH FOR THE CONSTRUCTION OF A THELYE UNTER BARTARY SEVER SOUTHEREN PROMINAND FOIRT A FISTARGE OF 1400 FEET.

WHEREAS, the City of Marion and the Board of County Commissioners have beretofore entered into a contrast for Marion County Sever District # 1, and

WHEREAS, the County Countssioners have expressed a desire for an improvement in said District consisting of a twelve inch sanitary sewer to be constructed in Forest Lawn Drive extension from a manhole immediately south of Qu Qua ditch south a distance of 1460 feet, and

WHEREAS, Council deems such improvement advisable.

NOW, THESEFORE, HE IT ORDAINED by the Council of the City of Marion, State of Chic:

Section 1. That the City of Marion consents to an improvement by the County Commissioners in Sever District # 1, which improvement consists of a twelve inch samitary sever constructed in Forest Lawn Drive extended from a manhole immediately wouth of Qu Que ditch south a distance of 1460 feet.

Section 2. Upon this ordinance becoming effective, this shall constitute an agreement by the City as an amendment to Paragraph 2 of Section 1 of said sever district agreement mentioned in the preambla bereof.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf

PASSED: Sept. 22, 1958

PRESIDENT OF COUNCIL

APPROVED: (On October 3rd, 1958, the tan days empired for the above undimance to be returned from Mayor Strong, as provided in Section 2.44 of the Marion City Code. The Ordinance was not returned within the time limited in this section, therefore the ordinance took effect is the same mannet as if he had signed same.)

MAYOR

ATTEST:

Alta F. Sheehe

## JUDINARCE MG 6413

OFFICIAL APPROVING THE LITURGRAPHED ACTIVITY AND ACTIVATE APPROVING THE ADDRESS AND ASSOCIATES AS SUBSTITUD, ENCLOSING THE ADDRESS THE PATHENT OF THE BALANCE CHE (NEED THE CONTRACT METVERS THE CHEVEN THE CHEVEN AND ACTIVITY.

WHEREAS, beretofore the City of Marion entered into a contract with Brown Roberts and Associates for the preparation of an Arterial Highway Report, and

WHERRAS, heretofore in the year 1956 there was presented a preliminary report, which preliminary report was submitted to the State of Ohio and Bureau of Public Roads who requested certain additional information, which was thereafter furnished, and

WHEREAS, Brown Roberts and Associates furnished a lithographed report in June, 1958, which has been reviewed by the State of Ohio, Department of Highways, which Department of Highways has made certain suggestions and state in part "it would appear that in general the report has satisfactorily presented a proposed plan which can be accepted by the department", and

WHEREAS, the City Solicitor has requested certain items from Brown Roberts and Associates in addition to that already in the lithographed report, and

WHEREAS, those items have been furnished the City Solicitor.

NOW, THEREFORM, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the City of Marion does hareby approve the scope, form and mathod of presentation of the report and does accept same.

Section 2. That the Safety-Service Director is hereby authorized and directed to prepare a voucher to pay the balance due under said contract, to-wit; the sum of \$1,000,00 to Brown Soberts and Associ-

PASSED:	September 8, 1958	Fred C. Baldauf PHESIDENT OF COUNCIL	
PERGVEDI		THER S. 1951, VETOND BY MAYOR STROND ON SEPTIS 1, CONNELL SECONSLESSED ON OCCOPEN 15, 1954, /	
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lta F. S	heehe		
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#### GREATER NO. WHILE

CHEDINARCE TO LAVY SECLAL ACCOMMENTS FOR THE DEPARTMENT OF DOUTD STATE OF SELECT OF CONFICTORS (INCOME A CAMPTANY STATE OF DOUTS SLIDE FOR FAILURE TO THE SAME FAILURE TO THE SLIDE OF LAT NO. 2010 SIDE OF LAT NO. 1099 OF THE SELET SIDE AND TO THE MEETE SIDE OF LAT NO. 2010 OF THE MAIN SIDE.

the open the face

NOW, THEREFORE, HE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the assessment of the cost and expense of improving the following street in the City of Marion, Dhio, by vonatoring a sanitary sewer on both sides of North State Street from Pairwiew to Recker Avonum and a storm sever on both sides from Pairwiew to the north side of Lot No. 1099 on the vest side and to the north side of Lot No. 2410 on the east side, amounting in the aggregate to \$4884.00 for the sanitary sever and \$1413.00 for the storm sever, as reported to this Council on the 14th day of August 1958, by the City Engineer, notice of the filing of said assessment having been given as required by law, be and the same is hereby adopted and confirmed, and that there be and are hereby levied an assessed upon the lots and lands bounding and abutting upon said improvement the several amounts represented as aforesaid, which assessments and the description of said lots and lands are now on file in the office of the Clerk of this Council and which assessments are at the rate of \$4.40 per front foot for the sanitary sever and \$2.60 per front foot for the storm newer, and are not in excess of the special benefits to said property and are not in excess of any statutory limitation.

Section 2. That the total assessment against each lot or parcel of land shall be payable in cash within thirty days from and after the passage of this Ordinance, or, at the option of the owner in ten (10) semi-annual installments with interest at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same. All cash payments shall be made to the Treasurer of said Uity. All assessments and installments thereof remaining unpaid at the expiration of said thirty days shall be certified by the Clerk of this Council to the County Auditor as provided by law to be by him placed on the tay duplicate and collected as other taxes are collected.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: October 13, 1958 APPROVED: October 15, 1958

Wendell L. Strong BAYOS

ATTEST:

Alta F. Sheahe

DEDINARE HO. #414

OWNERSED TRANSPORTED AND APPROPRIATING FURDET OF THE SURFACE OF REPERSENTING FURDER AT LENGTLY FAIL.

Pred C. Baldauf PRESTORNT OF COUNCIL

NOW, THEREFORE, HE IT DEDAILED by the Council of the City of Marion, State of Ohlo:

Section 1. That there is hereby transferred from Vots Housing Fund to Fark Fund the sum of \$800.00.

Section 2. That there is bareby appropriated within the Park Fund the sum of \$800.00 to 15 A 7. Tennis Court Improvement, to supplement funds provided by service clubs.

Boction 3. That this Drdinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: October 15, 1958 APPROVED: October 13, 1958 Pred C. Baldauf PRESIDENT OF COUNCIL

Wendell L. Strong

ATTEST: Alta P. Sheehe CLERK ONDINANCE ALTEORIENE THE SAMPTY-SERVICE DEMACTOR TO ADVENTISE FOR SHEE ACCOMMENS TO LAW AND ENTER HETO DEMTRACES FOR THE CONSTRUCTION OF A SAMPTARY SERVER COMMENTED AT THE INVERSE INTERMEDITION OF MALES STREET AND SILVER STREET IN SILVER STREET, THENES INTERMEDITION OF MALES STREET WITH A 15 INCO TRUES SAMPTARY SERVER TO TAKEN STREET, THENES EAST IN SILVER STREET VIEW A 16 DEEL TRUES SAMPTARY SERVER TO TAKEN STREET, THENES EAST IN SILVER STREET VIEW A 16 DEEL TRUES SAMPTARY SERVER TO TAKEN STREET, THENES EAST IN SILVER STREET TO MALTE REMERED STREET, THENES SOUTH IN NORTH PROSPECT STREET TO SHARE STREET TO MALTE REMERED SAMPTARY SERVER.

NOP, THEREFORE, HE IT GEDAINED by the Council of the City of Marion, State of Obio:

Section 1. That the Safety-Service Director be and he is hereby authorized to advertise for bids according to law and ester into contracts for the construction of a sanitary sever commencing at the inter<u>period</u> 2. That the contract bereinbefore mentioned be entered into with the lowest and best bidders after due advertisement, and shall be in accordance with the plans and specifications to be provided by the Engineer.

Section 3. That this Ordinance be and it is bern by declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and eafery, and for the further reason that it is immediately necessary to construct the improvements berein authorized in order to provide adequate sanitary neverage facilities for the City and its inhabitants; and as such it shall become immediately effective upon its adoption and approval provided it receives atwo-thirds majority vote of the members elected to Council, otherwise, it shall become effective at and after the earliest period allowed by law.

FRESIDENT OF COUNCIL

PASSED: October 13, 1958 AFPROVED: October 11, 1958

Vendell L. Strong MAYOR

ATTESTS

Alta F. Sheehe CLERE

#### GEDINAMUS SC. 2416

GEDERANCE AUTIORIZATING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR SIDE ACCORDING TO LAR AND ENTER INTO CONTINUES FOR THE CONSTRUCTION OF A SANITARY INLINE DIMUS EFONE AS THE DAVID STREET RELEASE OF DIRECTOR DE MODERNE AVENUE AT GLINTER STREET; THEREE IN AR RASTERER DIRECTOR DE MODERNE AVENUE TO MAREE AVENUE; THEREE BRETE ON FARMS AVENUE TO SUBRIDAN HOAD; THEREE BARF-THEN IN SUBRIDAN ROAD TO BELLEFORTAINE AVENUE; THEREE CONTINUEND HARTERLY IN BELLEFORTAIRE AVENUE TO DAVID STREET.

NOW, THEREFORE, HE IT DEBAINED by the Council of the City of Harion, State of Ohio:

Section 1. That the Safaty-Service Director be and be is hereby authorized to advertise for bids according to law and enter into contracts for the construction of a sanitary relief sever known as the David Streat Relief Sever, commencing in Woodrow Avenue at Clinton Street; thence is an easterly direction in Woodrow Avenue to Barks Avenue; thence south on Barks avenue to Sheridan Road; thence easterly in Sheridan Road to Bellefontaine Avenue; thence continuing easterly in Bellefontaine Avenue to David Street.

Section 2. That the contract hareinbefore mentioned be entered into with the lowest and best bidders after due advertisement, and shall be in accordance with the plans and specifications to be provided by the Engineer.

Section 3. That this Ordinance be and it is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and aafety, and for the further reason that it is immediately necessary to construct the improvements herein authorized in order to provide adequate senitary severage facilities for the City and its inhabitants; and as such it shall become immediately effective mpon its adoption and approval provided it receives a two-thirds majority vote of the membars elected to Genneil, otherwise, it shall become effective at and after the sarliest period allowed by law.

PASSED: Uctober 15, 1958 APPROVED: October 15, 1958

Wendell L. Strong

ATTEST:

Alta F. Sheehe CLESK

#### OIDTRANEE OD. E+1"

Fred C. Baldauf PRESIDENT OF COUNCIL

DEDISANCE AUTHORIZING THE HARTER WATCH COMPANY TO INTERLY MATER AND FIRS HERICARTS.

A NOW, THEREFORE, HE IT ORDADED by the Council of the City of Marion, State of Ohio:

Avenue from the end of its existing main near Fair Park Avenue northward a distance of approximately 1200 feat ( Avenue from the end of its existing main near Fair Park Avenue northward a distance of approximately 1200 feat ( atogether with the installation of two fire hydrants, one at the intersection of Littleton Street and Richmond Avenue and one midway, between Littleton Street and Pair Fark Avenue as directed by the Fire Chief, to supply

Littlaton Street between Richmond Avenue and Robinson Street a distance of approximately 1225 feet and to install two fire hydrants, one at the intersection of Nassau Drive and Littleton Street and one on Littleton Street midway between Central Drive and Robinson Street as directed by the Fire Chief, to suppy thirty new homes on Littleton Street, Street, 1/2/6.

I section 3. That The Harion Nater Company be authorized to natend its 5 inch wain in Central Drive northward a distance of approximately 50 feet to connect with the proposed new Littleton Street main in advance of paving of the street.

In Nansau Drive northward approximately 10 feet to avaid having to tear up Littleton Street after the concrete street is poured.

Section 5. That The Harlon Water Company be authorized to extend a 6 inch or 8 inch atub main across Richmond Avenue at Fairlans Avenue approximately 30 feet to permit future extension of main in Fairlans And Mairwood Avenues to avoid having to tear up newly laid concrete when this extension is required in 1959. Section 6. It shall be understood and acroad that the dominant of the factors of t

Section 6. It shall be understood and agread that the developer shall provide a minimum of 6 feet between the sidewalk and curb for the installation of the aforementioned water mains and hydrants so that the service connections can be made without disturbing the concrete street. Section 7. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: Oct. 27, 1958 AFPROVED: Oct. 27, 1958

Wendell L. Strong MAYOR

ATTEST:

Alta F. Sheehe

#### (CD)2544(80) 140. 6418

CENTRE STREET IN ACCUTENCE A DETIGENT THE FOR ALLSY HEREIGEN DELTH 156 FEET FREM CENTRE STREET IN ACCURATE ADDRESS OF THE STREET OF MALLON, ONLY,

WEREAS, on or about the 30th day of September, 1957, a petition was filed by The Pure Oil Company, and a consent by R. A. Krigbaum, owners of all the property abutting on the portion of an alley to be vacated , said alley being described as follows:

> Situated in the Gity of Marion, County of Marion, and State of Ohio. to-wit: Beginning at an iron pipe on the North Line of Center Street, said pipe being at the Southeast corner of Lot No. 6716 in Rosewood Addition to the City of Marion, Ohio, and running thence North along the Bast Line of said Lot No 6716 one hundred and fifty (150) feet to an iron pipe at the Northeast corner of said Lot No. 6716; thence Gest ten (10) feet; thence South Ome hundred fifty (150) feet to the North Line of Center Street; thence Gast ten (10) feet to the place of beginning being a strip of land ten (10) feet in width off the east side of said Lot No. 6716.

and

(WEREAS, all the abutting property owners thereto have signed said petition and consent, and

WHEREAS, Council, upon hearing, is natisfied that there is good cause for such variation as prayed for, and that it will not be detrimental to the general interest and out to be made.

NGU, THEREFORM, BE TT CADAINED by the Council of the City of Marion, State of Chio;

Section 1. That all that portion of a certain tun foot alley described as follows:

Situated in the City of Marion, County of Marion, and State of Ohiu, to-with Beginning at an iron pipe on the north line of Center Street, said pipe being at the Southeast torner of Lot No. 6716 in Rosewood Addition to the City of Marion, Ohio, and running thence North along the East line of said Lot No. 6716 one hundred and fifty (150) feet to an iron pipe at the Northmast corner of said Lot No. 6716; thence Nest ten (10) feet; thence South One hundred fifty (150) feet to the North line of Center Street; thence East ten (10) feet to the place of beginning; being a strip of Land ten (10) feet in width off the east side of said Lot No. 6716.

be and the same is hereby vacated.

Section 2. That nothing in this Ordinance shall be construed to effect any easepents now existing with reference to this vacated alley.

Section 3. That the Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the Auditor of Sarion County, Ohio, and to the Recorder of Marion County, Ohio.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest partod allowed by law.

PASSED: Nov. 10, 1956 APPEOVED: Nov. 11, 1956

Mandell L. Strong

Fred C. Baldauf FRESIDENT OF COUNCIL

ATTESTA	
Alta F. Sheahe CLEOX	GERISABUS BO. 8419
	OND INANCE ANTHONEZEDES AND DIRECTIONS THE SAFETY-SERVICE DIRECTOR TO PARAMES EFECTPTICATIONS FOR THE TURIOSE OF SEDERAL POINT FOR FUNCTION DIRECTOR TO ADVERTICE AND ALSO AUTHENTICES AND DIRECTING THE SAFETY-SERVICE DISECTOR TO ADVERTICE FOR SERVICE FOR THE TURDASE OF PRESENCE SOLICE CREPENS FOR THE COLY OF MARION, ONLO
NOI?,	THEREFORE, BE IT OHDAINED by the Council of the City of Marion, State of Ohio:
	ion 1. That the Safety-Service Director is hereby authorized and direct to prepare space
	on 2. That the Sufety-Service Director be and he is hereby authorized and directed to

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#### SEDTERNET SIG. 6420

GEDINARCE ANTIBULITED THE SUPERINTERDART OF THE SERAGE ESSATSENT PLANT TO APPEN YOR DEDUNIOUSY IN THE ONED SHAKE AND DERISTIAL MASTRY THERDORF CONTLINED.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That M. A. Burnstt, Superintendant of the Sawage Treatment Flant is hereby authorized and directed to make application to the Ohio Sevage and Industrial Wastes Treatment Conference, for annual sembership for the year ending December 51st, 1959,

Section 2. That the cost of said dues shall be payable from 5-2-2, Sever Revenue Incidental Fund, heratufore appropriated.

Section 5. That this Ordinance shall take effect and be in forece from and after the earliest period allowed by Inv.

PASSED: Boy, 10, 1998 APPROVED: Nov. 11, 1950

Wendell L. Strong

MAYON

ATTEST'

Alta V. Sheeha はたが

ORDINATE NO. 5421

Fred C. Haldauf

PRESIDENT OF COUNCIL



BENERALSE MARTING CENTARY EXCHIPTIONS TO GENERALIZE 6504 METH INFERENCE TO HING THEFALLED BETWEEN THE STURGALE AND LITER.

WHEREAS, Prior to Ordinance No. 5304 some signs were installed between sidewalk and ourb on permanent bases by permits issued by provious administrations and not wishing to create a hardship in such cases, certain exceptions should be made to Ordinance No. 0304.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. Signs now in existance installed on permanent bases by parall between sidewalk and curb may remain under the following rules and regulations:

- a. If the supporting post does not obstruct view of vehicle driver coming out of strest intersection, alley, intersection, private or public driveway.
- b. If main part of sign is at least E feet from ground to bottom of sign.

Section 2. No permits will be issued for installation of any new signs between sidewalk and curb or on City property.

Section 5. Any person, firm or corporation, who violates Section 2 bereaf or violates Section 1 after notice by the Safety-Sarvice Director to remove said sign, shall upon conviction be deeped guilty of a misdemeanor and shall be amenable to Section 1.4 of the Marion City Gode.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Nov. 10, 1957 APPROVED: Nov. 11. 1950 Fred C. Baldauf PRESIDENT OF COUNCIL

Vendell L. Strong MAYOR

ATTEST Alta F. Sheeha CLERY

DEBUTATION NO. 6400

VARANTERS & PORTION OF THE FURDIC WILLITY HASHENDER ACTORS THE SOUTH LED OF LET WERET 19169 AND 19170 AND ACTORS THE MODEL BUD OF LON WHERE' 15171 DF HD; HELDRES ANDITING TO THE CITY OF MANDON, CHIO.

WEREAS, on the 22nd day of September 1958, LaVerne Stafford and John J. Stafford, awners of Lots Numbered 13169, 13170, and 13171, filed a petition asking for the vacation of a public utility easement located

in Elm Height# Addition to the City of Marion. Ohio, and more fully described as hereinafter set forth, asking for the vacation of a five (3) foot estement off the south wide of Lots Numbered 13169, 13170 and a five (5) foot camement off the north and of Lot Number 15171, and

WHENHAS, maid petitioners constitute all of the abutting owners on said public utility easement and the vacation of said public unifility essement has been consented to by The Uhio Fuel Gas Coupuny, the General Telephone Company of Ohio, The Harion Water Company and the Ohio Edison Company, being all of the public utilities within said oity which might have occasion to make use thereof and,

MiEREAS, it appears to this Council, upon bearing thereof, that there is good cause for vacation of the public utility mascount as prayed for and that said vacation will not be detrimental to the public Interest and ought to be made.

NOW, THEREPORE, HE it ordained by Council of the City of Marian, Onio.

Section 1. That the following described parties of a public utility samement within the City of Marion, Ohio, and more particularly described as follows:

Being a portion of the public utility easement set forth in the original plat of Elm Heights Addition to the City of Marion, Ohio, which plat is recorded in the Record of Plats, Book 4, Pages 3, 4 and 5 in the Recorder's Office of Marion County, Dhio, which plat was dedicated on the date of July Sth, 1927 and burntofore approved by the Council of the City of Marion. Ohio, on the 11th day of July 1927,

Conti- Page 517

The portion of said easement to be vacated hereby is particularly described as follows:

Baing a five (5) foot canument off the north side of Lot Number 15169 and Lot Number 15170 and a five (5) foot canemant off the north side of Lot Number 15171, which said canemant was buretofore dedicated for the uses and purposes of the public utilities serving the property owners in the vicinity thereof, all of which is fully set forth in the plat and dedicated hereinshove referred to.

be and the same in hereby vacated,

Section 2. That this Ordinance be and remain in Force from and aftar the earliest period allowed by law.

PASSED: Nov. 10, 1958 APPROVED: Nov. 11, 1958 Fred C. Baldauf Frasident of Council

Wandell L. Strong

ATTEST: Alta F. Sheehe CLERS

STRANGE NO 6434

INDIVATOR COPAGE SALATING BALATING FOR DIFLOYING AT THE WINCIDS

NOW, THEREFORE, HE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That effective with the year 1959 there is hereby established the following positions at the Lincoln Park swimping pool.

- a. Beginning the 15th day of May, and ending the 15th day of September inclusive, the position of Manager. The salary of the Manager shall be \$100.00 per week;
- Beginning the 19th day of hay, and ending the 19th day of September inclusive, the position of Assistant Manager. The salary of the Assistant Manager shall be \$75,00 per week.
- c. Beginning the 15th day of May, and mading the 15th day of September inclusive, the position of five (5) life guards. The salary of each life Guard shall be \$40,00 per week.
- d. Beginning the 19th day of May, and ending the 15th day of September Inclusive, the position of four (4) bath house attendents. The salary of each Bath House Attendant shall be \$,70 per hour.
- e. Beginning the 15th day of May, and ending the 15th day of September Inclusive, the pootion of Bookkeeper and Ticket Manager. The salary of the Bookkeeper and Ticket Manager shall be \$1.00 per hour.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: Nov. 10, 1938 APPROVED: (Sing Page 520)

RAYOR

ATTESTI

Alta F. Sheche



#### OUDINAME NO. 6425

FILLES AND TERELATING THE PUTTH MELCH MAY BE CHANNED IN THE SHOD FIRE DAS GREYARY, ITS SUGGRAPHIE OF ANSIENS, THE MATURAL GAS TO THE SHITY OF MARTON. GRED, AND TO ITS INMANTTANEY, FOR THE PERIOD OF FORM (4) YEARS FROM AND AFTER THE STREETING DATE OF THE CONSCIENCES: ANY METHALING THAT CRUTATE COULDANCE NO. MOLO PASSED BY THE CONSCIENCE OF THE CITY OF MARLON, ONLO, ON THE 2016 DATE OF OBTORER 1954, CONTITUED: "ORDECOMPERE NO. SELD - FIXING AND LEGOLARING THAT PERIOD RECORDER 1954, CONTITUED: "ORDECOMPERE NO. SELD - FIXING AND LEGOLARING THAT PERIOD RECORDER 1954, CONTITUED: "ORDECOMPERE NO. SELD - FIXING AND LEGOLARING THAT PERIOD RECORDER 1954, CONTACTUED: "ORDECOMPERE NO. SELD - FIXING AND LEGOLARING THAT ASSISTED, FOR WATURAL, MIXED, ON MARCHARGENED DATE OF DEPENDENT OF MARLEN, ONLY ASSISTED, FOR WATURAL, MIXED, ON MARCHARGENED DATE OF PORT (4) THATS FAST AND APTED THE DEFENSION DATE OF THE DATE OF THE PERIOD OF FORM (4) THATS FAST AND APTED THE DEFENSION DATE OF THES DECIMANCE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARION. ORIO:

(resting the

Section 1. That for the period of Four (4) Years from and after the effective date of this Ordinance the maximum price which The Ohio Fuel Gas Company, its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish natural gas to the City of Marion. Ohio, and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows: Twenty-two and one-half Cents (22%) per one hundred (100) cubic feet for the First 1,000 cubic

feet, cand through each meter each month;

Seven and one half Cents (7)d) per one hundred (100) cubic feet for the next 99,000 cubic feet, used through each meter each wonth:

Six and three-fourth Cents (6 3/46) per one hundred (100) cubic feet for all in excess of 100.000 cubic feet, used through each meter much month;

A Minimum Gharge for each customer each month of Two Dollars and Twonty-Fice Cents (32,25) shall be made. If service under this rate schedule is discontinued at the request of the customer. The Ohio Fuel Gas Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made peyment of an amount equal to the minimum monthly charge for each month of the intervening period, but not to exceed six (6) months.

#### FUSL COST CLAUSE

The base rates prescribed above are prodicated upon a base fuel cost of 32.51¢ per one thousand (1,000) bubic feet.

For the twelve (12) month period ending each March 31, June 30, September 30, and December 31, subsequent to the effective date of this ordinance, an adjusted base price (as bereinafter defined) shall be determined by the Company and for each full one-half (1) cent per 1,000 cubic feet by which the adjusted base price decreases or increases, below or above the base price of 32.51¢ per 1,000 cubic feet, the rates prescribed above shall be decreased or increased at the rate of one-half (3) cent per 1,000 cubic feet as of the first day of the third month following each such swelve (12) month pejiod (hereinafter referred to as the Ceffective date"), provided that the Company shall have filed with The Public Utilities Commission of Ohio and the Clerk of Council of the City of Marion, Ohio, thirty (30) days prior to the effective date, a computation in support of the adjusted rates, together with a notice that the adjusted rates are to be placed in effect as of 12:01 A. M., on the effective date and shall apply to all bills rendered on and after that date.

The term "adjusted base price" is defined as the price for each twelve (12) month period anding each Marth 31, June 30, September 30, and December 31, subsequent to the effective date of this ordinance, calculated in the following manner:

Dividing the total dollars paid, as reflected by the books of the Company, for the gas purchased from all suppliers whose rates are subject to the jurisdiction of the Federal Power Complication (hereinafter) called "Regulated Suppliers"), during each month of each such twelve (12) month period, by the total gas purchased by the Company from all such Regulated Suppliers; provided that in the event the rate of any Regulated Supplier is approved by The Federal Power Counission prior to becoming effective under bond or while under bond, and such approved rate has been in effect for a period of less than twelve (12) months, then the dollars actually paid to such Regulated Supplier for the twelve (12) bonths period shall not be used and there shall be included in lieu thereof a sum equal to the amount which would have been paid under such approved rate for the gas purchased from such Regulated Supplier for the twelve (12) month period.

If, during the twelve (12) month period under consideration, the Company shall have received from one or more of its Regulated Suppliers, a refund pursuant to an order of the Pederal Power Commission in connection with the final settlement of a rate proceeding, a credit in the amount of the refund shall be applied to the gas purchased costs determined in the preceding subparagraph.

Notwittstanding any provisions to the contrary in the Puel Cost Clause, the following limitations and conditions shall apply:

- During the first twelve (12) conth period after the effective data of this ordinance any increase shall be limited to two cents (20) per thousand cubic feet.
- (2) During the second twelve (12) month period after the effective date of this ordinance any increase shall be limited to two cents (20) per thousand cubic feat, in addition jo the two cents (20) provided in the next subparagraph (1) above.
- (3) During the third twelve (12) month period after the effective date of this ordinance any increase shall be limited to two cents (2¢) per thousand cubic feet, in addition to the two cents (2¢) provided in the next subparagraph (1) above, and in addition to the two cents (2¢) provided in the next subparagraph (2) above.
- (4) Buring the fourth twelve (12) month period after the effective date of this ordinance, any increase shall be limited to two cents (2¢) per thousand cubic feat in addition to the two cents (2¢) provided in the next subparagraph (1) above, and in addition to the two cents (2¢) provided in the next subparagraph (2) above, and in addition to the two cents (2¢) provided in the next subparagraph (3) above.

Section 2. That is 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 comercial purposes and that service shall not be extended to other consumers of difference classes until after all reasonable requirements for domestic and conneccial 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 consumers.

Section 5. That Ordinance No. 5010 passed by the Council of the City of Harion. Ohio, on the 25th day of October, 1954, entitled: "Ordinance No. 5010 - Fixing and regulating the price which may be charged by The Ohio Fuel Gan Company, its successors or assigns, for natural, mixed, or manufactured gas to the City of Marion, Ohio, and to its inhabitants, for the period of Pour 14) Years from and after the effective date of This ordinance: ***be and the same is hereby repealed.

Section 4. The terms and conditions of the service to be rendred shall conform with and be sobject to the Bules and Regulations for furnishing gas service of the Company on file with and approved by The Fublic Utilities Commission of Ohio.

Section 5. That the natural 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 6. In the event the State of Ohio or the City of Marion, Ohio, should bereafter impose a tax upon Ohio Fuel, that is not now imposed, or should hereafter increase the rate of any tax now imposed upon Ohio Fuel above the tax rate now existing, other than the rate on property listed in the real estate tax list and duplicate, than the rates prescribed in Section 1 shall be increased to the extent necessary to compensate Ohio Fuel 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 recompany for the emount 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 affect thereof upon the cost of serving gas by Ohio Puel in the City shall be determined, based upon operations of Ohio Poel in the City during the most recently available twelve months period ending on the 1st day of the December or June, preceding the affective date of the new tax or higher tax rates; the total dollars as computed shall then be divided by the total sales made to the types of currence covered by this Ordinance during the same twelve months 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 (.2%) per one thousand cubic feet.

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

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

Section 7. That any ordinance or resolution, or part of an ordinance or resolution, inconsistant barewith, is, to the extent of such inconsistancy, hereby, repealed.

Section 3. That should any sertion or part of a section or provision of a section of this ordinance be declared word, the remainder of this ordinance shall not be affected thereby.

Section 0. That this ordinance shall become effective at the sarliest date allowed by taw, provided, however, that this ordinance shall have no force or effect whatsoever unless written acceptance of this ordinance is filed by The Ohio Fuel Gas Campany with the Clark of the City of Marine, Dhio, prior to the expiration of thirty (30) days from the date of this ordinance is passed.

Frud C. Buldauf

PASIED: Rovenbar 10, 1951 AFP2:WID: November 10, 1951	PRESIDENT OF COUNCIL
Ukndell L. Strong	
ATTEST:	
Alta F. Steens	

#### CEDIRARCE ND. 4424

CHERTHAGE ESTABLISHING SALATING FOR REPLOYNES AT THE SWIMPING FORL AT LINCOLS PARE.

NOW, THEREFORE HE IT ORDANINED by the Council of the City of Marion, State of Ohio:

Section 1. That effective with the year 1959 there is hereby established the following positions at the Lincoln Park swimming pool.

- a. Beginning the 15th day of May, and ending the 15th day of September inclusive, the position of Manager. The salary of the Manager shall be \$100.00 per week.
- Deginning the 19th day of May, and ending the 15th day of September inclusive, the position of Assistant Manager. The salary of the Assistant Manager shall be \$75.00 per week.

c i Beginning the 15th day of May, and ending the 15th day of Beptember Inclusive, the position of tive (5) life guards. The salary of each life Guard shall be 540.00 per week.

d. Beginning the 15th day of May, and ending the 15th day of September inclusive, the position of four (4) Bath house attendants. The salary of each Bath House Atrendant shall be \$.70 per hour.

Fred C. Baldauf

PRESIDENT OF COUNCIL

e. Beginning the 15th day of May, and ending the 15th day of September inclusive, the postition of Bookkeeper and Ticket Manager. The salary of the Bookkeeper and Ticket Manager shall be \$1.00 per hour.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: November 10, 1958 AFPROVED: November 19, 1958

Wendell L. Strong Mayor

ATTEST:

Alta F. Sheehe

#### ORDIFANCE NO. 6425

ORDINANCE AUTHORIZING THE PATHENT OF A GLADE TO PANE 2, REPELE, 675 VEHICLE WEREHEN DOCLEVAND, MARLEY, OWIG, IN THE AMOUNT OF 512,00.

WHEREAS, Paul E. Eunkle, of 655 Varnon Heights Boulevard. Harion. Ohio, was heretofore granted a building permit to erect a building on Lot No. 12511 located at the corner of Vernon Heights Boulevard and Bexley, and

WHEREAS, said Paul E. Kunkle paid a fee of \$15,00 to the City Clerk for said building permit, and

WHIREAS, it was later learned that said property was located outside the corporate limits of the City of Marion, and said building permit was not necessary, and

WHEREAS, said Paul E. Sunkle has made claim against the City of Marlon in the amount of Fifteen Dollars (\$15.00), for the refund of said building permit fee, and

WHEREAS, Council deems that said claim should be paid.

NOW, THEREFORE, BE TT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the City Solicitor be and he is hereby authorized to settle and pay said claim of Paul E. Kunkle and to pay unto Paul E. Kunkle the sum of Fifteen Dollars (\$15.00).

Section 7. That for the purpose of paying said claim there be and is hereby appropriated from the General Eund to the Claim Payment Fund the sum of Fifteen Dollars (\$13.00); that the amount is to be used for the purpose of paying said claim;

Section 3. That the City Auditor and City Treasurer are hereby authorized to draw and prepare vouchers and warrants in payment of said claim upon the approval by the City Solicitor of the property vourchers thereof.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: November 24, 1958 APVROVED: November 24, 1958 Fred C. Baldauf PRESIDENT OF COUNCIL

Wendell L. Strong MAYOR

ATTEST:

Alta F. Sheehe CLERK

#### DULLYNAMIE NO. 6-126

CHOLNAMOR DESIGNATION THE BAST SIDE OF LEADER STREET FROM THE UNDERPASS NORTH TO SELVER STREET AS "FINE LANG" AND ELOVIDING & SERALTY FOR THE VICLATION OF HARM STORES

NOW, THEMEFORE, BF TT ORDAINED by the Council of the City of Marion, State of Obio:

Section 1. That the east side of Leader Street from the underpass north to Silver Street shall be designated as "Fire Lane" and vehicles shall be prohibited from parking in said "Fire Lane".

Section 2. Any person violating the foregoing provision shall be amanable to Section 19,121 of the Marion City Code,

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law,

> Fred C. Baldauf PRASIDENT OF COUNCIL

PASSED: November 24, 1958 Novamber 24, 1958 APPROVED:

Wendell L. Strong MAYOR

ATTEST:

Alta F. Sheeho CLERE

#### DEDITIONANCE NO. 10427.

DODTHAND ADDILATION THE MADE NAT OF VEHILLER OF CERTIADE STREETS IN THE CITY OF MARIAN, GHIO, AND DEDVELLING A HERALIT ME. THE VIOLATION OF THE PROVISIONS OF THIS DEDINANCE.

MON, THEREFORE, HE IT ORDAINED by the Council of the City of Marion, State of Obio:

Section 1. That vehicles shall be prohibited from parking on both sides of Pearl Street from Church Street to Columbia Street for more than a two hour period between the hours of 8:00 A, M, to 5:00 P, M,, daily, except Sundays and Holidays.

Section 2. Any person violating the foregoing provisions shall be amenable to Section 19.121 of the Marion City Code.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period silowed by law.

> Fred C. Baldauf PRESIDENT OF COUNCIL

PASSED: December 8, 1986 APPROVED: December 9, 1958

Wendell L. Strong

MAYOR

ALTEST:

Alta F. Sheaha CLERE

#### CHILTINASCE NC. RADIE

NON-THANGE TRANSFERRING FUNDS ALREADY APPEDPEEADED AND MASING ADDITIONAL APPHONNTATION FOR THE YEAR OF 1950.

NOW, THEREFORE, HE IT ORDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That there be transferred the sum of \$3,723.00 from the General Fund as follows:

	From	107	Towing Charges	1,998.00	
		2 D 20	Lands and Buildings	900.00	
		3 A 8	Medical Supplies	100.00	
		5 C B	Medical Supplies	50.00	
		3 6 9	Food and Coal	75,00	
		* 7 1	Engineer's Salary	600.00	
		Total Ge	meral Fund Transfer		\$3,723.00
	Ta.	1 A 5	Incidentals	398.00	
		2 6 6	Gas and Oil	600.00	
		2 6 10	Subsistance of Prisonnes	1,000,00	
		208	Maintenance	900-00	
		3 A 5	Incidentals	\$25,00	
		3 D 9	Laboratory Supplies	100.00	
		4 R 3	Assistants	00.008	
		Total Ge	neval Fund Transfers		\$1,723.00
	Section	2. That t	bore be additional appropriati	ona in the Alreart Fu	nd in the amount of \$1,107.57
as follo	Street of the second se			100 THEFT THE COURSE	115 EU-1977 EU-1920 //1. 650-110-1420
G. 1 1 G. 1 Z	Te	AP2	Puel and Light	1,000,00	

section 4. That there be additional appropriations in the Hospital Fund in the amount of \$177,500,00, as follows: Office Supplies 3 A 4 2,000.00 To 3 A 6 Employees' Salaries 130,000.00 3 A 7 Utilities. 1.000.00 5 A B Food 19,000.00 5 A 10 Pharmacy Drugs 11,000.00 5 A 12 Laundry Supplies 2,000.00 3 A 15 Repair Equipment 2.500.00 5 A 14 Incidentals 1,500,00 5 A 20 Lands and Buildings 1,500.00 \$177,500,00 Total Hospital Fund Section 3. That there be additional appropriations in the Sever Revenue Fund in the amount of \$1.040.00, as follows: 40.00 5 8 3 Operators. 100 1,000.00 S 8 6 Power \$1,040.00 Total Sewer Revenue Fund Section 6. That there be additional appropriations in the Garbage Fund in the amount of \$1,000,00 as follows; \$1,000.00 G D 6 Truck Supplies 10 \$1,000.00 Total Garbage Fund Section 7. That there be additional appropriations in the Street Construction Maintenance and Repair Fund the sum of 52,000.00, as follows; \$2,000.00 15 A 10 Miscellanmous To Total Street Construction Maintenance and Repair Fund \$2,000.00 Section 0. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law, Fred C. Baldauf PRESIDENT OF COUNCIL FASSED; December 8, 1758 APPROVED: December 9, 1958 Wendell L. Strong MAYOR ALTEST Alta F. Sheehe CLESS TRUTHARD NO. 6429 ONDINANCE ALTERNATIONS AND DIRECTIONS THE PARENTY-STATISTICS DIRECTOR PRESERVES THEN CONTRACTS FOR THE PRODUCTS OF PROPER MAY MOLICE CHILDREN'S THE OUTY UF HARION, DELD. NOU, THEREFORE, BE IT ORDAINED by the Council of the City of Marion, State of Ohio: Section 1. That the Safety-Service Director is hereby authorized and directed to enter into a contract for the purchase of three Police Cruisers for the Folice Department of the City of Marion, Ohio. Section 2. That this contract shall be pursuant to bids received under Ordinance No. 6419, in the amount of \$5,935.23. Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law. Fred C. Baldauf PRESIBENT OF COUNCIL PASSED: December 8. 1956 APPROVED: December 9, 1958 Wendell L. Strong NAYOR ATTEST: Alta F. Shaulie CLERK

CEPTIMET NO. 6420

ORDINAME AUTIONIATIES THE MATTY RESCUE DISARTON TO LEASE THERE MELTOR CONTENESS FOR DECIDENCE 1, 1959, TO AND UNTIL THE MELTY PERCHASED THEORY FOR OPERATION, AND APPROPRIATE PERCHASE THEORY.

WHEREAS, The City has been leasing three police truisars from the McDanial Motor Company, and

WHEREAS, said Lease expired December first, 1950, and

WIEREAS, the new cruisers purchased by the City are not ready for delivery, and

WHEREAS, Council deems that they shall image the cruisers of the McDaniel Motor Company for such period as is necessary until the new cruisers are delivered.

NON', THEREFORE, be it ordained by the Council of the City of Marion, State of Ohio:

Section 1. That the Safety-Service Director is hereby authorized and directed to enter into an extension of the present Lease with the McDaniel Motor Company for three police cruisers at the rate of \$295.00 per month per cruiser.

Section 2. That to provide sufficient funds for the contract authorized in Section # 1 hereof. there is hereby appropriated the sum of \$458.00 to 2022 Gruiser Rental.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allosed by Law, Frad C. Beldauf FURSTINENT OF COMMCEL December 8, 1956 PA3SED: APPENVEN: Descember 9, 1958 Wandell L. Strong SOVAL ATTESTI Alta F. Shanhe LLERK USPERMITE NO. 4+11 ANTIMALS ANTAMANA IN MULTING OF CATAL ALOU. IN PROJECTIVAL CONT. CONTRACT DATA AND A STATE AND A STATE AND A STATE AND A STATE OF A STATE SCHALTER WEITHARD TO MILL. NUM, THEREFORE, 85 IT DEVAINED by the Council of the City of Markon, State of Union Section 1. There in hereby created the position of Extra Clark in the Monimipal Court effective January 1, 1919. Section 2. The salary of the extra clork of the Municipal Court established in Section 1 Hereof Whall be \$200.00 per month. Section 3. That Ordinance No. nol4 passed February 27, 1956, is hereby repealed. Section 4. That this Ordinance shall take effort and be in force from and after the earliest period allound by Law. Fred C. Baldauf PRESIDENT OF COUNCIL PASSED: December 0, 1956 APPROVED: December 9, 1958 Wandell L. Strong MAYON 4110311 Alts F. Ibenbe CLEH! CHIP, BARRIES, Mrs., BARRA THEY MAKE ANTICALLASS ANTICALLASS ANTICALLY AN THE CHILD MAKES AND MALADASS AND THE ATTT OF PARTER, MILLO. WHEREAS, the cities and village of thin have organized themselves into an Dhio Municipal League for the improvement of Municipal Government and administration and promotion of the general welfare of the tit iss and willings of this State according to law, and WHENELS, in order to make such organization affective and to derive the maximum benefits therefrom it is necessary and desigable that the City of Marios senure and pay for membershap in the said Onic Hunicipal Langue . MOR. INEXERORE, BE IT OMMAINED by the Council of the City of Marion . State of Ohior Section 1. That the Mayor is hereby Authorized and directed to apply for and secure subbrahip for the City of Harino, Dhio, in the Ohio Municipal League for the year of 1939.

> Suction 2. That the cost of securing such membership for the City of Marion, Ohio, in the amount of Three Weindred Winesy Eight Dollars (\$398.00) shall be paid from funds already appropriated to 1 & 5 Council Incidentals.

> Section 3. That this Ordinance shall take effect and be in force from and after the marlinet period allowed by law.

Frad C. Maldauf PERSIDENT OF COUNCIL

PASSED: December F, 1958 APPROVED: December 9, 1958

Nancell L. Strong

ATTEST

Alta F. Stealta OLERK OND LEARCE THD. 0431

CHEDIDAMOR RE-ESTABLICATING GALANING OF CHARACTER OF CHAR

NON, THEREFORE, BE IT GEDATHED by the Conneil of the City of Marion, State of Colo:

Section 1. That Section 12 of Ordinance No. 6165, passed January 28th, 1957, which reads as

"That the Salary of the Janttor of City Hall shall be Two Hundred and Righty Dollars (\$260,00) per month."

shail be amanded to read as follows:

follosm;

fullessn:

"That the Salary of the Jamitor of City Hall shall be Three Hundred and Ten Gollars (5310,00 per month,"

Section 2. That Section 13 of Ordinance No. 6165, parsed January 2"th, 1957, which teads as

"That the Salary of the Assistant Janitor shall be one dollar and Seven Cents (\$1.07 per hour."

shall smemmed to read as follows;

"That the Salary of the Assistant Janitor shall be One Dollar and Forty-Seven Cents (SI 47) per hour."

Section 3. That this Ordinance be and it is hureby declared to be an emergency usasure in that it is necessary to re-establish the salaries herein provided, and for the Eurther reason it provides for the safety, health and welfare of the citizens of the City of Marlon, and as each it shall become effective immediatiey spon its adoption and approval, provided in receives a two-thirds majority vote of the members elected to Council, otherwise it shall become effective at and after the earliest period allowed by law.

> Fred C. Baldaut PHESIDENT OF CODECIL

PABSED: January 13, 1959 APPROVED: January 15, 1959

Mayor ATTEST:

Alta F. Shaehe CLRBK

## TRANS NO. ----

CHEDIFARMEN CHARGENE THE SOMERY WAS ATTAINED AND MANY OF CHARTER SI. SHEET THE STATE OF CHARTEN, SHEET, SHEET THE STATE OF MALLON, SHEET,

934, THIBBFORE, BE IT DEDAINED by the Council of the City of Marion, State of Ohio:

Section 1. That the "Use Map" designated and provided for in Section 21.9 of the Code of the City of Marian, Ohio, is hereby revised as to the following described property:

Situated in the County of Marion. In the State of Ohio, and in the City of Marion, and bounded and described as follows: Lots 2279, 2280, 2381, 2282, and 2306 in Mechanic's Addition to the City of Marion. Ohio

The said property is hereby transferred from the "A" desidential District to the "C" Industrial District and the "Des Map" displayed on the wall of the Mayor's office shall be and is hereby changed accordingly.

The Elerk of the City of Marion. Ohio, is hereby authorized and directed to make the said change on the said "Use Map" displayed on the wall of the Mayor's office.

Section 2. That this Ordinance shall take effort and be in force from and after the earliest period allowed by law.

PASSED: January 13, 1959 APPROVID: January 15, 1959

Mayor ATTRST:

Alta P. Shanbe

Fred C. Baldauf PRESIDENT OF COUNCIL

7ED \$1440 = 10, 6-32

CHERTERADES CHARGENE THE REPORT FRY ATTACHED AND MADE A MADE OF CLARTER 21, DECTARD No. 4 \$3.1 AND FULLDERING DESIGNACE OF THE WORL OF THE CITY OF MALLOW, DELO. NOW, THEREFORE, BE IT CEDAINED by the Council of the City of Marion, State of Ohior Section 1. That the "Use Map" designated and provided for in Section 21.4 of the Gode of the City of Marion, Ohio, is haraby revised as to the following described property. Situated in the Courty of Marion, in the State of Ohio, and in the City of Marion, and bounded and described at follows: Lots 2283, 2286, and 2285 in Machanic's Addition to the City of Marion, Ohio. The said property is hereby transferred from the "A" Residential District to the "C" Industrial District and the "Use Nap" displayed on the wall of the Mayor's office shall be and is threby changed accordingly. The Clerk of the City of Marion, Ohio is hereby authorized and directed to make the said change on the said "Use Map" displayed on the wall of the Mayor's office. Section 2. That this Ordinance shall take of "-- t and be in force from and after the earliest period allowed by law, PASSEDT January 11, 1959 Fred C. Baldauf APPROVED: January 13, 1959 PRESIDENT OF COUNCIL Wandell L. Strong, MAYOR ATTEST: Alts F. Shusha, CLERK

0475

n Levent Black. Joz	
rdinance No2010-119	Passed JAN 1 0 2011 , 20
AGGREGATE PRINCIPAL THE ISSUANCE OF BO EQUIPPING AND FURNIS	FOR THE ISSUANCE AND SALE OF NOTES IN THE AMOUNT OF \$1,100,000, IN ANTICIPATION OF ONDS, TO PAY COSTS OF CONSTRUCTING, SHING AN AQUATIC CENTER, TOGETHER WITH RTENANCES THERETO, AND DECLARING AN
the estimated life or period of usefuln	fiscal officer of this City has certified to this Council that ness of the improvement described in Section 1 is at least aturity of the Bonds described in Section 1 is 30 years, and escribed in Section 3 is 20 years;
NOW, THEREFORE, BE I' County of Marion, Ohio, that:	T ORDAINED by the Council of the City of Marion,
	issue bonds of this City in the aggregate principal amount costs of constructing, equipping and furnishing an aquatic purtenances thereto.
estimated rate of 6% per year, payable estimated to mature in 20 annual prin- such amounts that the total principal	be dated August 1, 2011, shall bear interest at the now e semiannually until the principal amount is paid, and are cipal installments on December 1 of each year that are in and interest payments on the Bonds in any fiscal year in ntially equal. The first principal payment of the Bonds is
aggregate principal amount of \$1,100 issuance of the Bonds. The Notes sha 2011. The Notes shall bear interest a (computed on the basis of a 360-day maturity and until the principal amount	to issue and this Council determines that notes in the 0,000 (the "Notes") shall be issued in anticipation of the ill be dated their date of issuance and shall mature July 21, at a rate or rates not to exceed six percent (6%) per year y year consisting of twelve 30-day months), payable at nt is paid or payment is provided for. The rate of interest the Auditor in a final terms certificate (the "Final Terms
United States of America or in Fed determined by the Auditor in the I deduction for services of the City's designated by the Auditor in the Fina that bank or trust company will not er	s on the Notes shall be payable in lawful money of the leral Reserve funds of the United States of America as Final Terms Certificate, and shall be payable, without paying agent, at the office of a bank or trust company al Terms Certificate after determining that the payment at indanger the funds or securities of the City and that proper ile for that purpose (the "Paying Agent").
City and in their official capacities, p The Notes shall be issued in the de Securities, Inc. (the "Original Purcha Certificate, and the entire principal an as fully registered securities (for whi issued in book entry or other uncertif 133 of the Revised Code if it is dete form will facilitate the sale and del attached, shall be numbered as determ	be signed by the Mayor and Auditor, in the name of the provided that one of those signatures may be a facsimile. enominations and numbers as requested by Fifth Third aser") and approved by the Auditor in the Final Terms mount may be represented by a single note, may be issued ich the Auditor will serve as note registrar), and may be ficated form in accordance with Section 9.96 and Chapter ermined by the Auditor that issuance of the Notes in that livery of the Notes. The Notes shall not have coupons nined by the Auditor and shall express upon their faces the the they are issued and that they are issued pursuant to this
agency under federal law operating a Depository under a book entry system companies, and clearing corporation	any securities depository (a "Depository") that is a clearing and maintaining, with any participants contracting with a n and includes security brokers and dealers, banks and trust is or otherwise ("Participants"), a system (a "book entry hip of beneficial interests in the Notes and the principal of,

system") under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single

0476

Ordinance No2010-119 PassedJAN 10 2019 20	

physical Note certificate is issued by the City and payable only to a Depository or its nominee, with such Notes "immobilized" in the custody of the Depository or its agent for that purpose. If, and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose; (ii) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Auditor does not or is unable to do so, the Auditor, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

Section 6. The Notes shall be sold at not less than par plus accrued interest at private sale by the Auditor in accordance with law and the provisions of this ordinance. The Auditor shall sign the Final Terms Certificate referred to in Sections 3 and 4. The note purchase agreement by and between the City and the Original Purchaser (the "Note Purchase Agreement") now on file with the Clerk of this Council is now approved, and the Auditor shall sign and deliver, on behalf of the City, the Note Purchase Agreement with such changes that are not inconsistent with the provisions of this ordinance, are not materially adverse to the interests of the City and are approved by the Auditor. That any such changes to the Note Purchase Agreement are not materially adverse to the interests of the City and approved by the Auditor shall be evidenced conclusively by the signing of the Note Purchase Agreement by the Auditor. The Auditor shall sign the Note Purchase Agreement referred to in Section 3 evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The Mayor, the Auditor, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Auditor is authorized, if it is determined to be in the best interest of the City, to combine the Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

Section 7. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

Section 9. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes.

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	The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. Section 10. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103(a) of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section
	S7 of the Code. The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income (ax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code The City hereby designates the Notes as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. In connection with that designation, the City hereby represents and covenants that it, together with all its subordinate entities or entities that issue obligations on its behalf, or on behalf of which it issues obligations, in or during the calendar year in which the Notes are issued, (i) have not issued and will not issue tax-exempt obligations (including the Notes, in an aggregate principal amount in excess of \$10,000,000, and (ii) have not issued, do not reasonably anticipate issuing, and will not issue (ax-exempt obligations as defined in Section 145 of the Code, that are "private activity bonds" as defined in Section 141 of the Code, and excluding refinding obligations, other than "qualified \$01(c)(3) bonds" as defined in Section 145 of the Code, that are "private activity bonds" as defined in Section 140 of the Code, and excluding refinding obligations that are not "advance refinding obligations" as defined in Section 145 of the Code in an aggregate amount exceeding \$10,000,000, unless t
	The Auditor or any other officer of the City having responsibility for issuance of the Notes is bereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in Section 148(f)(4)(C) of the Code or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments of penaltics, or making payments of special amounts in fieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from

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gross income and the intended tax status of the Notes, and (c) to given one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Section 11. If, in the judgment of the Auditor, the filing of an application for (i) a rating on the Notes by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Notes, is in the best interest of and financially advantageous to this City, the Auditor is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Note Purchase Agreement, from the proceeds of the Notes to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Auditor has taken such actions, those actions are hereby ratified and confirmed.

Section 12. The Clerk of Council is directed to deliver a certified copy of this ordinance and the Final Terms Certificate to the County Auditor.

Section 13. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 14. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 15. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes, which is necessary to enable the City to potentially combine the Notes with one or more other note issues of the City into a consolidated note issue and achieve savings in costs of issuance and a lower interest rate for the Notes; wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

ave Edwards

President of Council

Approved:

0478

Mayor Scott Schertzer

Attest:

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Received from Mayor Schertzer unsigned on January 24, 2011.