

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 03-19-2002

Passed March 19, 2002

AN ORDINANCE AMENDING ORDINANCE NO. 06-44-2000 ORIGINALLY AUTHORIZING THE ISSUANCE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$500,000 FOR THE PURPOSE OF PAYING COSTS OF CONSTRUCTING A CITY SERVICES BUILDING TO HOUSE THE CITY'S SERVICE AND BUILDING DEPARTMENTS AND PROVIDING ALL RELATED WORK AND APPURTENANCES, AND DECLARING AN EMERGENCY.

WHEREAS, this Council passed Ordinance No. 06-44-2000 on June 20, 2000 (the "*Bond Ordinance*") thereby providing for the issuance and sale of bonds in the maximum principal amount of \$500,000 for the purpose of paying costs of constructing a City services building to house the City's service and building departments and providing all related work and appurtenances; and

WHEREAS, at the time of passage of the Bond Ordinance, the City had received preliminary estimates for the costs of constructing the facilities described in the Bond Ordinance; and

WHEREAS, the bonds authorized by the Bond Ordinance were delivered on August 9, 2000 (the "*Bonds*"); and

WHEREAS, subsequent to the delivery of the Bonds, the City identified an opportunity to acquire certain real estate together with the improvements thereon (the "*Improved Real Estate*") and to remodel, renovate and improve the building located thereon for use as a City services building; and

WHEREAS, after consultation with the City's architects and engineers, the City finds that the costs of constructing of a new City services building would be \$950,000.00 and the costs of acquiring the Improved Real Estate and remodeling, renovating and improving the building located thereon would be \$600,000.00; and

WHEREAS, this Council has determined that acquiring the Improved Real Estate and remodeling, renovating and improving the building located thereon would be more cost advantageous to the City than constructing a new City services building as originally described in the Bond Ordinance; and

WHEREAS, this Council has determined to amend the Bond Ordinance to authorize the expenditure of the Bond proceeds for the purpose of acquiring the Improved Real Estate and remodeling, renovating and improving the building located thereon;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Circleville, Pickaway County, Ohio, that:

Section 1. General. This Council determines that it is necessary and in the best economic interests of the City to amend the Bond Ordinance to authorize the expenditure of the Bond proceeds for the purpose of paying costs of acquiring certain real estate together with the improvements thereon and to remodel, renovate and improve such improvements for use as a City services building to house the City's service and building departments and providing all related work and appurtenances.

Section 2. Amendment of Title. The title of the Bond Ordinance originally provided as follows:

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$500,000 FOR THE PURPOSE OF PAYING COSTS OF CONSTRUCTING A CITY SERVICES BUILDING TO HOUSE THE CITY'S SERVICE AND BUILDING DEPARTMENTS AND PROVIDING ALL RELATED WORK AND APPURTENANCES AND DECLARING AN EMERGENCY.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 03-19-2002

Passed March 19, 2002

The title of the Bond Ordinance is hereby amended to read as follows:

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$500,000 FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING CERTAIN REAL ESTATE TOGETHER WITH THE IMPROVEMENTS THEREON AND TO REMODEL, RENOVATE AND IMPROVE SUCH IMPROVEMENTS FOR USE AS A CITY SERVICES BUILDING TO HOUSE THE CITY'S SERVICE AND BUILDING DEPARTMENTS AND PROVIDING ALL RELATED WORK AND APPURTENANCES AND DECLARING AN EMERGENCY.

Section 3. Amendment of Section 2. The first paragraph of Section 2 of the Bond Ordinance originally provided as follows:

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of this City in one lot in the maximum principal amount of \$500,000 (the Bonds) for the purpose of paying costs of constructing a City services building to house the City's service and building departments and providing all related work and appurtenances (the improvement). The Bonds shall be issued pursuant to Chapter 133, Ohio Revised Code, and this Ordinance.

The first paragraph of Section 2 of the Bond Ordinance is hereby amended to read as follows:

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of this City in one lot in the maximum principal amount of \$500,000 (the Bonds) for the purpose of paying costs of acquiring certain real estate together with the improvements thereon and to remodel, renovate and improve such improvements for use as a City services building to house the City's service and building departments and providing all related work and appurtenances. The Bonds shall be issued pursuant to Chapter 133, Ohio Revised Code, and this Ordinance.

Section 4. Amendment of Section 12. Section 12 of the Bond Ordinance originally provided as follows:

Section 12. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to provide funds for the construction of the improvement which is essential to provide adequate facilities for the operations of the service and building departments which will enable them to better and more timely provide for their respective services which will enhance the health and safety in the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Section 12 of the Bond Ordinance is hereby amended to read as follows:

Section 12. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to provide funds for the acquisition of certain real estate together with the improvements thereon and to remodel, renovate and improve such improvements which is essential to provide adequate facilities for the operations of the service and building departments which will enable them to better and

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 03-19-2002

Passed March 19, 2002

~~more timely provide for their respective services which will enhance the health and safety in the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.~~

Section 5. Repeal of Portions of Bond Ordinance. The title, the first paragraph of Section 2 and Section 12 of the Bond Ordinance, each as existing prior to the passage of this Ordinance, are repealed.

Section 6. Compliance with Open Meeting Requirements. 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.

Section 7. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety, and for the further reason that this Ordinance is required to be immediately effective in order to acquire certain real estate together with the improvements thereon and to remodel, renovate and improve such improvements for use as a City services building to house the City's service and building departments and providing all related work and appurtenances, which is essential to provide adequate facilities for the operations of the service and building departments which will enable them to better and more timely provide for their respective services which will enhance the health and safety in the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: March 19, 2002

Dail M. Galt
President of Council

Attest:

Andre M. Chancey
Clerk of Council

Approved: _____

Don W. Womack
Mayor

Approved As To Form:

Gary Kenworthy
Gary Kenworthy
Circleville City Law Director

REVIEWED BY LAW DIRECTOR
FOR LEGALITY ONLY