

RESOLUTION NO. 17-47
(AS AMENDED)

A RESOLUTION DECLARING THE NECESSITY TO TRANSFER ALL FUNDS OF THE SWIMMING POOL BOND RETIREMENT FUND IN THE AMOUNT OF \$17,918.52 TO THE POOL CAPITAL FUND, AND DECLARING AN EMERGENCY.

WHEREAS, the municipal Swimming Pool Improvement Project was completed in 2006, and

WHEREAS, at the request of Village Council, the Crawford County, Ohio Budget Commission will direct the deposit of the Swimming Pool Bond Retirement Fund remaining balance of \$17,918.52 to the Pool Capital Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF CRESTLINE, OHIO:

SECTION 1. There is declared to be a necessity to transfer the \$17,918.52 balance in the Swimming Pool Bond Retirement Fund to the Pool Capital Fund.

SECTION 2. The Village Law Director is directed to prepare and file the Petition with the Tax Commissioner of the State of Ohio as required by R.C. 5705.16.

SECTION 3. That it is hereby determined that this Resolution is an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the residents of this Village and for the further reason that there is an immediate need to provide for the transfer of monies to the Pool Capital Fund for use in the 2018 fiscal year, and this Resolution shall therefore

go into immediate effect provided it receives a two-thirds (2/3) vote of all members elected to this Council, otherwise it shall go into effect in thirty (30) days if passed by a majority vote of Council.

DATE: _____

Aye_____ Nay_____ Abstain_____

Barry Byerly, Mayor

Attest:

Annette Johnston, Clerk of Council

Approved as to form:

Jon K. Burton, Law Director

Clerk of Council Certificate

I, Annette Johnston, the duly appointed and acting Clerk of the Council of the Village of Crestline, Ohio, certify that the attached copy of Resolution 17-47, as amended, is a true and accurate copy of the original passed by the unanimous vote of Council on December 5, 2017.

Annette Johnston
Clerk of Council
Village of Crestline, Ohio

BEFORE THE TAX COMMISSIONER OF THE STATE OF OHIO

IN THE MATTER OF: : CASE NO. _____
THE APPLICATION OF THE VILLAGE OF :
CRESTLINE, OHIO, ASKING FOR AUTHORITY : **PETITION**
TO TRANSFER FUNDS FROM THE :
SWIMMING POOL BOND RETIREMENT FUND :
TO THE POOL CAPITAL FUND :
.....

1. Petitioner, the Village of Crestline, Ohio, states that it is an Ohio Municipal Corporation of the Village class operating under the statutory form of government and is located in Crawford County, Ohio.

2. Petitioner states that it has an unencumbered amount of \$17,918.52 in its Swimming Pool Bond Retirement (SPBR) Fund. The said Fund was funded until 1996. Petitioner has directed the Crawford County Budget Commission commencing in 2018 to deposit the SPBR Fund balance of \$17,918.52 to the Pool Capital Fund. There is no longer any necessity to maintain the SPBR Fund because (a) the purpose of the bonding and the bond debt have come to an end with the improvement to the pool completed in 2006; and (b) the transfer of the unneeded \$17,918.52 Fund balance to the Pool Capital Fund will best benefit the actual ongoing municipal pool operation and maintenance.

3. Petitioner further states there is an unencumbered balance in the SPBR Fund of said Village in the sum of \$17,918.52 as shown by the Certificate of the Fiscal Officer, which is attached to and made part of this Petition.

4. Petitioner states that on December 5, 2017 the Council of the Village of Crestline, Ohio, met in regular session and passed an amended Resolution transferring \$17,918.52 from the Swimming Pool Bond Retirement Fund to the Pool Capital Fund, as more fully appears by the Resolution, which is attached to and made part of this Petition.

WHEREFORE, Petitioner respectfully prays the Tax Commissioner of the State of Ohio for an order directing, permitting, and allowing the transfer of \$17,918.52 from the Swimming Pool Bond Retirement Fund to the Pool Capital Fund and for such other and further orders in this matter as may be proper and necessary.

Jon K. Burton #0018675
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Law Director for the Village of Crestline, Ohio

Clerk of Council Certificate

I, Annette Johnston, the duly appointed and acting Clerk of the Council of the Village of Crestline, Ohio, certify that the attached copy of Resolution 17-47, as amended, is a true and accurate copy of the original passed by the unanimous vote of Council on December 5, 2017.

Annette Johnston
Clerk of Council
Village of Crestline, Ohio