

RESOLUTION NO. 8-04

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Robert L. Corbin ON
THE 15th DAY OF March, 2004.

A RESOLUTION DESIGNATING A PUBLIC DEPOSITORY AND AWARDING
PUBLIC MONIES.

WHEREAS, pursuant to Section 135.12 Ohio Revised Code, the Council of the City of Centerville, Ohio must meet in open session and designate a public depository, on the basis of written applications received, for deposit of inactive and/or active and/or interim funds for the period commencing October 1, 2003 and ending September 30, 2008.

WHEREAS, the Council of the City of Centerville, Ohio estimates the probable amount of public monies to be deposited in inactive deposits at the beginning of the period of designation to be up to Five Hundred Thousand Dollars (\$500,000.00), and the probable maximum amount to be so deposited at any one time during such period shall be up to Three Million Dollars (\$3,000,000.00).

WHEREAS, the Council of the City of Centerville, Ohio estimates the probable amount of public monies to be deposited in active deposits at the beginning of the period of designation to be up to Five Million Dollars (\$5,000,000.00), and the probable maximum amount to be so deposited at any one time during such period shall be up to Fifteen Million Dollars (\$15,000,000.00).

WHEREAS, the Council of the City of Centerville, Ohio estimates the probable amount of public monies to be deposited in interim deposits at the beginning of the period of designation to be up to Five Million Dollars (\$5,000,000.00), and the probable maximum amount to be so deposited at any one time during such period shall be up to Ten Million Dollars (\$10,000,000.00).

WHEREAS, written application has been received from Liberty Savings Bank, as follows:

For Active Deposits

Maximum of Two Million Dollars (\$2,000,000)

For Interim Deposits

Maximum of Two Million Dollars (\$2,000,000)

For Inactive Deposits

Maximum of Five Hundred Thousand Dollars (\$500,000)

A copy of said application with a copy of the financial statement of said Liberty Savings Bank, attached hereto, incorporated herein by reference, and marked Exhibit "A", and

WHEREAS, Council finds that the said Liberty Savings Bank applied for active, inactive, and interim deposits, and that the sureties and securities are proper, namely: Such collateral in the amount necessary to sufficiently cover the total deposits as enumerated in Section 135.181 O.R.C.

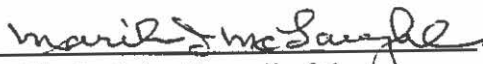
NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

That deposit of active, inactive, and interim deposits of the City, up to the maximum amounts set forth herein, as determined by Council, be awarded to Liberty Savings Bank, which bank shall become a depository for the monies of the City for a period of five years by written Memorandum of Agreement to be executed by the City with said depository.

PASSED this 15th day of March, 2004.

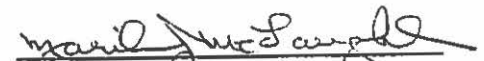

Mayor - City of Centerville

ATTEST:


Clerk of the Council of the
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 8-04, passed by the Council of the City of Centerville, Ohio, on the 15th day of March, 2004.


Clerk of Council

Approved as to form, consistency
with existing ordinances, the charter
and constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney

**MEMORANDUM OF AGREEMENT
FOR
DEPOSIT OF PUBLIC FUNDS**

This is an agreement between LIBERTY SAVINGS BANK, F.S.B. ("Liberty"), a savings bank chartered under the laws of the United States of America, located and doing business in Montgomery County, Ohio, through an office in Centerville; and the CITY OF CENTERVILLE, OHIO ("the City") whereby the City accepts Liberty's offer to serve as public depository.

Therefore, under this agreement the City will appoint Liberty Savings Bank as its depository and will deposit funds as enumerated below:

- a. The City will deposit active funds in the amount of \$2,000,000.00 (Two Million Dollars). For the service of making active funds accessible by demand, check, draft or other similar instrument, Liberty may charge a reasonable fee, as enumerated under Section 135.16 or 135.32 of the Ohio Revised Code.
- b. The City will deposit interim funds in the amount of \$2,000,000.00 (Two Million Dollars). Liberty will issue Certificates of Deposit during the period of designation in the amount desired. The interest rate of said Certificate of Deposit will be at the current market rate as determined by negotiated or competitive bidding.
- c. The City will deposit inactive funds in the amount of \$500,000 (Five Hundred Thousand Dollars.) Liberty will issue Certificates of Deposit during the period of designation in the amount desired. The interest rate of said Certificate of Deposit will be at the current market rate as determined by negotiated or competitive bidding.

For interim/inactive deposits, the interest payable on Certificates of Deposit will be at the maturity thereof or at the time of withdrawal prior thereto. Also, for interim deposits, the interest rates are subject to change from time to time. While the information contained in this agreement represents current interest rates, in the future, such quotations should be obtained from Liberty during normal business hours. If a deposit is renewed, it shall carry the then prevailing interest rate at that time on that type of deposit.

The total amount thus awarded under this agreement totals \$4,500,000.00, which does not exceed the limitations set forth under Chapter 135 of thirty percent (30%) of total assets.

Liberty will secure all public deposits at the bank's option under either Section 135.18 or Section 135.181, in an amount sufficient to meet the requirements of Chapter 135.

On the last business day of each month during the period that any funds awarded pursuant to this agreement are on deposit with Liberty, the bank will furnish a statement showing the balance of such active moneys in its possession.

Liberty agrees that it will comply with all the requirements of the Ohio Revised Code, Chapter 135 and any amendments thereto. Liberty agrees that it will abide by any state and federal laws, rules or regulations or any amendments thereunder. If any such laws, rules or regulations are changed or amended during the terms of the designation as public depository, and if the change of laws, rules or regulations will cause this agreement to become unlawful, at Liberty's option, this agreement shall be limited so as not to extend beyond the date when such change becomes effective.

As part of this agreement, the depositor agrees to be subject to the rules and regulations which govern the accounts in which the depositor's funds are deposited. Also, the depositor agrees to provide Liberty the names and signatures of those persons authorized to execute drafts on and to make withdrawals from the accounts, and to provide such documentation establishing these persons' authority as the institution may request.

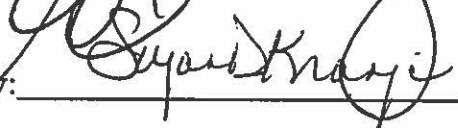
CITY OF CENTERVILLE, OHIO

LIBERTY SAVINGS BANK, F.S.B.

By: _____

By:  _____

By: _____

By:  _____

Date: 3-8-04