

RESOLUTION NO. 26-85
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Brooks Crompton ON THE 21st
DAY OF October, 1985.

A RESOLUTION AMENDING RESOLUTION NUMBER 44-80, A
RESOLUTION CREATING THE DAYTON-MIAMI VALLEY REGIONAL
ARTS AND CULTURAL DISTRICT, TO EXTEND ITS EXISTENCE
AN ADDITIONAL FIVE YEARS.

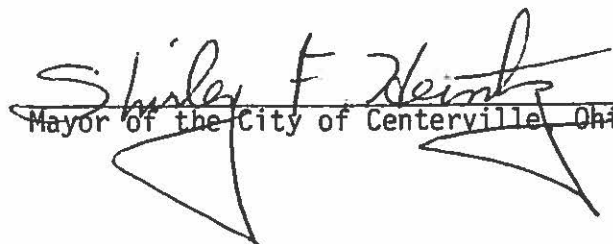
NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES,
THAT:

SECTION 1. SECTION 7., Dissolution, be changed to read as follows,
with the bracketed portions deleted and the underlined portions added:

SECTION 7. Dissolution. The District may be terminated and dissolved at any time by the adoption of a resolution of termination and dissolution by either (a) the legislative authority of any member having a population of at least 55,000 or (b) the Board and by the legislative authority of each Member. The resolution of termination and dissolution shall fix a date on which the District shall be terminated and shall become effective upon the filing of a copy of each resolution or ordinance adopting such resolution with the Clerk of the legislative authority of each Member. In Addition, the District shall automatically terminate on the [fifth] tenth anniversary of its creation unless by such date a tax levy shall have been authorized by the qualified electors pursuant to Section 3381.16 (A) or 3381.16 (B) of the Ohio Revised Code. Before any termination date, the District shall proceed to wind up its affairs, fulfill or discharge its contracts, collect its assets, sell its assets for cash at public or private sale, discharge or pay its liabilities, make distributions to Arts or Cultural Organizations to the extent practicable, and do all other acts appropriate to liquidate its business. On the termination date, the District, after paying or adequately providing for the payment of its liabilities, shall distribute the remaining assets of the District (if any) to the Members in such manner as may be agreed upon by the Members. After the termination date, the District, its trustees, officers and Members may continue to function for the purpose of winding up the affairs of the District in the same manner as if the termination had not taken place. In so doing, the trustees shall not be deemed to be trustees for the assets of the District and title to such assets shall remain in the District until transferred by it. Until the winding up of the affairs of the District is completed, this Resolution and the by-laws of the District shall continue in full force and effect.

SECTION 2. This Resolution shall take effect immediately upon passage.

PASSED this 21st day of October, 1985.


Mayor of the City of Centerville, Ohio

ATTEST:


Clerk of the Council of the
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution Number 26-35, passed by the Council of the City of Centerville, Ohio, on the 21st day of October, 1985.



Clerk of the Council

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

Department of Law
Robert N. Farquhar
Municipal Attorney