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ORDINANCE NO. 335

AN ORDINANCE ANNEXING 1321.03 ACRES
CONTIGUOUS TO TOWN OF SELLERSBURG

WHEREAS, pursuant to IC 18-5-10-29, Towns may annex contiguous territory in the manner provided in IC 18-5-10-30 through IC 18-5-10-32; and

WHEREAS, the Town has met all of the conditions set forth in the above statute, including requesting the consent from the City of Jeffersonville which is in the process of attempting to annex territory within 3 miles of the current perimeter of said City; and

WHEREAS, the Town Board has developed a written fiscal plan which has been adopted by the Town by Resolution No. 80-R- 13.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the following described contiguous territory be, and the same hereby is, annexed to and declared to be a part of the Civil Town of Sellersburg, Indiana, to-wit:

Being a part of Surveys 129, 110, 89, 87, 66, 67, 68 and 90 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at the South corner stone of Survey 130, thence Northwest along the line dividing Surveys 129 and 130, 1387.5 feet to a point on the corporate limits of the Town of Sellersburg, the True Place of Beginning; thence continuing northwest along the survey line to the north R/W line of St. Joe Road; thence southwest with the R/W line of St. Joe Road to a point (said point being 1675 feet perpendicular from the southwest line of Survey No. 129); thence south 38° east 807 feet to a point; thence south 40° east 2640 feet more or less to the southeast line of Survey No. 129; thence northeast with said line to the Interstate 65 east R/W line; thence south with the Interstate R/W to the west R/W line of State Road 60; thence south with the State Road

R/W to the southwest line of Survey No. 110; thence southeast with the survey line (passing through a 1 foot strip of land in the corporate limits of the Town of Sellersburg) to the south corner of Survey No. 110; thence northeast with the southeast line of Survey No. 110 to the west R/W line of Interstate 65; thence south with said R/W (passing through Survey No. 89 and 88 into Survey No. 87) to the north R/W line of State Road 60; thence crossing State Road 60 and continuing south with the west R/W line of Interstate 65 to the northernmost corner of a parcel described in Deed Drawer 7, Instrument No. 12042; thence south $55^{\circ} 24'$ west 2916.5 feet to a point; thence south $35^{\circ} 39'$ east 1394.9 feet more or less to the southeast line of Survey No. 87; thence northeast with the southeast line of Survey No. 87, 1346.7 feet more or less to the projected south R/W line of a county road; thence southeast along the south R/W line of the county road to the west R/W line of Interstate 65; thence north with the Interstate R/W line to the southeast line of Survey No. 87; thence northeast along the survey line to the west R/W line of State Road 60; thence southeast with the State Road R/W line to the center line of Silver Creek; thence east with the center line of Silver Creek to the east R/W line of U. S. Highway 31E; thence north along the Highway R/W to the north R/W line of Bean Road; thence northeast with said line meandering to the south R/W line of Sellersburg Road; thence northwest with the south R/W line of Sellersburg Road meandering to a point on the southeast line of Survey No. 111, said point being on the corporate limits of the Town of Sellersburg; thence with the corporate limits to the True Place of Beginning, excepting all lands presently in the corporate limits of the Town of Sellersburg.

Also an area being a part of Surveys No. 111 and 130 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at a point on the west R/W line of U. S. Highway 31 and the northern corporate limits of the Town of Sellersburg; thence east to the east R/W line of U. S. Highway 31; thence south with said R/W line to the north R/W line of State Road 403; thence with the State Road 403 north R/W line northeast to the west R/W line of the Penn Central (Conrail) Railroad; thence south with the Railroad R/W line to the present corporate limits of the Town of Sellersburg; thence with the corporate limits to the Place of Beginning, excepting all areas presently in the corporate limits of the Town of Sellersburg.

It is hereby ordered that the Clerk of the Town of Sellersburg cause this Ordinance to be published in accordance with IC 18-5-10-20.

This annexation ordinance shall become final and binding sixty (60) days after final publication thereof.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 24th day of November, 1980.

TOWN OF SELLERSBURG

By: Carl Kamer
Carl Kamer, President
Board of Trustees

(SEAL)

By: Thomas W. Wilkerson
Thomas W. Wilkerson, Member
Board of Trustees

By: William R. Collier
William R. Collier, Member
Board of Trustees

ATTEST:

Anna L. McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 336

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget.

NOW, THEREFORE:

Section 1. Be it ordained by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

<u>Acct. No.</u>	<u>General Fund:</u>	<u>Amount Requested</u>	<u>Amount Appropriated</u>
214	Telephone	\$1,000	\$1,000
215	Maintenance, police cars	800	800
221	Electric	5,600	5,600
321	Gasoline, Packer	6,200	6,200
662	Retirement & Soc. Sec. Town's share	1,750	1,750
726	Other equipment	340	340
	<u>Pool Fund:</u>		
111	Salaries	\$6,502	\$6,502
231	Telephone	150	150
222	Heat & light	140	140
551	Insurance	510	510
558	Retirement & Soc. Sec. Town's share	110	110
	<u>Motor Vehicle Highway Fund:</u>		
225	Repairs of equipment	\$ 380	\$ 380
321	Gasoline	550	550
324	Other garage supplies	400	400
	<u>Accident Report Fund:</u>	\$ 40	\$ 40
	<u>Police Pension Fund:</u>		
1	Salaries, retired personnel	\$ 553	\$ 553

ADOPTED this 15th day of December, 1980

Carl Kamer
Carl Kamer, President

Thomas Wilkerson
Thomas Wilkerson

William R. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

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ORDINANCE NO. 337

AN ORDINANCE SETTING THE SALARY OF
THE TOWN CLERK-TREASURER

BE IT ORDAINED by the Town of Sellersburg, Indiana,
that the salary of the Town Clerk-Treasurer is hereby adopted
as follows:

Section 1. That the salary of the Town Clerk-Treasurer
is increased to, the sum of \$15,500.00, of which the sum of
\$4,000.00 shall be paid from the General Fund.

Section 2. This ordinance shall become effective the
1st day of January, 1981.

PASSED by the Board of Trustees of the Town of
Sellersburg, Indiana, in regular session on this 22d day of
December, 1980.

TOWN OF SELLERSBURG

Carl Kamer
Carl Kamer, President

Thomas W. Wilkerson
Thomas W. Wilkerson, Member

William R. Collier
William R. Collier, Member

ATTEST:

Anna L. McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 338

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget,

NOW, THEREFORE:

Section 1. Be it ordained by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purpose herein specified, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
<u>Revenue Sharing Fund</u>		
Lease for Pool	\$7,588.00	\$7,588.00
Fire Department Contract	\$7,750.00	\$7,750.00

ADOPTED this 9th day of February, 1981.

BOARD OF TRUSTEES

Carl Kamer
Carl Kamer

Thomas Wilkerson
Thomas Wilkerson

William Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE FOR APPROPRIATIONS

No. 339

~~An ordinance appropriating moneys for the purpose of defraying the expenses of the several departments of the town government of the Town of Sellersburg, Indiana, for the fiscal year beginning January 1, 1981, and ending December 31, 1981, including all outstanding claims and obligations, and fixing a time when the same shall take effect.~~

Section 1. Be it ordained by the Board of Town Trustees of the Civil Town of Sellersburg, Indiana, That for the expenses of the town government and its departments, for the fiscal year ending December 31, 1981, the following sums of money are hereby appropriated and ordered set apart out of the funds herein named and for the purposes herein specified, subject to the laws governing the same and subject also to the provisions of Section 10 of this ordinance. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

Section 2. That for the said fiscal year there is hereby appropriated out of the General Fund of said town, the following:

GENERAL FUND		Amount Appropriated
1 Services Personal		
11 Salary of Town Trustees		\$ 3,600.00
12 Salary of Clerk-Treasurer		2,800.00
13 Salary of Marshal and Deputy Marshals		120,000.00
14		1,500.00
15 Compensation of Firemen		-0-
16		
17 <u>Salary Garbage Removal</u>		23,300.00
18 <u>SALARY Police Commissioners</u>		600.00
19 <u>Other Compensation. Police. Dept. Off-Duty. Court. Appear.</u>		50.00
2 Services Contractual		41,290.00
3 Supplies		6,950.00
4 Materials		
5 Current Charges		20,892.00
6 Current Obligations		9,000.00
7 Properties		7,325.00
8 Debt Payment		
Total General Fund		\$ 237,307.00

Section 3 That for the said fiscal year there is hereby appropriated out of the Motor Vehicle Highway Fund of said town, the following:

MOTOR VEHICLE HIGHWAY FUND		
1 Services Personal		
11 Salary of Street Commissioner		\$ 21,400.00
12 Salary of Employees		
13 Wages of Laborers		
14 Other Compensation		50.00
2 Services Contractual		975.00
3 Supplies		250.00
4 Materials		900.00
5 Current Charges		900.00
6 Current Obligations		
7 Properties		
Total Motor Vehicle Highway Fund		\$ 24,475.00

Section 4. That for the said fiscal year there is hereby appropriated out of the Bond and Interest Redemption Fund of said town, the following:

BOND AND INTEREST REDEMPTION FUND		
8 Debt Payment		\$
Total Bond and Interest Redemption Fund		\$

Section 5. That for the said fiscal year there is hereby appropriated out of the _____ Fund of said town, the following:

_____ FUND		
1 Services Personal		
11		\$
12		
13		
2 Services Contractual		
3 Supplies		
5 Current Charges		
7 Properties		
Total	Fund	\$

Section 6. That for the said fiscal year there is hereby appropriated out of the _____
Fund of said town, the following:

		FUND	Amount Appropriated
1	Services Personal		
11		\$ _____
12		_____
13		_____
2	Services Contractual		_____
3	Supplies		_____
5	Current Charges		_____
7	Properties		_____
Total _____ Fund			\$ _____

Section 7. That for the said fiscal year there is hereby appropriated out of the _____
Fund of said town, the following:

		FUND	Amount Appropriated
.....			\$ _____
.....			_____
.....			_____
.....			_____
.....			_____
Total _____ Fund			\$ _____

Section 8. That for the said fiscal year there is hereby appropriated out of the _____
Fund of said town, the following:

		FUND	Amount Appropriated
.....			\$ _____
.....			_____
.....			_____
.....			_____
.....			_____
Total _____ Fund			\$ _____

Section 9. That for the said fiscal year there is hereby appropriated out of the _____
Fund of said town, the following:

		FUND	Amount Appropriated
.....			\$ _____
.....			_____
.....			_____
.....			_____
.....			_____
Total _____ Fund			\$ _____

Section 10. That for the said fiscal year disbursements from appropriations other than for "Services Personal" and "Debt Payment" are further limited to the following amounts for the detail accounts listed unless such amounts are increased or decreased by another ordinance or resolution of the board of town trustees. (If one or more of the following detail accounts **within an appropriation** are increased by not more than the total amount that one or more other detail accounts are concurrently decreased **within the same appropriation** by resolution of the board of town trustees, neither advertising to the taxpayers nor approval by the State Board of Tax Commissioners is required. Other changes affecting more than one appropriation within a fund require advertising, ordinance and approval by the State Board of Tax Commissioners.)

GENERAL FUND			Amount
Appropriation	Detail Account		Amount
2 Services Contractual	21 Communication and Transportation		\$ 11,250.00
	22 Heat, Light, Power, Sewage and Water		19,550.00
	23 Instruction		1,900.00
	24 Printing and Advertising		8,590.00
	25 Repairs		_____
	26 Other Contractual Services		_____
Total Appropriation for Services Contractual			\$ 41,290.00

GENERAL FUND (Continued)

Appropriation	Detail Account	Amount
3 Supplies	31 Fuel and Ice	\$
	32 Garage and Motor	5,650.00
	33 <i>Police Supplies</i>	600.00
	34	
	35	
	36 Office Supplies	700.00
	37 Other Supplies	
Total Appropriation for Supplies		\$ 6,950.00
4 Materials	41 Building Materials	\$
	42 Sewer Materials	
	43 Repair Parts	
	44 Other Materials	
Total Appropriation for Materials		\$
5 Current Charges	51 Insurance	\$ 12,400.00
	52 Rents	5,000.00
	53 Refunds, Awards and Indemnities	
	54 Allowances.. <i>Clothing-Vol. Firemen</i>	1,200.00
	55 Subscriptions and Dues	702.00
	56 Premiums on Official Bonds	
	57 <i>Election Expenses</i>	
	58 <i>Dog Pound</i>	1,350.00
	59 <i>Auto Allow.-Vol. Firemen</i>	240.00
Total Appropriation for Current Charges		\$ 20,892.00
6 Current Obligations	61 Interest	\$
	62 Retirement and Social Security—Town's Share	9,000.00
	63	
Total Appropriation for Current Obligations		\$ 9,000.00
7 Properties	71 Buildings, Structures and Improvements	\$
	72 Equipment	7,325.00
	73 Land	
Total Appropriation for Properties		\$ 7,325.00
MOTOR VEHICLE HIGHWAY FUND		
2 Services Contractual	25 Repairs of Equipment	\$ 50.00
	26 Other Contractual Services	
Total Appropriation for Services Contractual		\$ 50.00
3 Supplies	32 Garage and Motor	\$ 925.00
	37 Other Supplies	50.00
Total Appropriation for Supplies		\$ 975.00
4 Materials	42 Street and Alley Materials	\$ 250.00
	43 Repair Parts	
	44 Other Materials	
Total Appropriation for Materials		\$ 250.00
5 Current Charges	51 Insurance	\$ 900.00
	52 Rents	
	58	
Total Appropriation for Current Charges		\$ 900.00
7 Properties	71 Buildings, Structures and Improvements	\$
	72 Equipment	
	73 Land	
Total Appropriation for Properties		\$
BOND AND INTEREST REDEMPTION FUND		
8 Debt Payment	81 Payment of Principal	\$
	82 Payment of Interest	
	83 Paying Agent Fees	
	84	
Total Appropriation for Debt Payment		\$
FUND		
2 Services Contractual	21 Communication and Transportation	\$
	22 Heat, Light, Power, Sewage and Water	
	24 Printing and Advertising	
	25 Repairs	
	26 Other Contractual Services	
Total Appropriation for Services Contractual		\$

FUND (Continued)

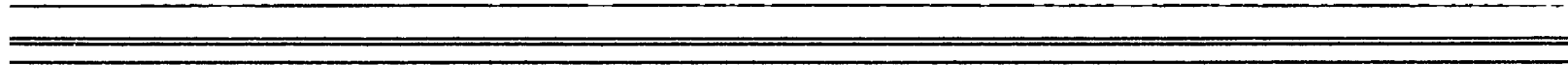
Appropriation	Detail Account	Amount
3 Supplies	32 Garage and Motor	\$
	36 Office Supplies	
	37 Other Supplies	
Total Appropriation for Supplies		\$
5 Current Charges	51 Insurance	\$
	58	
Total Appropriation for Current Charges		\$
7 Properties	72 Equipment	\$
FUND		
2 Services Contractual	21 Communication and Transportation	\$
	22 Heat, Light, Power, Sewage and Water	
	24 Printing and Advertising	
	25 Repairs	
	26 Other Contractual Services	
Total Appropriation for Services Contractual		\$
3 Supplies	32 Garage and Motor	\$
	36 Office Supplies	
	37 Other Supplies	
Total Appropriation for Supplies		\$
5 Current Charges	51 Insurance	\$
	58	
Total Appropriation for Current Charges		\$
7 Properties	72 Equipment	\$
FUND		
2 Services Contractual	21 Communication and Transportation	\$
	22 Heat, Light, Power, Sewage and Water	
	24 Printing and Advertising	
	25 Repairs	
	26 Other Contractual Services	
Total Appropriation for Services Contractual		\$
3 Supplies	32 Garage and Motor	\$
	36 Office Supplies	
	37 Other Supplies	
Total Appropriation for Supplies		\$
5 Current Charges	51 Insurance	\$
	58	
Total Appropriation for Current Charges		\$
7 Properties	72 Equipment	\$
FUND		
2 Services Contractual	21 Communication and Transportation	\$
	22 Heat, Light, Power, Sewage and Water	
	24 Printing and Advertising	
	25 Repairs	
	26 Other Contractual Services	
Total Appropriation for Services Contractual		\$
3 Supplies	32 Garage and Motor	\$
	36 Office Supplies	
	37 Other Supplies	
Total Appropriation for Supplies		\$
5 Current Charges	51 Insurance	\$
	58	
Total Appropriation for Current Charges		\$
7 Properties	72 Equipment	\$

This Ordinance shall be in full force and effect from and after its passage.

Passed by the Board of Town Trustees _____, 19____

ATTEST:

Town Clerk-Treasurer



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ORDINANCE NO. 340

AN ORDINANCE ANNEXING REAL ESTATE

WHEREAS, a petition of the Trustees of the First Baptist Church of Sellersburg, dated January 26, 1981, has been filed with the Town, asking that certain real estate adjoining the Town of Sellersburg be annexed to said Town and that the corporate limits of said Town be extended so as to include said real estate described as follows, to-wit:

A part of Survey No. 108 of the Illinois Grant in Silver Creek Township of Clark County, Indiana, being a part of the same 4.63 acre tract conveyed to the Trustees of the Temple Baptist Church at Deed Record 230, page 341 and bounded as follows:

Beginning at an iron pipe in the original line dividing Surveys No. 108 and 110 of the Illinois Grant, which marks the east corner of the above mentioned Church tract, said pipe being North 40 deg. 00 min. West, 686.5 feet from the East corner of Survey No. 108; thence the following courses of the boundary: North 40 deg. 00 min. West, 297 feet, more or less, with the line dividing Surveys No. 108 and 110 to an iron pipe; North 75 deg. 22 min. West, 694.05 feet, more or less, to the easterly right-of-way line of Highway 311 (formerly 31W) which is also the easterly line of a one (1) foot portion of the Sellersburg Town Boundary line; South 09 deg. 07 min. West, 228.3 feet, more or less, with said easterly right-of-way line of Highway 311, which is also said easterly line of the Sellersburg Town Boundary; South 74 deg. 22 min. East, 862.50 feet, more or less, to an iron pin; North 48 deg. 52 min. East, 87.5 feet, more or less, to the true place of beginning and containing 4.47 acres of land.

BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the above described real estate is hereby annexed to the Town of Sellersburg, Clark County, Indiana.

It is hereby ordered that the Clerk of said Town cause this Ordinance to be published in accordance with Indiana Code 18-5-10-20.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 23rd day of March, 1981.

TOWN OF SELLERSBURG

Carl Kamer
Carl Kamer, President

Thomas W. Wilkerson
Thomas W. Wilkerson, Trustee

William Collier
William Collier, Trustee

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 341

AN ORDINANCE TO AMEND ORDINANCE NO. 219

WHEREAS, it has been determined that Zoning Ordinance No. 219 is not specific as to the location of mobile homes in a residential district of the Town of Sellersburg, and

WHEREAS, in order to prohibit the placing of mobile homes in the residential district of the Town the following amendment is hereby adopted:

1. The definition of dwelling is hereby redefined:

Dwelling: Any building or portion thereof which is designated or used exclusively for residential purposes. A mobile home or trailer as defined hereafter shall not be included in this definition.

2. The definition of a mobile home is as follows:

Mobile Home: A living unit, factory built or factory assembled, designed for conveyance after fabrication on streets and highways on its own wheels or on flatbed or other trailers, and arriving at the site where it is to be occupied as a dwelling unit complete and ready for occupancy, except for minor and incidental unpacking and assembly operations such as locations or jacks or other foundation, or connection to utilities.

3. All mobile homes currently situated on parcels of land which are in residential districts shall not be affected by this amendment; however, in the event said mobile home shall be removed, no other mobile home shall replace the space vacated by said mobile home being removed unless the

same owner substitutes a newer mobile home for the one being removed.

4. This Ordinance shall become effective the 1st day of June, 1981.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 26th day of May, 1981.

TOWN OF SELLERSBURG

Carl Kamer
Carl Kamer

Thomas Wilkerson
Thomas Wilkerson

William D. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 342

AN ORDINANCE OF THE TOWN OF SELLERSBURG, INDIANA, AUTHORIZING THE ISSUANCE AND SALE OF A BOND OF SAID TOWN FOR THE PURPOSE OF PROVIDING FUNDS TO BE APPLIED ON THE COST OF A GARBAGE PACKER AND RELATED EQUIPMENT FOR THE TOWN

WHEREAS, there has heretofore been filed with the Board of Trustees a petition signed by the owners of taxable real estate located in the Town of Sellersburg requesting the issuance of bonds of said Town for the purpose of providing funds to be applied on the cost of a new garbage packer and related equipment for the Town, which petition the Board has found fully complied with the provisions of I.C. 6-1.1-20-3; and

WHEREAS, the Board now finds that the cost of such project will be in the approximate amount of Thirty-Four Thousand Dollars (\$34,000); and

WHEREAS, the Town of Sellersburg does not now have on hand funds unappropriated to any other use or provided for in the existing budget sufficient to provide for the cost of said project and it is necessary for such purpose that the Town borrow the sum of Thirty-Four Thousand Dollars (\$34,000) and issue and sell its bonds in that amount; now, therefore,

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That the Town of Sellersburg shall make a loan in the amount of Thirty-Four Thousand Dollars (\$34,000) for the purpose of procuring funds to be applied on the cost of purchase of a garbage packer and related equipment and including the incidental expenses in connection therewith for the Town.

Section 2. In order to procure said loan, the Clerk-Treasurer is hereby authorized and directed to have prepared, and to issue and sell the negotiable general obligation bond of the Town to be designated as "Garbage Packer Bond of 1981" in the principal amount of Thirty-Four Thousand Dollars (\$34,000). Said bond shall be dated as of the date of delivery thereof or as of the first day of the month in which said bond is sold, and shall bear interest at a rate or rates not exceeding seven and one-half percent (7-1/2%) per annum (the exact rate or rates to be determined by public sale), which interest and principal shall be payable on August 1, 1982, and annually thereafter. Said principal and the interest thereon shall be payable in lawful money of the United States of America at the Indiana Southern Bank of Sellersburg, Sellersburg, Indiana, and said bond shall mature on August 1 in the years and amounts as follows:

<u>Years</u>	<u>Amounts</u>
1982-1992 incl.	\$2,000
1993-1996 incl.	\$3,000

Said bond shall be signed in the name of the Town of Sellersburg by the President of the Board of Trustees and attested by the Clerk-Treasurer, who shall affix the seal of the Town to said bond. Said bond shall, in the hands of bona fide holders, have all of the qualities of negotiable instruments under the laws of the State of Indiana.

Section 3. The form and tenor of said bond shall be in substantially the following form, all blanks to be filled in properly prior to delivery:

UNITED STATES OF AMERICA

State of Indiana

County of Clark

No. _____

~~\$34,000.00~~

TOWN OF SELLERSBURG
GARBAGE PACKER BOND OF 1981

The Town of Sellersburg, in Clark County, Indiana, for value received, hereby acknowledges itself indebted and promises to pay to the bearer hereof the principal amount of

THIRTY-FOUR THOUSAND DOLLARS

on August 1 in the years and installments as follows: years 1982-1992 incl., \$2,000; years 1993-1996 incl., \$3,000, and to pay interest thereon from the date hereof until the principal is paid, at the rate of _____ percent (_____ %) per annum, payable annually on _____ in each year, beginning _____.

Both principal and interest of this bond are payable in lawful money of the United States of America at the Indiana Southern Bank of Sellersburg, in the Town of Sellersburg, Indiana.

This bond is a single non-coupon bond of the Town of Sellersburg in the amount of Thirty-Four Thousand Dollars (\$34,000), issued pursuant to an ordinance adopted by the Board of Trustees of said Town on the _____ day of _____, 1981, entitled "An Ordinance of the Town of Sellersburg, Indiana, authorizing the issuance and sale of a bond of said Town for the purpose of providing funds to be applied on the cost of a garbage packer and related equipment for the Town," and in strict accordance with the provisions of an act of the General Assembly of the State of Indiana entitled "An Act concerning municipal corporation," approved March 6, 1905, and all acts amendatory thereof and supplemental thereto, to provide funds for the purpose set forth in said ordinance.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this bond have been done, happened and performed in regular and due form as provided by law; that this bond and said total issue of bonds is within every limit of indebtedness prescribed by the constitution and laws of the State of Indiana, and that the full faith and credit of the Town of Sellersburg, Indiana, are hereby irrevocably pledged to the punctual payment of the principal and interest of this bond according to its terms.

IN WITNESS WHEREOF, the Town of Sellersburg, in Clark County, Indiana, by ordinance of its Board of Trustees, has caused this bond to be signed in its corporate name by the president of its Board of Trustees, its corporate seal to be hereunto affixed and attested by its Clerk-Treasurer, as of the first day of _____, 1981.

TOWN OF SELLERSBURG

By: Carl E. Kamen
President
Board of Trustees

ATTEST:

Anna L. McCartney
Clerk-Treasurer

Section 4. As soon as may be done after the passage of this ordinance, the Clerk-Treasurer shall give notice of the filing of the petition for and determination to issue the bond. Said notice shall be published once each week for two (2) weeks in THE EVENING NEWS published in Jeffersonville, Indiana, and CLARK COUNTY JOURNAL, published in Jeffersonville, Indiana, there being no newspaper published in the Town of Sellersburg, and said notice shall be posted in three (3) public places in the Town, as provided by I.C. 6-1.1-20-4. In the event a remonstrance shall be filed by owners of taxable real estate under the provisions of I.C. 6-1.1-20-4, then no further steps towards the issuance of said bonds shall be taken unless and until the Board of Trustees shall have determined that such remonstrance is insufficient. In the event an objecting petition or petitions are filed by taxpayers under the provisions of I.C. 6-1.1-20-4, then no further steps towards the issuance of said bonds shall be taken unless and until the State Board of Tax Commissioners shall issue its order approving the issuance of said bonds. In the event it shall be determined by the State Board of Tax Commissioners, or otherwise, that the whole amount of the bond herein authorized shall not be issued, then the Clerk-Treasurer shall be authorized to

advertise and sell a lesser amount of bonds, and the bonds not issued and sold shall be the bonds of the longest maturity or maturities.

Section 5. Prior to the sale of said bond, the Clerk-Treasurer shall cause to be published a notice of such sale once each week for two (2) weeks in THE EVENING NEWS published in Jeffersonville, Indiana, and CLARK COUNTY JOURNAL published in Jeffersonville, Indiana, there being no newspaper published in the Town of Sellersburg, Indiana. The date fixed for the sale shall not be earlier than seven (7) days after the last of said publications. Said bond sale notice shall state the time and place of sale, the total amount of bond, the maximum rate of interest thereon, the maturities thereof, the purpose for which the bond is being issued, the terms and conditions on which bids will be received and the sale made, and shall set out such other information as the Clerk-Treasurer shall deem necessary. Said bond shall not be advertised for sale, however, prior to the expiration of the period during which taxpayers may file remonstrances or objecting petitions to the issuance of said bonds.

Section 6. All bids for said bonds shall be sealed and shall be presented to the Clerk-Treasurer at her office. The Clerk-Treasurer shall continue to receive bids until the hour on the day fixed in the bond sale notice, at which time and place she shall open and consider the bids. Bidders for said bond shall be required to name the rate or rates of interest which the bonds are to bear, not exceeding seven and one-half percent (7-1/2%) per annum. Such interest rate or rates shall be in multiples of one-eighth (1/8) or one-tenth (1/10) of one percent (1%), and not more than three different

interest rates shall be named by each bidder. The Clerk-Treasurer shall award the bond to the highest bidder. The highest bidder shall be the one who offers the lowest net interest cost to the Town, to be determined by computing the total interest on the bond to its maturity and deducting therefrom the premium bid, if any. No bid for less than the par value of said bond, including accrued interest at the rate or rates named to the date of delivery, shall be considered. The Clerk-Treasurer shall have full right to reject any and all bids. In the event no satisfactory bids for said bond are received at the time fixed in said notice, the sale may be continued from day to day thereafter for a period not to exceed thirty (30) days without readvertisement, but during the continuation of such sale no bid shall be accepted which is lower than the highest bid received at the time fixed for said sale in the bond sale notice.

Prior to the delivery of said bond, the Clerk-Treasurer shall be authorized to obtain a legal opinion as to the validity of the bond from Ice Miller Donadio & Ryan, acting as bond counsel for the Town, and the bond sale notice shall state that such opinion shall be furnished to the purchasers of the bonds at the expense of the Town, in order that the Town may receive due credit in the bidding. The fee of such bond counsel shall be considered as part of the cost of the project on account of which said bond is issued, and shall be paid out of the proceeds of said bond.

Section 7. This ordinance shall be in full force and effect immediately upon its passage and signing by the members of the Board of Trustee.

Passed and adopted by the Board of Trustees of the Town
of Sellersburg on the 22d day of June, 1981.

BOARD OF TRUSTEES

By: Carl E. Kamer
Carl Kamer

By: Thomas Wilkerson
Thomas Wilkerson

By: William R. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 343

AN ORDINANCE OF THE TOWN OF SELLERSBURG, INDIANA, APPROPRIATING THE SUM OF THIRTY-FOUR THOUSAND DOLLARS (\$34,000) TO BE APPLIED ON THE COST OF A GARBAGE PACKER FOR THE TOWN, AND ON ACCOUNT OF THE ISSUANCE OF BONDS THEREFOR

WHEREAS, the Board of Trustees of the Town of Sellersburg, Indiana, finds that a necessity exists for the purchase of a new garbage packer for the Town, and that there has heretofore been filed with the Board a petition signed by owners of taxable real estate located in the Town requesting that a bond of the Town be issued in an amount not exceeding Thirty-Four Thousand Dollars (\$34,000) for the purpose of providing funds to be applied on the cost of the garbage packer for the Town, which petition the Board of Trustees has heretofore found to be in due form of law and has caused notice of the filing of said petition to be given as provided by I.C. 6-1.1-20.4; and

WHEREAS, the Town of Sellersburg does not now have on hand funds unappropriated for any other purpose or provided for in the existing budget sufficient to provide for the cost of the purchase of a new garbage packer for the Town, and the Board has heretofore provided for the issuance of a bond of the Town in the amount of Thirty-Four Thousand Dollars (\$34,000) in order to procure funds for such purpose; and

WHEREAS, the Board determines that there is an extraordinary emergency existing for the making of an appropriation at this time for such purpose; now, therefore,

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That the sum of Thirty-Four Thousand Dollars (\$34,000) be, and the same is hereby, appropriated

out of the proceeds of the bond designated as "Garbage Packer Bond of 1981" heretofore authorized to be issued, to be applied on the cost of a garbage packer and related equipment for the Town, and on account of the issuance of a bond therefor.

Section 2. This ordinance shall be in full force and effect immediately upon its passage and signing by the members of the Board of Trustees.

Passed and adopted by the Board of Trustees of the Town of Sellersburg on the 13th day of July, 1981.

BOARD OF TRUSTEES

By: Carl E. Kamer
Carl Kamer

By: Thomas Wilkerson
Thomas Wilkerson

By: William R. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 344

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget,

NOW, THEREFORE:

Section 1. Be it ordained by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purpose herein specified, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
<u>Revenue Sharing Fund</u>		
Fire Department Contract	\$3,000.00	\$3,000.00

ADOPTED this 13th day of July, 1981.

BOARD OF TRUSTEES

Carl E. Kamer
Carl Kamer

Thomas Wilkerson
Thomas Wilkerson

William R. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 345

AN ORDINANCE TO FIX COSTS OF ACCIDENT REPORTS

WHEREAS, the Acts of the Indiana Legislature amended IC 9-3-1-3 to provide for the charging of a fee for the furnishing of a copy of an accident report, and

WHEREAS, the Trustees of the Town deem it advisable to provide for the collection of a fee for the furnishing of a copy of an accident report.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that:

Section 1. Furnishing of Copy of Accident Report. Any person, agent or attorney duly authorized as set forth in IC 9-3-1-3 shall be furnished a copy of an accident report prepared by the Police Department of the Town.

Section 2. Cost of Copy. When the accident report is furnished by means of a duplicating machine copy or otherwise of the investigator's report of said accident, the Police Department shall be entitled to charge a fee of not less than Three Dollars (\$3.00).

Section 3. Accounting of Fee. Such fee shall be deposited in a separate account known as the "Accident Report Account" and it may be expended at the discretion of the chief administrative officer of the department for any department purpose reasonably related to the keeping of accident reports and records or the prevention of street and highway accidents.

Section 4. Effective Date. The effective date of this Ordinance shall be September 1, 1981.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 13th day of July, 1981.

TOWN OF SELLERSBURG

Carl E. Kamer

Carl Kamer

Thomas Wilkerson

Thomas Wilkerson

William R. Collier

William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 346AN ORDINANCE AMENDING ORDINANCE NO. 335
ANNEXING 1321.03 ACRES CONTIGUOUS TO
TOWN OF SELLERSBURG

WHEREAS, the Town Board on November 24, 1980, passed Ordinance No. 335, An Ordinance Annexing 1321.03 Acres Contiguous to Town of Sellersburg; and

WHEREAS, subsequent to the passing of said Ordinance, it was discovered that a typographical error in the legal description of the territory to be annexed to the Town of Sellersburg was made by the land surveyor retained by the Town; and

WHEREAS, in order to correct the legal description set forth on Ordinance No. 335, the Town Board should amend Ordinance No. 335, to set forth the corrected legal description of the contiguous territory annexed to and declared to be a part of the Town of Sellersburg, Indiana.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the legal description of annexed territory set forth in Ordinance No. 335, passed by said Board on November 24, 1980, is hereby amended as follows:

Being a part of Surveys 129, 110, 89, 87, 66, 67, 68 and 90 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at the South corner stone of Survey 130, thence Northwest along the line dividing Surveys 129 and 130, 1387.5 feet to a point on the corporate limits of the Town of Sellersburg, the True Place of Beginning; thence continuing northwest along the survey line to the north R/W line of St. Joe Road; thence southwest with the R/W line of St. Joe Road to a point (said point being 1675 feet perpendicular from the southwest line of Survey No. 129); thence south 38° east 807 feet to a point;

thence south 40° east 2640 feet more or less to the southeast line of Survey No. 129; thence northeast with said line to the Interstate 65 west R/W line; thence south with the Interstate R/W to the west R/W line of State Road 31W; thence south with the State Road R/W to the southwest line of Survey No. 110; thence southeast with the survey line (passing through a 1 foot strip of land in the corporate limits of the Town of Sellersburg) to the south corner of Survey No. 110; thence northeast with the southeast line of Survey No. 110 to the west R/W line of Interstate 65; thence south with said R/W (passing through Survey No. 89 and 88 into Survey No. 87) to the north R/W line of State Road 60; thence crossing State Road 60 and continuing south with the west R/W line of Interstate 65 to the northernmost corner of a parcel described in Deed Drawer 7, Instrument No. 12042; thence south $55^{\circ} 24'$ west 2916.5 feet to a point; thence south $35^{\circ} 39'$ east 1394.9 feet more or less to the southeast line of Survey No. 87; thence northeast with the southeast line of Survey No. 87, 1346.7 feet more or less to the projected south R/W line of a county road; thence southeast along the south R/W line of the county road to the west R/W line of Interstate 65; thence north with the Interstate R/W line to the southeast line of Survey No. 87; thence northeast along the survey line to the west R/W line of State Road 60; thence southeast with the State Road R/W line to the center line of Silver Creek; thence east with the center line of Silver Creek to the east R/W line of U. S. Highway 31E; thence north along the Highway R/W to the north R/W line of Bean Road; thence northeast with said line meandering to the south R/W line of Sellersburg Road; thence northwest with the south R/W line of Sellersburg Road meandering to a point on the southeast line of Survey No. 111, said point being on the corporate limits of the Town of Sellersburg; thence with the corporate limits to the True Place of Beginning, excepting all lands presently in the corporate limits of the Town of Sellersburg.

Also an area being a part of Surveys No. 111 and 130 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at a point on the west R/W line of U. S. Highway 31 and the northern corporate limits of the Town of Sellersburg; thence east to the east R/W line of U. S. Highway 31; thence south with said R/W line to the north R/W line of State Road 403; thence with the State Road 403 north R/W line northeast to the west R/W line of the Penn Central (Conrail) Railroad; thence south with the Railroad R/W line to the present corporate limits of the Town of Sellersburg; thence with the corporate limits to

the Place of Beginning, excepting all areas presently in the corporate limits of the Town of Sellersburg.

That Ordinance No. 335 passed by the Board on November 24, 1980, except for the above corrected description of annexed territory is ratified and confirmed in all respects and that this amendment relates back to the date of November 24, 1980, since the change in the aforesaid description does not materially change the description of the territory annexed to the Town of Sellersburg by Ordinance No. 335.

It is hereby ordered that the Clerk of the Town of Sellersburg cause this Ordinance to be published in accordance with the laws of the State of Indiana.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 10th day of August, 1981.

TOWN OF SELLERSBURG

By: Carl Kamer
Carl Kamer, President

By: Thomas Wilkerson
Thomas Wilkerson, Trustee

By: William Collier
~~William Collier, Trustee~~

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

347

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it Ordained by the City, or Town, or County of Sellersburg, Indiana. That for the expenses of the City, or Town, or County government and its institutions for the year ending December 31, 1982, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition for the purpose of raising revenue to meet the necessary expense of city, or town, or county government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report and submitted herewith.

APPROVED BY:

COMMON COUNCIL OR TOWN BOARD

OR

COUNTY COUNCIL

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor or Town Board.

Passed by the Common Council _____, 19____.

Approved by the Mayor _____, 19____.

Mayor

Attest:

City Clerk or Clerk-Treasurer

Passed by the Board of Town Trustees August 31, 19 81.

William R. Collier _____

Carl E. Kemer _____

Thomas W. [Signature] _____

Attest:

Anna L. McCartney
Town Clerk-Treasurer

Presented to the County Council of _____ County, Indiana, and read in full for the first time this _____ day of _____, 19____.

President County Council

Attest:

County Auditor and/or Clerk of County Council

Presented to the County Council of _____ County, Indiana, and read in full for the second time, and adopted, this _____ day of _____, 19____, by the following vote:

Nay

Yea

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Attest:

County Auditor and/or Clerk of County Council

ORDINANCE NO. 348AN ORDINANCE SETTING SEWER TAP-IN FEES

WHEREAS, the Trustees of the Town deem it advisable to revise its sewer tap-in fees under one ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the fee charged by the Town to connect to the municipal sewer system as a tap-in fee is as follows:

<u>Type of Connection</u>	<u>New Town Tap-In</u>	<u>Tap-In for Greenwood Joint Venture Line</u>
A. Residences-for single family	\$ 500.00	\$1,100.00
B. Multiple Family Residences:		
(1) Duplex	\$ 750.00	\$1,650.00
(2) Triplex	1,000.00	2,200.00
(3) Quadplex	1,250.00	2,750.00
C. Apartments-five or more for each apartment connection, the sum of	\$ 200.00	\$ 200.00
D. Nursing Homes-for each bedroom in the nursing home, the connection fee shall be	\$ 200.00	\$ 200.00
E. Service Stations	\$1,000.00	\$2,000.00
F. Schools-the connection fee for schools shall be computed on the basis of \$25.00 per student according to the estimated enrollment based upon any proposed expansion of the school facilities at the time of connection	\$ 25.00	\$ 25.00
G. Hospitals-per bed	\$ 50.00	\$ 50.00

<u>Type of Connection</u>	<u>New Town Tap-In</u>	<u>Tap-In for Greenwood Joint Venture Line</u>
H. Commercial, professional, library, industrial, etc. these connection fees shall be computed on the square footage of the building facilities as follows:		
1 to 2,499 square feet	\$ 500.00	\$1,000.00
2,500 to 3,999 square feet	750.00	1,250.00
4,000 to 7,499 square feet	1,000.00	1,500.00
7,500 to 14,999 square feet	1,250.00	1,750.00
15,000 to 39,999 square feet	1,500.00	2,000.00
40,000 to 49,999 square feet	1,750.00	2,250.00
50,000 square feet and over	Four cents per sq. ft.	Five cents per sq. ft.
I. Motels and Mobile Home Courts	\$200.00 per unit with a minimum of \$2,000.00	\$200.00 per unit with a minimum of \$2,000.00
J. Churches	\$ 500.00	\$ 500.00

Section 2. This Ordinance shall be in full force and effect from and after its passage on the 6th day of October, 1981.

Section 3. All Resolutions and Ordinances or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and adopted by the Board of Trustees of the Town of Sellersburg, Indiana, this 6th day of October, 1981.

BOARD OF TRUSTEES

Carl Kamer
Carl Kamer

Thomas W. Wilkerson
Thomas W. Wilkerson

William P. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 349

AN ORDINANCE REPEALING ORDINANCES 335 AND 346,
ANNEXING 1321.03 ACRES CONTIGUOUS
TO TOWN OF SELLERSBURG

WHEREAS, the Town Board on November 24, 1980, passed Ordinance No. 335, An Ordinance Annexing 1321.03 Acres Contiguous to Town of Sellersburg; and on August 10, 1981, passed Ordinance No. 346, An Ordinance Amending Ordinance No. 335 Annexing 1321.03 Acres Contiguous to Town of Sellersburg; and

WHEREAS, the Town Board believes that it is at this time in the best interest of the Town to repeal said Ordinances.

NOW, THEREFORE, IT IS HEREBY ORDANIED by the Board of Trustees of the Town of Sellersburg, Indiana, that the following Ordinances be and the same are hereby repealed:

- 1) Ordinance No. 335
- 2) Ordinance No. 346

IT IS HEREBY ORDERED, that the Clerk of the Town of Sellersburg cause this Ordinance to be published in accordance with the laws of the State of Indiana.

The effective date of this Ordinance is October 6, 1981.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in special session on the 6th day of October, 1981.

TOWN OF SELLERSBURG

By: Carl Kamer
Carl Kamer, Trustee

By: Thomas Wilkerson
Thomas Wilkerson, Trustee

By: William Collier
William Collier, Trustee

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 350

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget,

NOW, THEREFORE:

Section 1. Be it ordained by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purpose herein specified, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
<u>General Fund:</u>		
Purchase garbage paker with FIMA loan	\$34,000.00	\$34,000.00
<u>Local Road and Street Fund:</u>		
Paving Millview	\$ 8,600.00	\$ 8,600.00
Asphalt	200.00	200.00
Engineering services	<u>200.00</u>	<u>200.00</u>
	\$ 8,800.00	\$ 8,800.00
<u>Revenue Sharing Fund:</u>		
Fire Department	\$11,750.00	\$11,750.00
Contract, 1981	7,588.00	7,588.00
Lease for pool, 1981	<u>7,588.00</u>	<u>7,588.00</u>
	\$19,338.00	\$19,338.00

ADOPTED this 12th day of October, 1981.

BOARD OF TRUSTEES

Carl Kamer
Carl Kamer

Thomas Wilkerson
Thomas Wilkerson

William Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 357AN ORDINANCE ANNEXING REAL ESTATE
OF RANDY W. AND CAROL SNIDER

WHEREAS, petitions of Randy Snider and Carol Snider, husband and wife, dated August 27, 1981, have been filed with the Town asking that certain real estate adjoining the Town of Sellersburg be annexed to said Town and that the corporate limits of said Town be extended so as to include said real estate described as follows, to-wit:

Part of Survey No. 108 of the Illinois Grant, described as follows, to-wit:

Commencing at an iron axle at the east corner of Survey No. 108; thence north 40° west along the line dividing Surveys Nos. 108 and 110, 686.5 feet to an iron pipe at Fred Hecker's north corner; thence continuing along said Grant Line north 40° west 297.0 feet to the place of beginning of the tract to be herein described; thence north 75° 22' west 724.05 feet to a point in the centerline of State Highway #31-W; thence north 9° 07' east with said centerline 198.1 feet to a point; thence south 76° 18' east 210.1 feet to a point; thence north 13° 22' east 180 feet to a point on the line dividing Surveys Nos. 108 and 110; thence south 40° east with said dividing line a distance of 654.8 feet, more or less, to the place of beginning and containing 3.22 acres, more or less.

Also,

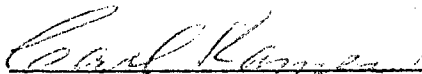
Part of Survey No. 108 of the Illinois Grant, described as follows: Beginning at an iron pin at the common corners of Surveys Nos. 88, 108, and 110 of the Illinois Grant; thence N. 40° 04' W. along the original line dividing Surveys Nos. 108 and 110, 1933 feet more or less to a point in the centerline of U. S. Highway No. 31-W; thence S. 9° 07' W. along the center line of said highway 1167.2 feet to a nail in said center line the true place of beginning; thence N. 68° 11' E. 220.0 feet to an iron pipe; thence S. 7° 11' W. 407.3 feet to an iron pipe; thence N. 71° 17' W. 224.7 feet to a nail in the center of U. S. Highway No. 31-W; thence N. 17° 11' E. along the center line of said highway 136.6 feet to a nail; thence N. 9° 07' E. along the center line of said highway 121.3 feet to the true place of beginning, containing 1.533 acres more or less, hereby conveyed, subject to the right of way of U. S. Highway #31-W.

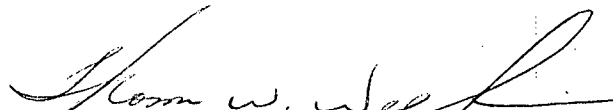
BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the above described real estate is hereby annexed to the Town of Sellersburg, Clark County, Indiana.

It is hereby ordered that the Clerk of said Town cause this Ordinance to be published in accordance with Indiana Code 36-4-3-5.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 26th day of October, 1981.

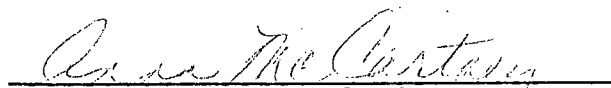
TOWN OF SELLERSBURG


Carl Kamer, President


Thomas W. Wilkerson, Trustee

~~William Collier, Trustee~~

ATTEST:


Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 352

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget,

NOW, THEREFORE:

Section 1. Be it ordained by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purpose herein specified, subject to the laws governing the same:

	AMOUNT REQUESTED	AMOUNT APPROPRIATED
General Fund	\$11,272.00	\$11,272.00
Swimming Pool Fund	9,701.00	9,701.00
Motor Vehicle, Highway Fund	40,300.00	40,300.00
Revenue Sharing	6,000.00	6,000.00
Metropolitan Police Pension Fund	3,300.00	3,300.00

ADOPTED this 30th day of November, 1981.

BOARD OF TRUSTEES

Carl Kamer
Carl Kamer

Thomas Wilkerson
Thomas Wilkerson

William R. Collier
~~William Collier~~

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 353

AN AMENDED ORDINANCE OF THE TOWN OF SELLERSBURG, INDIANA, AUTHORIZING THE ISSUANCE AND SALE OF A BOND OF SAID TOWN FOR THE PURPOSE OF PROVIDING FUNDS TO BE APPLIED ON THE COST OF A GARBAGE PACKER AND RELATED EQUIPMENT FOR THE TOWN

WHEREAS, the Board passed an Ordinance authorizing the issuance and sale of a bond of said Town for the purpose of providing funds to be applied on the cost of a garbage packer and related equipment for the Town on June 22, 1981, as Ordinance No. 342; and

WHEREAS, it is necessary to amend such Ordinance to reflect certain terms of the bond; and

WHEREAS, there has heretofore been filed with the Board of Trustees a petition signed by the owners of taxable real estate located in the Town of Sellersburg requesting the issuance of bonds of said Town for the purpose of providing funds to be applied on the cost of a new garbage packer and related equipment for the Town, which petition the Board has found fully complied with the provisions of I.C. 6-1.1-20-3; and

WHEREAS, the Board now finds that the cost of such project will be in the approximate amount of Thirty-Four Thousand Dollars (\$34,000); and

WHEREAS, the Town of Sellersburg does not now have on hand funds unappropriated to any other use or provided for in the existing budget sufficient to provide for the cost of said project and it is necessary for such purpose that the Town borrow the sum of Thirty-Four Thousand Dollars (\$34,000) and issue and sell its bonds in that amount; now, therefore,

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That the Town of Sellersburg shall make a loan in the amount of Thirty-Four Thousand Dollars (\$34,000) for the purpose of procuring funds to be applied on the cost of purchase of a garbage packer and related equipment and including the incidental expenses in connection therewith for the Town.

Section 2. In order to procure said loan, the Clerk-Treasurer is hereby authorized and directed to have prepared, and to issue and sell the negotiable general obligation bond of the Town to be designated as "Garbage Packer Bond of 1981" in the principal amount of Thirty-Four Thousand Dollars (\$34,000). Said bond shall be dated as of the date of delivery thereof or as of the first day of the month in which said bond is sold, and shall bear interest at a rate or rates not exceeding seven and one-half percent (7-1/2%) per annum (the exact rate or rates to be determined by public sale), which interest and principal shall be payable on August 1, 1982, and annually thereafter. Said principal and the interest thereon shall be payable in lawful money of the United States of America or by check mailed to the registered owner at the address of said owner as it appears on the registration records of the Town, and said bond shall mature on August 1 in the years and amounts as follows:

<u>Years</u>	<u>Amounts</u>
1982-1992 incl.	\$2,000
1993-1996 incl.	\$3,000

Said bond shall be signed in the name of the Town of Sellersburg by the President of the Board of Trustees and attested by the Clerk-Treasurer, who shall affix the seal of the Town to said bond. Said bond shall, in the hands of

bona fide holders, have all of the qualities of negotiable instruments under the laws of the State of Indiana.

Section 3. The form and tenor of said bond shall be in substantially the following form, all blanks to be filled in properly prior to delivery:

UNITED STATES OF AMERICA

State of Indiana

County of Clark

No. _____ \$34,000.00

TOWN OF SELLERSBURG
GARBAGE PACKER BOND OF 1981

The Town of Sellersburg, in Clark County, Indiana, for value received, hereby acknowledges itself indebted and promises to pay to the bearer hereof the principal amount of

THIRTY-FOUR THOUSAND DOLLARS

on August 1 in the years and installments as follows: years 1982-1992 incl., \$2,000; years 1993-1996 incl., \$3,000, and to pay interest thereon from the date hereof until the principal is paid, at the rate of _____ percent (_____%) per annum, payable annually on _____ in each year, beginning _____.

Both principal and interest of this bond are payable in lawful money of the United States of America or check mailed to the registered owner at the address of said owner as it appears on the registration records of the Town.

This bond is a single non-coupon bond of the Town of Sellersburg in the amount of Thirty-Four Thousand Dollars (\$34,000), issued pursuant to an ordinance adopted by the Board of Trustees of said Town on the 22d day of June, 1981, entitled "An Ordinance of the Town of Sellersburg, Indiana, authorizing the issuance and sale of a bond of said Town for the purpose of providing funds to be applied on the cost of a garbage packer and related equipment for the Town," and amended on the 14th day of December, 1981, and in strict accordance with the provisions of an act of the General Assembly of the State of Indiana entitled "An Act concerning municipal corporation," approved March 6, 1905, and all acts amendatory thereof and supplemental thereto, to provide funds for the purpose set forth in said ordinance.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this bond have been done, happened and performed in regular and due form as provided by law; that this bond and said total issue of bonds is within every limit of indebtedness prescribed by the constitution and laws of the State of Indiana, and that the

full faith and credit of the Town of Sellersburg, Indiana, are hereby irrevocably pledged to the punctual payment of the principal and interest of this bond according to its terms.

Upon final payment, this bond shall be delivered to the Clerk-Treasurer of the Town of Sellersburg, Indiana.

IN WITNESS WHEREOF, the Town of Sellersburg, in Clark County, Indiana, by ordinance of its Board of Trustees, has caused this bond to be signed in its corporate name by the president of its Board of Trustees, its corporate seal to be hereunto affixed and attested by its Clerk-Treasurer, as of the first day of _____, 1981.

TOWN OF SELLERSBURG

By: _____
President
Board of Trustees

ATTEST:

Clerk-Treasurer

Section 4. As soon as may be done after the passage of this ordinance, the Clerk-Treasurer shall give notice of the filing of the petition for and determination to issue the bond. Said notice shall be published once each week for two (2) weeks in THE EVENING NEWS published in Jeffersonville, Indiana, and CLARK COUNTY JOURNAL, published in Jeffersonville, Indiana, there being no newspaper published in the Town of Sellersburg, and said notice shall be posted in three (3) public places in the Town, as provided by I.C. 6-1.1-20-4. In the event a remonstrance shall be filed by owners of taxable real estate under the provisions of I.C. 6-1.1-20-4, then no further steps towards the issuance of said bonds shall be taken unless and until the Board of Trustees shall have determined that such remonstrance is insufficient. In the event an objecting petition or

petitions are filed by taxpayers under the provisions of I.C. 6-1.1-20-4, then no further steps towards the issuance of said bonds shall be taken unless and until the State Board of Tax Commissioners shall issue its order approving the issuance of said bonds. In the event it shall be determined by the State Board of Tax Commissioners, or otherwise, that the whole amount of the bond herein authorized shall not be issued, then the Clerk-Treasurer shall be authorized to advertise and sell a lesser amount of bonds, and the bonds not issued and sold shall be the bonds of the longest maturity or maturities.

Section 5. Prior to the sale of said bond, the Clerk-Treasurer shall cause to be published a notice of such sale once each week for two (2) weeks in THE EVENING NEWS published in Jeffersonville, Indiana, and CLARK COUNTY JOURNAL published in Jeffersonville, Indiana, there being no newspaper published in the Town of Sellersburg, Indiana. The date fixed for the sale shall not be earlier than seven (7) days after the last of said publications. Said bond sale notice shall state the time and place of sale, the total amount of bond, the maximum rate of interest thereon, the maturities thereof, the purpose for which the bond is being issued, the terms and conditions on which bids will be received and the sale made, and shall set out such other information as the Clerk-Treasurer shall deem necessary. Said bond shall not be advertised for sale, however, prior to the expiration of the period during which taxpayers may file remonstrances or objecting petitions to the issuance of said bonds.

Section 6. All bids for said bonds shall be sealed and shall be presented to the Clerk-Treasurer at her office. The

Clerk-Treasurer shall continue to receive bids until the hour on the day fixed in the bond sale notice, at which time and place she shall open and consider the bids. Bidders for said bond shall be required to name the rate or rates of interest which the bonds are to bear, not exceeding seven and one-half percent (7-1/2%) per annum. Such interest rate or rates shall be in multiples of one-eighth (1/8) or one-tenth (1/10) of one percent (1%), and not more than three different interest rates shall be named by each bidder. The Clerk-Treasurer shall award the bond to the highest bidder. The highest bidder shall be the one who offers the lowest net interest cost to the Town, to be determined by computing the total interest on the bond to its maturity and deducting therefrom the premium bid, if any. No bid for less than the par value of said bond, including accrued interest at the rate or rates named to the date of delivery shall be considered. The Clerk-Treasurer shall have full right to reject any and all bids. In the event no satisfactory bids for said bond are received at the time fixed in said notice, the sale may be continued from day to day thereafter for a period not to exceed thirty (30) days without readvertisement, but during the continuation of such sale no bid shall be accepted which is lower than the highest bid received at the time fixed for said sale in the bond sale notice.

Prior to the delivery of said bond, the Clerk-Treasurer shall be authorized to obtain a legal opinion as to the validity of the bond from Ice Miller Donadio & Ryan, acting as bond counsel for the Town, and the bond sale notice shall state that such opinion shall be furnished to the purchasers of the bonds at the expense of the Town, in order that the Town may receive due credit in the bidding.

The fee of such bond counsel shall be considered as part of the cost of the project on account of which said bond is issued, and shall be paid out of the proceeds of said bond.

Section 7. This ordinance shall be in full force and effect immediately upon its passage and signing by the members of the Board of Trustees.

Passed and adopted by the Board of Trustees of the Town of Sellersburg on the 14th day of December, 1981.

BOARD OF TRUSTEES

By: Carl Kamer
Carl Kamer

By: Thomas Wilkerson
Thomas Wilkerson

By: William Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 354

AN ORDINANCE ANNEXING TERRITORY
CONTIGUOUS TO TOWN OF SELLERSBURG

WHEREAS, pursuant to IC 36-4-3-1 et seq., Towns may annex contiguous territory in the manner provided in IC 36-4-3-4 through IC 36-4-3-13; and

WHEREAS, the Town has met all of the conditions set forth in the above statute, including obtaining the consent from the City of Jeffersonville to annex territory which may be within 3 miles of the current perimeter of said City; and

WHEREAS, the Town Board has developed a written fiscal plan and has established a definite policy which has been adopted by the Town by Resolution No. 81-R- 25 prior to the passage of this Annexation Ordinance.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the following described contiguous territory be, and the same hereby is, annexed to and declared to be a part of the Civil Town of Sellersburg, Indiana, to-wit:

Section A

An area being a part of Surveys 129 and 110 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at the south corner stone of Survey 130; thence NW along the line dividing Surveys 129 and 130, 1387.5 feet to a point on the corporate limits of the Town of Sellersburg, THE TRUE PLACE OF BEGINNING; thence continuing NW along the survey line to the north r/w line of St. Joe Road; thence SW along the north r/w of St. Joe Road to the east r/w line of Interstate 65; thence S along the east r/w line of I-65 900 feet more or less, thence S 55° W 480 feet more or less crossing the Interstate r/w to the south corner of a parcel of land described in Deed Record 201, Page 173; thence N 35° W 1000 feet more or less to the north r/w line of St. Joe Road; thence SW along the north r/w of St. Joe Road 1300 feet more or less; thence S 35° E to

the south r/w line of St. Joe Road and the north corner of a parcel of land described in Deed Record 152, Page 150; thence continuing S 35° E 700 feet more or less to the east corner of a parcel of land described in Deed Drawer 9, Instrument No. 8493; thence S 55° W 600 feet more or less along the north line of Hill and Dale Subdivision to the west corner of the Hill and Dale 5th Addition; thence S 35° E 2640 feet more or less along the SW line of Hill and Dale Subdivision to the line dividing Surveys 129 and 110; thence N 55° E along the line dividing Surveys 129 and 130, 870 feet more or less to the west r/w line of I-65; thence S along the I-65 west r/w line 4350 feet more or less to the west r/w line of Highway 31-W; thence S along the west r/w line of Highway 31-W 100 feet more or less to the line dividing Surveys 108 and 110; thence S 35° E along the line dividing Surveys 129 and 130, 50 feet more or less, crossing the Highway 31-W r/w and a 1 foot strip in the corporate limits of the Town of Sellersburg, to the east r/w line of Highway 31-W and the west corner of a parcel of land described in Deed Drawer 10, Instrument No. 6609, said parcel being in the corporate limits of the Town of Sellersburg; thence eastwardly along the existing corporate limits of the Town of Sellersburg to the TRUE PLACE OF BEGINNING, excepting therefrom any areas already in the corporate limits of the Town of Sellersburg.

Section B

Also an area being a part of Surveys 111 and 130 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at a point on the west r/w line of U. S. Highway 31 and the northern corporate limits of the Town of Sellersburg; thence E to the east r/w line of U. S. Highway 31; thence S with said r/w line to the north r/w line of State Road 403; thence with the State Road 403 north r/w line northeast to the west r/w line of the Penn Central (Conrail) R.R.; thence S with the Railroad r/w line to the present corporate limits of the Town of Sellersburg; thence with the corporate limits to the PLACE OF BEGINNING, excepting therefrom all areas presently in the corporate limits of the Town of Sellersburg.

Section C

Also an area being a part of Surveys 87, 89, 66, and 67 of the Illinois Grant, Clark County, Indiana, more fully described as follows:

Beginning at the common corner of Surveys 110, 111, 89 and 90, said point being on the corporate limits of the Town of Sellersburg; thence along the line dividing Surveys 110 and

described in Deed Record 183, Page 391; thence S 35° E 217.8 feet to the north r/w line of Greenwood Road; thence N 55° E 625 feet more or less along the north r/w line of Greenwood Road to a point 125 feet from the west r/w line of Highway 31-E; thence northwardly parallel with the west r/w line of Highway 31-E 2950 feet more or less to the south line of a tract of land described in Deed Drawer 8, Instrument No. 3707; thence westwardly 325 feet more or less along said tract of land to the west corner; thence northwardly 409 feet more or less to the west corner of a lot described in Deed Record 281, Page 339; thence N 55° E 60 feet more or less along said lot to the east corner of a tract of land described in Deed Record 148, Page 485; thence N 35° W 1100 feet more or less to the north corner of a tract of land described in Deed Drawer 5, Instrument No. 5537, said point being on the corporate limits of the Town of Sellersburg; thence northwestwardly along the present corporate limits to the POINT OF BEGINNING, excepting therefrom any areas which are already in the corporate limits of the Town of Sellersburg.

It is hereby ordered that the Clerk of the Town of Sellersburg cause this Ordinance to be published in accordance with IC 36-4-3-7 and in the manner prescribed by IC 5-3-1.

This Annexation Ordinance shall become final and binding sixty (60) days after final publication thereof.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on the 14th day of December, 1981.

TOWN OF SELLERSBURG

By: Carl Kamer
Carl Kamer, President
Board of Trustees

(SEAL)

By: _____
Thomas W. Wilkerson, Member
Board of Trustees

By: William R. Collier
William R. Collier, Member
Board of Trustees

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 355
TOWN OF Sellersburg, INDIANA

ORDINANCE APPROVING A STREET LIGHTING CONTRACT WITH
PUBLIC SERVICE COMPANY OF INDIANA, INC.

WHEREAS, the TOWN OF Sellersburg in Clark
County, Indiana, acting by and through the BOARD OF TRUSTEES of said Town,
desires to enter into a contract with PUBLIC SERVICE COMPANY OF INDIANA,
INC., for ornamental street lighting service, which said contract has been
executed by said PUBLIC SERVICE COMPANY OF INDIANA, INC. and as so executed
is in words and figures as follows, to-wit:

AGREEMENT FOR STREET LIGHTING SERVICE

THIS AGREEMENT made and entered into this 11th day of January 1961, by and between Town of Sellersburg, Indiana acting by and through its Board of Trustees (hereinafter called "Customer"), party of the first part, and PUBLIC SERVICE COMPANY OF INDIANA, INC., a corporation organized under the laws of the State of Indiana, (hereinafter called "Company") party of the second part,

WITNESSETH:

That for and in consideration of the covenants and agreements of the respective parties hereto, hereinafter set forth, the parties hereto do hereby mutually covenant and agree as follows:

SECTION I. Company will furnish, in accordance with conditions hereinafter set out, all necessary equipment to provide, operate and maintain a street lighting system, and Company will furnish electric energy, all for the purpose of furnishing street lighting service to Customer.

SECTION II. A detail of the locations of the lamps to be supplied for said street lighting system and the respective sizes of such lamps is set forth on the print hereto attached, bearing print No. D-5661-2, marked Exhibit "A" and made a part hereof the same as if incorporated herein.

SECTION III. Except as otherwise provided in this agreement, Customer shall pay Company for the operation of said street lighting system and for the electric energy supplied therefor, an amount determined at the following rates per lamp per month based on the costs set forth in attached Rate

OSL No. of Lamps	Rate per Lamp per Month	Outage Credit per Lamp per Night
Dryer Estates 8-100 watt SV	\$10.12	33¢
Forest Estates 10-100 watt SV	\$ 9.23	30¢

SECTION IV. The operation of said street lighting system, and the supplying of electric energy therefor, shall be in accordance with the following provisions:

(1) Liability. Company shall protect and save Customer harmless from any and all loss, damage or liability proximately caused by the negligence of Company in the installation and/or maintenance of the street lighting system, but this shall not be construed as an assumption of any liability for injury to or death of any person or for damage to any property caused by the failure of any lamp or lamps to operate.

(2) Ownership of System--Service Lines. All facilities installed by Company to provide street lighting service under this agreement are and shall remain the property of Company, and the termination of this agreement for any reason whatsoever shall not in any way affect such ownership by Company, nor deprive Company of the right either to remove any or all property comprising such street lighting system or any part thereof or to use the same in, or in connection with, the rendering of other public utility service by Company.

(3) Rate Changes. Should any change in the rates provided for herein be lawfully ordered by the Public Service Commission of Indiana, payments for service by Customer to Company as provided for herein shall thereafter be made upon the basis of such new rates as changed and approved by the Public Service Commission of Indiana.

SECTION V. Service under this agreement shall commence as soon as practicable, and Company shall notify Customer in writing as to the date on which service hereunder will commence. The initial fixed term of this agreement during which Customer shall take and Company shall render service hereunder shall be ~~ten~~ **10** years from the said date when service commences hereunder, and after the said initial fixed term of ~~ten~~ **ten** (**10**) years this agreement shall continue in force and effect for successive terms of one (1) year. Either of the parties hereto upon at least sixty (60) days' prior written notice to the other may terminate this agreement at the expiration of initial fixed term of ~~()~~ **ten** years or at the expiration of any successive one-year term.

SECTION VI. From and after the date when service commences under this agreement, this agreement shall supersede any and all existing agreements between the parties hereto under the terms of which street lighting service is supplied by Company to Customer and all such agreements as to street lighting service, or insofar as they cover such street lighting service, shall be deemed terminated and cancelled as of such date; provided, however, that such termination or cancellation shall not preclude or destroy the right of either party hereto thereafter to commence an action, and recover, for any unpaid bills or other damages resulting from any breach of such other agreement during the time the same was in force and effect.

SECTION VII. All terms and stipulations heretofore made or agreed to in respect to street lighting service by Company to Customer subsequent to the commencement of service hereunder are merged into this written agreement, and no previous or contemporaneous representations or agreement made by any officer, agent, representative or employee of Company or Customer shall be binding upon either party in connection with the rendering or receiving of street lighting service hereunder unless contained herein.

SECTION VIII. The "General Terms and Conditions For Electric Service" of the Company, which are from time to time filed with and approved by the Public Service Commission of Indiana, shall be deemed a part of this agreement and the conditions of service provided for herein the same as if such terms and conditions were specifically set forth herein.

SECTION IX. This agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors or assigns.

IN WITNESS WHEREOF the parties hereto have caused quadruplicate copies of this agreement to be duly executed by their respective duly authorized agents, and any required corporate seals to be duly affixed to such quadruplicate copies, and properly attested, all as of the day, month, and year first above written.

Town of Sellersburg, Indiana
Board of Trustees
BY *Robert W. Selph*
Thomas W. Selph
William R. Allen

ATTEST AND SEAL:
David L. McChristy

PUBLIC SERVICE COMPANY OF INDIANA, INC.
an Indiana corporation
BY *Robert C. Varney*
DIRECTOR CONSUMER AND COMMUNITY SERVICES

ORDINANCE NO. 356TOWN OF Sellersburg, INDIANA

ORDINANCE APPROVING A STREET LIGHTING CONTRACT WITH
PUBLIC SERVICE COMPANY OF INDIANA, INC.

WHEREAS, the TOWN OF Sellersburg in Clark
County, Indiana, acting by and through the BOARD OF TRUSTEES of said Town,
desires to enter into a contract with PUBLIC SERVICE COMPANY OF INDIANA,
INC., for overhead street lighting service, which said contract has been
executed by said PUBLIC SERVICE COMPANY OF INDIANA, INC. and as so executed
is in words and figures as follows, to-wit:

AGREEMENT AND CONTRACT
FOR
OVERHEAD
STREET LIGHTING SERVICE
BETWEEN
PUBLIC SERVICE COMPANY OF INDIANA, INC.
AND
TOWN OF SELLERSBURG, INDIANA

Date entered into 11/1/81
 Date Rate approved by PUBLIC
 SERVICE COMMISSION OF INDIANA 6/11/81
 Date service commenced 11-1-81
 Date of expiration of fixed term 11-1-86

(After last date, agreement continues for a term of (5) years and from year to year thereafter, and is binding until 60 days' notice by either party prior to expiration of the initial fixed term or any successive one year term.)

AGREEMENT FOR STREET LIGHTING SERVICE

THIS AGREEMENT made and entered into this 11th day of January 1988, by and between Town of Sellersburg, Indiana acting by and through its Board of Trustees (hereinafter called "Customer"), party of the first part, and PUBLIC SERVICE COMPANY OF INDIANA, INC., a corporation organized under the laws of the State of Indiana, (hereinafter called "Company") party of the second part,

WITNESSETH:

That for and in consideration of the covenants and agreements of the respective parties hereto, hereinafter set forth, the parties hereto do hereby mutually covenant and agree as follows:

SECTION I. Company will furnish, in accordance with conditions hereinafter set out, all necessary equipment to provide, operate and maintain a street lighting system, and Company will furnish electric energy, all for the purpose of furnishing street lighting service to Customer.

SECTION II. A detail of the locations of the lamps to be supplied for said street lighting system and the respective sizes of such lamps is set forth on the print hereto attached, bearing print No. D-5661-1, marked Exhibit "A" and made a part hereof the same as if incorporated herein.

SECTION III. Except as otherwise provided in this agreement, Customer shall pay Company for the operation of said street lighting system and for the electric energy supplied therefor, an amount determined at the following rates per lamp per month based on the costs set forth in attached Rate

PSL		Rate per Lamp per Month	Outage Credit per Lamp per Night
<u>212</u>	No. of Lamps		
210	100 watt SV	\$ 6.38	21¢
17	200 watt SV	\$ 7.82	26¢

SECTION IV. The operation of said street lighting system, and the supplying of electric energy therefor, shall be in accordance with the following provisions:

(1) Liability. Company shall protect and save Customer harmless from any and all loss, damage or liability proximately caused by the negligency of Company in the installation and/or maintenance of the street lighting system, but this shall not be construed as an assumption of any liability for injury to or death of any person or for damage to any property caused by the failure of any lamp or lamps to operate.

(2) Ownership of System-Service Lines. All facilities installed by Company to provide street lighting service under this agreement are and shall remain the property of Company, and the termination of this agreement for any reason whatsoever shall not in any way affect such ownership by Company, nor deprive Company of the right either to remove any or all property comprising such street lighting system or any part thereof or to use the same in, or in connection with, the rendering of other public utility service by Company.

(3) Rate Changes. Should any change in the rates provided for herein be lawfully ordered by the Public Service Commission of Indiana, payments for service by Customer to Company as provided for herein shall thereafter be made upon the basis of such new rates as changed and approved by the Public Service Commission of Indiana.

SECTION V. Service under this agreement shall commence as soon as practicable, and Company shall notify Customer in writing as to the date on which service hereunder will commence. The initial fixed term of this agreement during which Customer shall take and Company shall render service hereunder shall be ~~five~~ (5) years from the said date when service commences hereunder, and after the said initial fixed term of ~~five~~ (5) years this agreement shall continue in force and effect for successive terms of one (1) year. Either of the parties hereto upon at least sixty (60) days' prior written notice to the other may terminate this agreement at the expiration of initial fixed term of ~~five~~ 5 years or at the expiration of any successive one-year term.

SECTION VI. From and after the date when service commences under this agreement, this agreement shall supersede any and all existing agreements between the parties hereto under the terms of which street lighting service is supplied by Company to Customer and all such agreements as to street lighting service, or insofar as they cover such street lighting service, shall be deemed terminated and cancelled as of such date; provided, however, that such termination or cancellation shall not preclude or destroy the right of either party hereto thereafter to commence an action, and recover, for any unpaid bills or other damages resulting from any breach of such other agreement during the time the same was in force and effect.

SECTION VII. All terms and stipulations heretofore made or agreed to in respect to street lighting service by Company to Customer subsequent to the commencement of service hereunder are merged into this written agreement, and no previous or contemporaneous representations or agreement made by any officer, agent, representative or employee of Company or Customer shall be binding upon either party in connection with the rendering or receiving of street lighting service hereunder unless contained herein.

SECTION VIII. The "General Terms and Conditions For Electric Service" of the Company, which are from time to time filed with and approved by the Public Service Commission of Indiana, shall be deemed a part of this agreement and the conditions of service provided for herein the same as if such terms and conditions were specifically set forth herein.

SECTION IX. This agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors or assigns.

IN WITNESS WHEREOF the parties hereto have caused quadruplicate copies of this agreement to be duly executed by their respective duly authorized agents, and any required corporate seals to be duly affixed to such quadruplicate copies, and properly attested, all as of the day, month, and year first above written.

Town of Sellersburg, Indiana
Board of Trustees
BY Carol E. K...
Thomas W. W. [Signature]
William R. Collins

ATTEST AND SEAL:
[Signature]

PUBLIC SERVICE COMPANY OF INDIANA, INC.
an Indiana corporation
BY 89m Robert C. Davis
DIRECTOR CONSUMER AND COMMUNITY SERVICES

ORDINANCE NO. 357

AN ORDINANCE AMENDING ORDINANCES NO. 248 AND
NO. 333 CONCERNING NON-RECURRING MUNICIPAL
WATERWORKS AND SEWAGE SERVICE CHARGES

WHEREAS, I.C. 36-9-23-26(d), as amended, provides that a town may change or readjust its municipal sewage fees; and,

WHEREAS, the Public Service Commission of Indiana does not regulate non-recurring rates and charges of a municipal waterworks facility; and,

WHEREAS, notice was published prior to the adoption of this ordinance pursuant to I.C. 5-3-1, et. al, and I.C. 36-9-23-26(a)(1), as amended, in the Evening News published in Clark County, Indiana, on February 11, 1982 and February 18, 1982; and,

WHEREAS, the BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, has found that the costs of payments made by negotiable instruments for water and sewer charges, which negotiable instruments are returned and not paid, is becoming a burden upon the town and should be borne by those persons who issued such bad checks, etc.; and,

WHEREAS Ordinance No. 248 concerning the municipal waterworks rates and charges does not provide for any charge regarding negotiable instruments which are presented for payments and which are returned and not paid; and,

WHEREAS, Ordinance No. 333 concerning the municipal sewer rates and charges does not provide for any collection and deferred payment charges nor any charges for negotiable instruments presented for payment which may be returned and not paid;

BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that:

SECTION 1: Ordinance 248, Sec. 1(c) concerning collection and deferred payment charges of the municipal waterworks is hereby amended by adding the following paragraph:

In addition to the late payment charge specified herein, there shall be a charge of \$10.00 for each check or other negotiable instrument presented for payment of water service bills and which shall be returned and not paid for any reason.

SECTION 2: Ordinance No. 333, Sec. 5 concerning the municipal sewer rates and charges is hereby amended by adding the following paragraphs:

All bills for sewage service not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to the collection or deferred payment charge of ten percent (10%).

In addition to the late payment charge specified above, there shall be a charge of \$10.00 for each check or other negotiable instrument presented for payment of such sewage bills and which shall be returned and not paid for any reason.

SECTION 3: This Ordinance shall be in full force and effect immediately upon its passage and adoption by the Board of Trustees for the Town of Sellersburg, Indiana.

PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, on this 22nd day of February, 1982.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER

Thomas W. Wilkerson
THOMAS W. WILKERSON

William R. Collier
WILLIAM R. COLLIER

ATTEST:

Anna McCartney
ANNA McCARTNEY, Clerk-Treasurer

DATED: *2/22/82*

ORDINANCE NO. 358

AN ORDINANCE TO ESTABLISH PROMOTIONAL
ACCOUNT AND TO PROVIDE FOR THE PAYMENT
OF MEMBERSHIP DUES TO ORGANIZATIONS

WHEREAS, the Indiana General Assembly has adopted a policy to grant local units of government all powers that they need for the effective operation of government as to local affairs, I.C. 36-1-3, et al, as added by Acts 1980, P.L. 211, SEC. 1, and as amended by Acts 1981, P.L. 17, SEC. 2 and 3; and,

WHEREAS, I.C. 36-7-2-7, as added by Acts 1980, P.L. 211, SEC. 2, provides that a town may promote economic development and tourism; and,

WHEREAS, participation in certain membership organizations provides information and services that are necessary for the efficient operation and betterment of local government;

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, THAT:

Sec. 1: A fund shall be, and is hereby, established and shall be known as the "Sellersburg Promotional Fund".

Sec. 2: The Board of Trustees of the Town of Sellersburg, Indiana, is hereby authorized to budget and appropriate funds from the General Fund, said Sellersburg Promotional Fund or from other funds to be expended to pay for, but not necessarily limited to, the following:

(a) To provide membership for the Town of Sellersburg, Indiana, and the elected and appointed officials and members of the Town of Sellersburg's boards, councils, departments or agencies in local, regional, state and national associations of a civic, educational or governmental nature which have as their purpose the betterment and improvement of municipal operations; and,

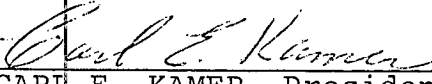
(b) Direct expenses for travel, meals, and lodging in conjunction with municipal business or meetings of organizations or associations to which the Town of Sellersburg belongs; and,

(c) Expenses incurred in the promotion of economic or industrial development and/or tourism for the Town of Sellersburg, including meeting room rental, decorations, meals and travel.

Sec. 3: This Ordinance shall be in full force and effect immediately upon its passage and adoption by the Board of Trustees of the Town of Sellersburg, Indiana.

PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, on this 22nd day of March, 1982.

TOWN OF SELLERSBURG, INDIANA,
BY ITS BOARD OF TRUSTEES:


CARL E. KAMER, President

Thomas W. Wilkerson
THOMAS W. WILKERSON

William R. Collier
WILLIAM R. COLLIER

ATTEST:

DATED:

3/22/82

Anna McCartney
ANNA McCARTNEY, Clerk-Treasurer

ORDINANCE NO. 359

AN ORDINANCE ANNEXING CERTAIN
PRIVATE REAL ESTATE BY PETITION

WHEREAS, a Petition of the Clark County State Bank, as Trustee under the Last Will and Testament of Clifton Smith, dated April 5, 1982, has been filed with the Town of Sellersburg, Indiana, by and through the Clark County State Bank's duly elected, qualified and acting trust officer, Gary Johnson, asking that certain privately owned real estate contiguous to the Town of Sellersburg, Indiana, be annexed to said town pursuant to I.C. 36-4-3-5 and that the corporate limits of said town be extended so as to include said privately owned real estate described as follows, to-wit:

A part of Survey No. 111 of the Illinois Grant in Silver Creek Township of Clark County, Indiana, being a part of the same land conveyed to Clifton Smith, deceased, at Deed Record 109, page 48 and bounded as follows:

Beginning at an iron pin in the northeasterly line of Second Addition-Glen Helen Park (Plat Book 3, page 111) which marks the west corner of Lot No. 21 of Clifton Smith Heights Subdivision (Plat Book 6, page 206), thence the following courses of the boundary:

North 35 deg. 25 min. 15 sec. West, 199.72 feet with the northeasterly line of said Glen Helen Park to the concrete monument in the southeast line of a 30 foot wide street;

North 35 deg. 25 min. 15 sec. West 170.06 feet continuing with said Glen Helen Park line to an iron pin;

North 58 deg. 00 min. 45 sec. East, 831.33 feet, severing the land of the Grantor to an iron pin;

South 35 deg. 01 min. 00 sec. East, 546.87 feet severing the land of the Grantor to an iron pin in the northerly line of North Fern Street;

South 54 deg. 59 min. 00 sec. West 410.00 feet with the north line of North Fern Street to an iron pin, the east corner of Lot No. 18 of said Clifton Smith Heights;

North 34 deg. 31 min. 00 sec. West, 228.00 feet with the easterly line of said Lot No. 18 to the north corner thereof;

South 54 deg. 02 min. 00 sec. West 419.61 feet with the northerly lines of Lots No. 18, 19, 20 and 21 of said Clifton Smith Heights to the place of beginning and containing 8.659 acres.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of

the Town of Sellersburg, Indiana, that the above-described privately owned real estate is hereby annexed to the Town of Sellersburg, Clark County, Indiana, pursuant to I.C. 36-4-3-5; and,

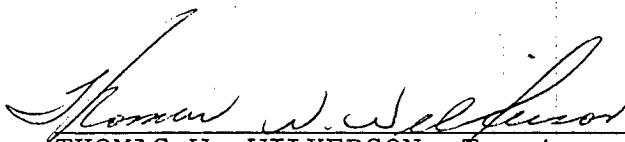
And it is hereby further ordered that the Clerk-Treasurer of the Town of Sellersburg, Indiana, cause this Ordinance to be published in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, with the first date of publication to be within two (2) weeks after adoption of this Ordinance.

This Ordinance No. 359 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on this 10th day of May, 1982.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES:


CARL E. KAMER, President


THOMAS W. WILKERSON, Trustee


WILLIAM R. COLLIER, Trustee

ATTESTED:


ANNA L. MCCARTNEY, Clerk-Treasurer

DATED: 5/10/82

ORDINANCE NO. 360AN ORDINANCE ESTABLISHING SCHEDULE OF RATES
AND CHARGES FOR THE USE OF AND SERVICES
RENDERED BY THE WATERWORKS SYSTEM
OF THE TOWN OF SELLERSBURG

WHEREAS, the Town Board of Trustees of the Town of Sellersburg has heretofore approved and adopted Ordinance No. 248, a schedule of rates and charges for the use of and the services rendered by the waterworks system of the Town, said Ordinance being adopted and approved by the Board on July 20, 1967; and

WHEREAS, subsequent thereto, the Board petitioned the Public Service Commission of Indiana for authority to increase rates and charges for water service in and adjacent to the Town of Sellersburg and its wholesale rates and charges; on May 14, 1982, after due notice and public hearing, the Public Service Commission of Indiana issued its order No. 36589 approving an increase in the rates and charges for water services; and

WHEREAS, subsequent thereto, the Town filed with the Tariff Department of P.S.C.I. the schedule of rates and charges set forth in Exhibit "A" attached hereto and made a part hereof.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. There shall be and there are hereby established for the use of and the services rendered to the

customers and consumers of the waterworks system of the Town of Sellersburg, Indiana, the rates and charges set forth on the Exhibit "A" attached hereto and made a part of this Ordinance.

Section 2. All ordinances and parts of ordinances in conflict herewith are hereby repealed; provided, that the existing schedule of water rates and charges shall remain in full force and effect until the schedule of rates and charges fixed by this Ordinance shall be approved by the Tariff Division of the Engineering Department of the Public Service Commission of Indiana, whereupon said schedule of rates and charges shall become effective with the water consumption following the date of the approval of said rates and charges.

Section 3. This Ordinance shall be in full force and effect from and after its passage; provided, however, that the schedule of rates and charges herein shall not become effective unless and until approved by the Public Service Commission of Indiana or until such time as said Commission shall direct.

Passed and adopted by the Board of Trustees of the Town
of Sellersburg on the 24th day of May, 1982.

Carl Kamer
Carl Kamer, Trustee

Thomas Wilkerson
Thomas Wilkerson, Trustee

William R. Collier
William Collier, Trustee

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

SELLERSBURG (INDIANA) MUNICIPAL WATER UTILITY
Sellersburg, Indiana

SCHEDULE OF RATES AND CHARGES
(Pursuant to Cause No. 36589 approved May 14, 1982)

(a) Metered Rates Per Month

For use of and services rendered by the waterworks system of the Sellersburg Municipal Water Utility based on the use of water supplied by said waterworks system:

(1) Retail Customers:

<u>Consumption Per Month</u>	<u>Per 1,000 Gallons</u>
First 2,500 gallons	\$ 1.52
Next 500 gallons	1.25
Next 2,000 gallons	1.03
Next 15,000 gallons	.83
Next 30,000 gallons	.61
Over 50,000 gallons	.47

(2) Wholesale Customers:

Silver Creek Rural Water Co.	\$.40
Rural Membership Water Corporation of Clark Co.	\$.50

(b) Minimum Charge

Each user shall pay a minimum charge in accordance with the following applicable size of meter installed for which the user will be entitled to the quantity of water set out in the above schedule of rates.

<u>Size of Meter</u>	<u>Per Month</u>
5/8 and 3/4 inch meter	\$ 3.09
1 inch meter	7.66
1 1/4 inch meter	13.78
1 1/2 inch meter	18.42
2 inch meter	29.47
3 inch meter	76.63
4 inch meter	117.89
6 inch meter	221.04

(c) Private Fire Protection - Sprinklers

	<u>Per Annum</u>
1 1/2 inch connection	\$ 12.90
2 inch connection	22.90
2 1/2 inch connection	35.80
3 inch connection	51.55
4 inch connection	91.70
6 inch connection	206.30
8 inch connection	366.75

(Continued on next page)

Exhibit A

SELLERSBURG (INDIANA) MUNICIPAL WATER UTILITY
Sellersburg, Indiana

SCHEDULE OF RATES AND CHARGES

(Pursuant to Cause No. 36589 approved May 14, 1982)

(d) Fire Protection - Hydrants

(1) Private hydrants (inside & outside
Town) - per hydrant - per annum \$206.30

(2) Public hydrants:

Inside Town - per hydrant - per annum \$206.30

Outside Town - surcharge per customer
within 1,000 feet of a fire hydrant
- per month \$ 1.15

(e) Temporary Users

Water furnished to temporary users, such as contractors, etc., shall be charged on the basis of the metered rates hereinbefore set forth as estimated and established by the Waterworks Superintendent.

The following charges are utilized by the Utility; however, due to a recent court decision, these charges are outside the jurisdiction of the Commission and are being placed on file in the Tariff Department "For Information Only".

(f) Connection Charge \$340.00

Each applicant shall pay a charge to cover the costs of: excavating and tapping the main; furnishing and installing service pipe from the main to the lot line; furnishing and installing corporation and stop cocks; and furnishing and installing meter crock (if outside), yoke, and meter. The charge for a 5/8 inch meter tap shall be three hundred and forty dollars plus the cost of any highway permits required. The charge for a tap larger than the 5/8 inch meter tap shall be the cost of labor, materials, power machinery, transportation, and overhead incurred for installing the tap, but shall not be less than the charge for a 5/8 inch meter tap.

(g) Collection and Deferred Payment Charge

All bills for water service not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to the collection or deferred payment charge of ten percent (10%) on the first \$3.00 and three percent (3%) on the excess of over \$3.00.

(Continued on next page)

SELLERSBURG (INDIANA) MUNICIPAL WATER UTILITY
Sellersburg, Indiana

SCHEDULE OF RATES AND CHARGES
(Pursuant to Cause No. 36589 approved May 14, 1982).

- (h) Reconnection charge \$ 10.00

When the service is turned off for non-payment of bill, or whenever, for any reason beyond the control of the waterworks, a re-establishment of service is required by any one customer, this charge will be made by the waterworks to cover the cost of discontinuance and re-establishment of service during the period of 7:00 A.M. to 3:00 P.M. weekdays. The charge, together with any arrears due the waterworks, shall be paid by the customer before service will be re-established.

- (i) Reconnection Surcharge \$ 10.00

This charge will be made in addition to the ten dollar reconnection charge for re-establishment of service on Saturday, Sunday, and after 3:00 P.M. on weekdays.

- (j) General Service Charge \$ 5.00

This charge will be made for any trip to the member's premises at his request for conditions on the member's side of the meter during the period of 7:00 P.M. to 3:00 P.M. weekdays.

- (k) General Service Surcharge \$ 5.00

This charge will be made in addition to the Five Dollar General Service Charge for such service on Saturday, Sunday, and after 3:00 P.M. weekdays.

- (l) Security Deposits \$ 30.00

To secure the payment of the water bill, the Town of Sellersburg shall require the customer to pay in advance the sum of Thirty Dollars. Upon termination of water service by the customer, said security deposit shall be refunded to said customer less any outstanding water bill due the Town.

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget:

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana,

Section 1. That for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purpose herein specified, subject to the laws governing the same:

<u>Name of Fund</u>	<u>Amount Requested</u>	<u>Amount Appropriated</u>
General	\$ 4,527.00	\$ 4,527.00
Federal Revenue Sharing Trust	13,200.00	13,200.00
Motor Vehicle Highway Fund	200.00	200.00

PASSED AND ADOPTED this 7th day of June, 1982.

TOWN OF SELLERSBURG, INDIANA,
BY ITS BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, President

Thomas W. Wilkerson
THOMAS W. WILKERSON, Trustee

~~WILLIAM R. COLLIER, Trustee~~

ATTESTED:

Anna L. McCartney
ANNA L. MCCARTNEY, Clerk-Treasurer

DATED: 6/7/82

#362

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it Ordained by the ~~City~~, or Town, or ~~County~~ of Sellersburg, Indiana. That for the expenses of the City, or Town, or County government and its institutions for the year ending December 31, 19 83, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition for the purpose of raising revenue to meet the necessary expense of city, or town, or county government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report and submitted herewith.

APPROVED BY:

COMMON COUNCIL OR TOWN BOARD

OR

COUNTY COUNCIL

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor or Town Board.

Passed by the Common Council _____, 19 ____.

Approved by the Mayor _____, 19 ____.

Mayor

Attest:

City Clerk or Clerk-Treasurer

Passed by the Board of Town Trustees August 30, 19 82.

Carl E. Kanner

William R. Collier

Thomas W. Wilson

Attest:

Anna L. McCartney
Town Clerk-Treasurer

Presented to the County Council of _____ County, Indiana, and read in full for the first time this _____ day of _____, 19 ____.

President County Council

Attest:

County Auditor and/or Clerk of County Council

Presented to the County Council of _____ County, Indiana, and read in full for the second time, and adopted, this _____ day of _____, 19 ____, by the following vote:

Nay

Yea

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Council Member

Attest:

County Auditor and/or Clerk of County Council

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate additional money than had been previously appropriated in the 1982 annual budget; and,

WHEREAS, the Clerk-Treasurer of the Town of Sellersburg, Indiana, Anna L. McCartney, as such Clerk-Treasurer has given appropriate published written notice to the taxpayers of the Town of Sellersburg, Clark County, Indiana, of said needed additional appropriations in all respects according to law as shown by the attached publisher's affidavit.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Clark County, Indiana,

SECTION 1. That for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purpose herein specified, subject to the laws governing the same:

<u>NAME OF FUND</u>	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
Local Road & Street Fund		
451-Street Paving	\$25,000.00	\$25,000.00

PASSED AND ADOPTED this 27th day of September, 1982.

TOWN OF SELLERSBURG, INDIANA,
BY ITS BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

Thomas W. Wilkerson
~~THOMAS W. WILKERSON, TRUSTEE~~

William R. Collier
WILLIAM R. COLLIER, TRUSTEE

ATTESTED:

Anna L. McCartney
ANNA L. MCCARTNEY, CLERK-TREASURER

DATED: 9/27/82

ORDINANCE NO. 364AN ORDINANCE RE-ZONING A TRACT OF LAND
FROM AGRICULTURAL TO RESIDENTIAL

WHEREAS, the Town of Sellersburg, Indiana, Housing Authority has filed a Petition to Re-Zone a Tract of Land from Agricultural to Residential and For Special Uses with the Town of Sellersburg Plan Commission; and,

WHEREAS, said Plan Commission, after Public Hearing and Notice in all respects as required by law, on October 9, 1982, makes a written recommendation to the Board of Trustees of the Town of Sellersburg, Indiana, that such Board of Trustees should NOT re-zone the said tract of land, described below, and allow special uses as described in said petition; and,

WHEREAS, the Board of Trustees of the Town of Sellersburg, Indiana, being duly advised in the premises now finds that such re-zoning and allowance for special uses of said tract of land, described below, will not substantially or permanently injure the appropriate use of neighboring property and will substantially serve the public convenience and general welfare, and would NOT be contrary to the public interest of the citizens of the Town of Sellersburg, Indiana, AND FURTHER, a literal enforcement of the zoning ordinance in this instance would result in a necessary hardship upon the citizens of the Town of Sellersburg, Indiana, and that the spirit of the zoning ordinance will be observed and substantial justice done,

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the following described real estate shall be, and is hereby, re-zoned from agricultural to residential, said property being particularly described as follows, to-wit:

A part of Survey No. 111 of the Illinois Grant in Silver Creek Township of Clark County, Indiana, being a part of the same land conveyed to Clifton Smith, deceased, at Deed Record 109, page 48 and bounded as follows: Beginning at an iron pipe in the northeasterly line of Second Addition-Glen Helen Park (Plat Book 3, page 111) which marks the west corner of Lot No. 21 of Clifton Smith Heights Subdivision (Plat Book 6, page 206); thence the following courses of the boundary: north 35° 25' 15" west 199.72 feet with the northeasterly line of said Glen Helen Park to a concrete monument in the southeast line of a 30 foot wide street; north 35° 25' 15" west, 170.06 feet continuing with said Glen Helen Park line to an iron pin; north 58° 00' 45" east 831.33 feet, severing the land of the Grantor to an iron pin; south 35° 01' 00" east, 546.87 feet severing the land of the Grantor to an iron pin in the northerly line of North Fern Street; south 54° 59' 00" west, 410.00 feet with the north line of North Fern Street to an iron pin, the east corner of Lot No. 18 of said Clifton Smith Heights; north 34° 31' 00" west 228.00 feet with the easterly line of said Lot No. 18 to the north corner thereof; south 54° 02' 00" west, 419.61 feet with the northly lines of Lots Nos. 18, 19, 20, and 21 of said Clifton Smith Heights to the place of beginning and containing 8.659 acres.

IT IS FURTHER ORDAINED that the Clerk of the Town of Sellersburg, Indiana, cause a copy of this Ordinance to be delivered to the Town of Sellersburg, Indiana, Housing Authority.

PASSED AND ADOPTED by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on October 11, 1982.

TOWN OF SELLERSBURG BOARD OF TRUSTEES

Carl E. Kamer

CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

Nancy Wilkerson

NANCY WILKERSON, MEMBER

ATTEST:

Anna L. McCartney

ANNA L. MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 365

AN ORDINANCE DIVIDING THE TOWN OF SELLERSBURG, INDIANA, INTO DISTRICTS FOR THE PURPOSE OF ELECTION OF TOWN BOARD OF TRUSTEES AND REQUIRING THAT ITS MEMBERS BE ELECTED BY THE VOTERS OF THE DISTRICT IN WHICH THEY RESIDE

WHEREAS, I.C. 36-5-2-4.1, as amended, provides that a division of a town into districts for the purpose of conducting elections shall be made in 1982 and every ten (10) years thereafter; and,

WHEREAS, I.C. 36-5-2-5, as amended, provides that the Town Board of Trustees may, by ordinance, require each member of such legislative body to be elected by the voters of the district in which they reside; and,

WHEREAS, this being a regularly scheduled meeting of the Sellersburg Town Board of Trustees and such legislative body has unanimously consented to the consideration of this ordinance by Resolution No. 82-R-40 passed immediately prior hereto and during this regular meeting of said Town Board of Trustees, by all members present; and,

WHEREAS, the Sellersburg Town Board of Trustees has determined that the municipality of Sellersburg, Indiana, should be divided into three (3) districts corresponding with the boundaries of the town's current Wards; and,

WHEREAS, the Town Board of Trustees of the Town of Sellersburg has determined that each Ward of the Town of Sellersburg, Indiana, contains, as nearly as possible, equal populations;

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the municipality of the Town of Sellersburg, Indiana, shall be divided into three (3) separate contiguous territories corresponding with the boundaries of the three (3) current Wards of said municipality; and,

BE IT FURTHER ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that each member of the Town Board of Trustees shall hereafter be elected by the voters of the district in which they reside.

PASSED AND ADOPTED by the Sellersburg Town Board of Trustees, (legislative body), in regular session and at its regular meeting on October 25, 1982.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, Town Executive

ATTESTED BY:

Anna L. McCartney
ANNA L. MCCARTNEY, Clerk-Treasurer

William R. Collier
WILLIAM R. COLLIER, Board of Trustee

ORDINANCE NO. 366

AN ORDINANCE AMENDING ORDINANCE NO. 365 WHICH DIVIDES
THE TOWN OF SELLERSBURG, INDIANA, INTO DISTRICTS FOR
THE PURPOSE OF ELECTION OF TOWN BOARD OF TRUSTEES AND
REQUIRING THAT ITS MEMBERS BE ELECTED BY THE VOTERS
OF THE DISTRICT IN WHICH THEY RESIDE

WHEREAS, Ordinance No. 365 pursuant to statute divides the town into districts for the purposes of conducting elections and,

WHEREAS, the respective findings contained in Ordinance No. 365 are hereby incorporated into this ordinance; and,

WHEREAS, Ordinance No. 365 does not provide a legal description of the respective districts (or wards) of the Town of Sellersburg;

BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that:

The first district (or ward) in the town is comprised of all of that territory lying within the boundary lines described as follows:

Beginning at the point where the center line of New Albany Street intersects the Southwestern boundary line of the said Town of Sellersburg; thence clockwise and with the Western Town Limits, to the point where the center line of said New Albany Street intersects the Northern Boundary line of said Town; thence South and Southwestwardly with the center line of New Albany Street to the place of beginning.

The second district (or ward) in the town is comprised of all of that territory lying within the boundary lines described as follows:

Beginning at the intersection of the center line of New Albany Street and the Northern Boundary line of said Town; thence Eastwardly and following the Northern Boundary line of said Town to a point where the center line of Fern Street intersects said boundary line; thence Southwestwardly with the center line of Fern Street to the center line of U. S. Highway No. 31-E; thence Northwestwardly and with the center line of U. S. Highway No. 31-E to its intersection with the center line of New Albany Street; thence Northeastwardly and Northwardly with the center line of New Albany Street, to the place of beginning.

The third district (or ward) in the town is comprised of all of that territory lying within the boundary lines described as follows:

Beginning at the point where the center line of Fern Street intersects the Northern Boundary line of said

Town; thence clockwise and with the Eastern Boundary line of said Town in a general Southerly and Westerly direction so as to embrace Creston Addition to said Town of Sellersburg to a point in the center line of New Albany Street Extended; thence Northeastwardly with the center line of New Albany Street to the center line of U. S. Highway No. 31-E; thence Southeastwardly and with the center line of U. S. Highway No. 31-E to a point where the center line of Fern Street intersects the same; thence Northeastwardly and with the center line of Fern Street to the place of beginning.

This ordinance shall be in full force in effect immediately upon its passage and adoption by the Board of Trustees of the Town of Sellersburg, Indiana.

PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, on this 27th day of December, 1982.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Carl E. Kamer
CARL E. KAMER

Nancy Wilkerson
NANCY WILKERSON

William R. Collier
WILLIAM R. COLLIER

ATTEST:

Anna McCartney
ANNA McCARTNEY, Clerk-Treasurer

DATED: 12/27/82

ORDINANCE NO. 367

AN ORDINANCE REPEALING ORDINANCES NOS. 365 AND 366 WHICH DIVIDED THE TOWN OF SELLERSBURG, INDIANA, INTO DISTRICTS FOR ELECTING MEMBERS OF THE TOWN BOARD OF TRUSTEES AND WHICH REQUIRED MEMBERS TO BE ELECTED BY THE VOTERS OF THE DISTRICT IN WHICH THEY RESIDED

WHEREAS, Ordinances Nos. 365 and 366 provided that the Town of Sellersburg shall be divided into districts for the purpose of conducting town elections, and requiring that each member of the Town Board of Trustees be elected by the voters of the district in which he or she resides, and, the ordinance sets forth the legal descriptions of the districts contained within the Town of Sellersburg; and,

WHEREAS, this being a special meeting of the Sellersburg Town Board of Trustees called for the purpose of acting on this matter in the year 1982, as required by statute I.C. 36-5-2-4.1, and, the Town Board having unanimously consented to the consideration of this ordinance by Resolution No. 82-R-44 passed immediately prior hereto and during this special meeting by all members present; and,

WHEREAS, the Sellersburg Town Board of Trustees has concluded that ~~the municipality of Sellersburg, Indiana, should not be divided into three (3) districts for the purpose of election of members of the Town Board of Trustees, and that members of the Town Board of Trustees should not be elected by the voters of the district in which he or she resides, but by all voters of said Town of Sellersburg, Indiana; and that the districts or ward~~ *which the members of said Board of Trustees run shall not be affected by Ordinances Nos. 365+366*

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that Ordinances Nos. 365 and 366 be repealed; and,

BE IT FURTHER ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana, that the members of the Town Board of Trustees shall run at-large, meaning that each member of the Town Board of Trustees shall be elected by all the voters of the Town of Sellersburg, *and that the members of said Board or candidates still shall run out of the ward or the district in which he or she resides, pursuant to previously marked boundaries for said wards or districts.*

PASSED AND ADOPTED by the Sellersburg Town Board of Trustees, in special session and at its special meeting of December 31, 1982.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, Town Executive

Nancy Wilkerson
NANCY WILKERSON, Board of
Trustee

ATTESTED BY:

William R. Collier
WILLIAM R. COLLIER, Board of
Trustee

Anna L. McCartney
ANNA L. MCCARTNEY, Clerk-
Treasurer

ORDINANCE NO. 368

AN ORDINANCE AMENDING ORDINANCE NO. 200
AND ORDINANCE NO. 322 TO CORRECT INCON-
SISTENCIES AND TO PROVIDE FOR IMMEDIATE
WEIGHING OF VEHICLES SUSPECTED OF WEIGHING
IN EXCESS OF DESIGNATED AMOUNTS ON
DESIGNATED STREETS

WHEREAS, Ordinances Nos. 200 and 322 are inconsistent as to specifically designated streets and that New Albany Street should not be covered under Ordinance No. 200; and,

WHEREAS, Ordinances Nos. 200 and 322 are inconsistent as to penalties and that the penalty for violating Ordinance 200 should be increased to \$25.00; and,

WHEREAS, the Town Board of Sellersburg, Indiana, believes that enforcement of Ordinances Nos. 200 and 322 are necessary to protect the public interest, and that enforcement of Ordinances Nos. 200 and 322 are best served by allowing all enforcement officers of the Town of Sellersburg to require immediate weighing of vehicles suspected of weighing in excess of the designated amounts on designated streets.

NOW, THEREFORE, it is hereby ordained by the Board of Trustees of the Town of Sellersburg that Ordinance No. 200 is amended as follows:

SECTION 2. That the provisions of Section 1, do not apply to the following named public streets in said Town and they are to be used by any vehicle or combination of vehicles of a weight exceeding six (6) tons gross weight.

Utica Street
State Highway No. 31

SECTION 8. Penalty. Any person, firm or corporation violating any provisions of this Ordinance, shall be fined \$25.00 for each offense.

SECTION 10. Right to Require Weighing of Vehicle. Any law enforcement officer of the Town of Sellersburg, upon stopping a vehicle suspected of being in violation of Ordinance No. 200, may require the vehicle to be driven or transported to the nearest available weighing station in the town and may require the vehicle to be weighed at the owner's or operator's expense.

SECTION 11. Effective Date. This amendment to Ordinance No. 200 shall become effective 1983.

It is further ordained by the Board of Trustees of the Town of Sellersburg that Ordinance No. 322 is amended as follows:

SECTION 1. Limited Load Streets. It shall be unlawful to operate any vehicle on New Albany Street, which begins at its intersection with Highway 31, and which extends northward to the Town limits in the Town of Sellersburg, when the gross weight on the surface of the road through any axle of such vehicle exceeds 8,000 pounds, and on any street where the weight of vehicles permitted on such street is limited by ordinance and signs indicating such limitation are posted, it shall be

unlawful to operate a vehicle in excess of such weight on such street, except for the purpose of making delivery or pick up a load, in which case such vehicles may be driven on such streets for not more than the minimum distance necessary for the purpose. Specifically exempt from the provisions of this ordinance are school buses used for the transportation of school children to and from school and fire department vehicles.

SECTION 4. Right to Require Weighing of Vehicle. Any law enforcement officer of the Town of Sellersburg, upon stopping a vehicle suspected of being in violation of Ordinance No. 322, may require the vehicle to be driven or transported to the nearest available weighing station in the town and may require the vehicle to be weighed at the owner's or operator's expense.

SECTION 5. Effective Date. This amendment to Ordinance No. 322 shall become effective 1983.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on this 15th day of March, 1983.

Carl Kamer
Carl Kamer, President

Nancy Wilkerson
Nancy Wilkerson, Member

William Collier
William Collier, Member

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 369

~~AN ORDINANCE FIXING THE SALARIES AND WAGES OF EMPLOYEES OF THE TOWN OF SELLERSBURG, INDIANA~~

BE IT ORDAINED BY THE BOARD OF TRAUITEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That on and after January 1, 1983, the salaries and wages of the employees of the Town of Sellersburg, Clark County, Indiana shall be as follows:

WATER DEPARTMENT:

1 Superintendent	\$ 433.13 per week
1 Heavy Equipment Operator	6.12 per hour
1 Meter Reader-Laborer	4.45 per hour
1 Laborer	4.25 per hour
2 Part-Time Meter Readers	3.35 per hour
2 Billing Clerks	150.00 per week
1 Monitor	137.71 per week

SEWAGE DEPARTMENT:

1 Superintendent	363.83 per week
1 Assistant Superintendent	4.34 per week hr.
2 Laborers	3.93 per week hr.
1 Deputy Clerk-Treasurer	165.00 per week

POLICE DEPARTMENT:

1 Chief	325.95 per week
1 Major	307.80 per week
1 Captain	296.25 per week
1 Lieutenant	291.00 per week
1 Sargeant	285.75 per week
2 First Class Patrolmen	276.30 per week
3 Dispatchers	137.71 per week

STREET & SANITATION DEPARTMENT:

1 Superintendent	265.65 per week
1 Mechanic	4.16 per hour
4 Laborers	3.93 per hour

Passed and adopted at the regular meeting of the Board of Trustees of the Town of Sellersburg, Clark County, Indiana, on the 14th day of February, 1983, with this Ordinance to be applied retroactively to January 1, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

Nancy Wilkerson
NANCY WILKERSON, MEMBER

ATTEST:

Anna L. Mc Cartney
ANNA L. MC CARTNEY
CLERK-TREASURER

AN ORDINANCE FIXING THE SALARIES OF ELECTED OFFICIALS OF THE TOWN OF SELLERSBURG, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That on and after January 1, 1983, the salaries of the elected officials of the Town of Sellersburg, Clark County, Indiana, shall be as follows:

GENERAL FUND OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Police Trustee)	\$ 400.00 ¹²⁰⁰ per year
1 Town Board Trustee (Water, Recreation, Fire)	400.00 ¹²⁰⁰ per year
1 Town Board Trustee (Sanitation & Sewage)	400.00 ¹²⁰⁰ per year
1 Clerk-Treasurer	2,800.00 per year

WATER DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Police)	433.33 ^{1300.00} per year
1 Town Board Trustee (Water, Recreation, Fire)	433.33 ^{1300.00} per year
1 Town Board Trustee (Sanitation & Sewage)	433.33 ^{1300.00} per year
1 Clerk-Treasurer	4,700.00 per year

SEWAGE DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Police)	166.67 ^{500.00} per year
1 Town Board Trustee (Water, Recreation, Fire)	166.67 ^{500.00} per year
1 Town Board Trustee (Sanitation & Sewage)	166.67 ^{500.00} per year
1 Clerk-Treasurer	4,000.00 per year

COMMUNITY DEVELOPMENT BLOCK GRANT OF THE TOWN OF SELLERSBURG:

1 Clerk-Treasurer	4,000.00 per year
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Section 2. This ordinance shall be in full force and effect as of January 1, 1983.

Passed and adopted at the regular meeting of the Board of Trustees of the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg, Indiana, on the 14th day of February, 1983, with this Ordinance to be applied retroactively to January 1, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

Nancy Wilkerson
NANCY WILKERSON, MEMBER

ATTEST:

Anna L. Mc Cartney
ANNA L. MC CARTNEY, CLERK-TREASURER

ORDINANCE NO. 371

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget,

NOW, THEREFORE:

Be it ordained by the Board of Trustees of the Town of Sellersburg, Indiana, that for the expenses of the municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the fund herein named and for the purpose herein specified, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
Town attorney	300.00	3,000.00

ADOPTED this 14th day of February 1983.

BOARD OF TRUSTEES

Carl Kamer
Carl Kamer

Nancy Wilkerson
Nancy Wilkerson

William R. Collier
William R. Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

AN ORDINANCE FIXING THE SALARY OF THE SEWAGE DEPARTMENT
SUPERINTENDENT OF THE TOWN OF SELLERSBURG, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF
SELLERSBURG, INDIANA:

Section 1. That on and after March 10, 1983, the
salary of the Sewage Department Superintendent with a Wastewater
Treatment Operator Certification of the Town of Sellersburg,
Clark County, Indiana shall be as follows:

Sewage Department Superintendent \$ 433.13 per week

Passed and adopted at the regular meeting of the Board
of Trustees of the Town of Sellersburg, Clark County,
Indiana, on the 14th day of March, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

William R. Collier
WILLIAM R. COLLIER, MEMBER

Nancy Wilkerson
NANCY WILKERSON, MEMBER

ATTEST:

Anna L. Mc Cartney
ANNA L. MC CARTNEY
CLERK-TREASURER

ORDINANCE NO. 373

AN ORDINANCE REQUIRING SMOKE
DETECTORS IN RENTAL HOUSING.

BE IT ORDAINED by the Board of Trustees of the Town of
Sellersburg, Indiana:

SECTION I

DEFINITIONS:

1. DWELLING UNITS, shall mean any group of rooms located within a building and forming a single housekeeping unit with facilities which are used or designed to be used for living, sleeping, cooking or eating.
2. DWELLINGS, shall mean any building which contains one or more dwelling units or any rooming units, rooms or areas designated or used for sleeping purposed either as a primary use or use on casual occasions. Dwelling shall include cooming houses, hotels, motels, tourist homes, school dormitories, and apartment buildings.
3. OWNERS, shall mean any person, firm or corporation who alone, jointly or severally with others:
 - a. Shall have all or part of the legal title to any dwelling or dwelling units, with or without accompanying actual possession thereof, or shall have all or part of the beneficial ownership of any dwelling or dwelling unit and a right to present use and enjoyment thereof, including a mortgage in possession; or
 - b. Shall have charge, care, or control of any dwelling or dwelling unit as owner, or as Executor, Administrator, Trustee, Guardian of the Estate, or duly authorized agent of the owner. Any such person thus representing the actual owner shall be bound to comply with the owner's obligations under this section.
4. ROOMING UNIT, shall mean any room which is designed or used for sleeping purposes. A rooming unit may include a room in a rooming house, a hotel, a motel, a tourist home, a school dormitory, or an apartment building which may or may not have some additional facilities for eating or cooking contained therein.

SECTION II

SMOKE DETECTORS REQUIRED:

1. Subject to such exceptions and conditions for compliance as stated herein, six (6) months after the effective date of this ordinance, smoke detectors shall be required in all dwellings rented for occupancy.
2. Dwellings meeting the Uniform Building Code of the State of Indiana standards for smoke detectors shall not be required to install smoke detectors.

SECTION IIITYPE AND PLACEMENT OF SMOKE DETECTORS:

1. In order to comply with this ordinance, only ionization or photo electric type detectors shall be installed.
2. Smoke detectors shall be approved by a nationally recognized testing laboratory. (This means that the smoke detector itself shall be labeled and not just the cord).
3. Smoke detectors with power supplies other than a hard wire AC primary power source may be powered by self monitored batteries or operated from an electrical outlet which is fitted with a plug restraining device, provided that the outlet is not controlled by any switch other than the main power supply.
4. Smoke detectors shall be placed in accordance with applicable National Fire Prevention Association Standards. Detectors may be ceiling or wall mounted provided that if wall mounted, they shall be within twelve (12) inches, but not closed than six (6) inches of the ceiling.
5. In a dwelling unit which contains a well defined sleeping room separated from the other activity areas of the same unit, the detectors shall be located in the corridors within the unit or interior area giving access to the rooms used for sleeping purposes. Where sleeping areas are separated and/or where a single smoke detector will not adequately service all sleeping areas, there shall be a smoke detector installed adjacent to each sleeping area.
6. In a rooming unit, the smoke detector shall be centrally located on the ceiling.
7. In a dwelling containing two (2) or more dwelling units or any rooming unit, in addition to the requirements for individual smoke detectors in each dwelling unit or rooming unit, detectors shall be placed in centrally located common areas so that smoke detectors will adequately service all sleeping areas.

SECTION IVPROVIDING, INSTALLING AND MAINTAINING SMOKE DETECTORS:

1. The owner of the dwelling shall be responsible for supplying and installing in an operable condition the required detector (s) and for providing the manufacturer's testing instructions to a tenant when appropriate.
2. The owner of a dwelling shall be responsible for maintenance and testing of the detectors, in accordance with the manufacturer's instructions, which are located in common areas and/or detectors in dwelling units and/or rooming units where the occupancy of any one tenant is for less than one month.
3. The tenant in any occupancy of one month or more shall be responsible for maintaining and testing the detector (s) in accordance with the manufacturer's instructions, which are within his exclusive control during the life of the tenancy. The tenant shall be responsible for notifying the owner in writing by registered mail when detector (s) shall become inoperable, whereafter the owner has ten (10) days in which to repair or replace the detector (s). In the battery operated type of detector, replacement shall be the responsibility of the tenant.

4. At every change of tenancy, where the occupancy of any one tenant is of one month or more, it shall be the duty of the owner to test and ascertain that those detectors contained in the unit are in operable condition, and, if not, the owner shall be responsible for placing them in operable condition.

SECTION V

ENFORCEMENT:

- 1. The Fire Department for the Town of Sellersburg shall be primarily responsible for the enforcement of this ordinance.
- 2. The Building Inspector of Clark County, Indiana, shall assist the Fire Department for the Town of Sellersburg by making referrals to the Department as part of its regular inspection and enforcement of all County building and safety codes.
- 3. Pursuant to IC 36-1-6-2, the Fire Department for the Town of Sellersburg may enter onto property and take appropriate action to bring the property into compliance with this ordinance. However, before any action to bring compliance is taken, all persons holding a substantial interest in the property must be given written notice of the noncompliance and must be given a reasonable opportunity to bring the property into compliance.

SECTION VI

PENALTIES:

- 1. Any person (s) who shall violate any of the provision of this ordinance or code as hereby adopted or fail to comply herewith, shall be punishable by a fine in the amount of \$50.00, which fine shall be remitted to the Town of Sellersburg, Indiana, and paid at the Office of the Town of Sellersburg, Indiana, located at 318 E. Utica Street, Sellersburg, Indiana, and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each 15 day (s) that prohibited conditions are maintained shall constitute a separate offense.
- 2. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION VII

REPEAL OF CONFLICTING ORDINANCES:

- 1. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted are hereby repealed.

SECTION VIII

SEVERABILITY, CONFLICT WITH OTHER ORDINANCES:

- 1. If any provisions of this ordinance or the application thereof to any person is held invalid, such invalidity shall not affect other provisions or applications of this ordinance, which shall remain in full force and effect; and to this end,

~~the provisions of this ordinance are severable.~~

2. In any case where a provision of this ordinance is found to be in conflict with a provision of any fire or safety code of Clark County, Indiana, the provisions which establishes the higher standard for the promotion and protection of health and safety shall prevail.

SECTION IX

This Ordinance shall be in full force and effect after first being adopted by the Board of Trustees of the Town of Sellersburg, Indiana, and being duly published according to the laws of the State of Indiana.

APPROVED this day of March, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

Nancy Wilkerson
NANCY WILKERSON, MEMBER

ATTEST:

Anna L. McCartney
ANNA L. MCCARTNEY
CLERK-TREASURER

ORDINANCE NO. 374

AN ORDINANCE ADOPTING
PROPOSED AMENDMENT TO
THE TOWN OF SELLERSBURG
ZONING ORDINANCE.

WHEREAS, the Sellersburg Town Plan Commission, after presentation and discussion, recommended that the attached Amendments, marked Exhibit A, be adopted to further industrial, commercial, and residential development within the general boundaries of the Town of Sellersburg, and

WHEREAS, the Sellersburg Town Plan Commission believes that further residential, commercial, and industrial development of the Town of Sellersburg is necessary and vital to the community, and

WHEREAS, the Town Board of Sellersburg believes that further residential, commercial and industrial development of the Town of Sellersburg is necessary and vital to the community, and

WHEREAS, the Town Board of Sellersburg believes that these Amendments should be adopted, incorporated, and made a part of the Sellersburg Zoning Ordinance.

THEREFORE, be it hereby ordained that the Sellersburg Zoning Ordinance shall be amended to include the attached Amendments, marked as Exhibit A.

Effective Date. This Amendment to the Sellersburg Zoning Ordinance, pursuant to the laws of the State of Indiana, shall become effective , 1983.

Passed and adopted at a special meeting of the Town Board of Trustees of the Town of Sellersburg, Clark County, Indiana, on the day of April, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

ATTEST:

Nancy Wilkerson
NANCY WILKERSON, MEMBER

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AMENDMENTS TO THE MASTER PLAN OF
THE TOWN OF SELLERSBURG

ARTICLE I. IN GENERAL

SECTION 3. DEFINITIONS.

Delete "See Also Dwelling-Multiple" from end of definition of "APARTMENT" and add, to definition of "APARTMENT" "See also DWELLING, MULTI-FAMILY".

Add, APARTMENT TRACT: A parcel of land used or intended to be used for one (1) or more multi-family dwellings, including the open spaces required by this Ordinance, all necessary accessory buildings, and all streets or places constructed specifically to provide access to the building situated within the apartment tract. Such tract shall have access to an existing street or place.

Delete, DWELLING, DOUBLE (Entire definition).

Delete, DWELLING, DUPLEX (Entire definition).

Delete, DWELLING, MULTIPLE

Add, DWELLING, MULTI-FAMILY: A building designed for or occupied by three (3) or more families, exclusively for dwelling purposes, each family living independently.

Add, DWELLING UNIT: A dwelling or portion of a dwelling used by one family only, for cooking, living and sleeping purposes.

Delete "or otherwise" from end of definition of "PARKING LOT".

ARTICLE II. DISTRICTS AND ZONE MAPS.

SECTION 1. DISTRICTS.

The Town of Sellersburg is hereby divided into five (5) districts in order to carry out the purposes of this ordinance. The districts shall be known and designated as follows:

- Single-Family Residential District R1
- 2-and Multi-Family Residential District R2
- Local Business District LB
- General Commercial District GC
- Industrial District I

ARTICLE III. GENERAL PROVISIONS AND SPECIFICATIONS

SECTION 4. LOTS AND APARTMENT TRACT.

Every building hereafter erected shall be located on a lot which fronts on a street, or in an apartment tract. In no case shall more than one building and its customary accessory buildings be erected on any lot, however, as many buildings, and their customary accessory buildings, may be erected on an Apartment Tract as Article IV, Section 4 of this Ordinance shall allow, provided that each such building, except accessory buildings shall be accessible by means of a street or place.

ARTICLE IV. RESIDENTIAL DISTRICTS (R1 and R2)

SECTION 1. THE RESIDENTIAL USES DEFINED BELOW ARE PERMITTED AND SPECIFIED IN THE RESIDENTIAL DISTRICTS:

A. In the R1 Residential District:

- (1) Single-Family Dwelling: A detached building designed for or occupied by one family exclusively.

B. In the R2 Residential District:

- (1) Single-Family Dwelling
- (2) Two-Family Dwelling: A detached building designed for or occupied by two families, living independently.
- (3) Multi-Family Dwelling: A building designed for or occupied by three (3) or more families, exclusively for dwelling purposes, each family living independently.

SECTION 3. HEIGHT SPECIFICATIONS

A. Single-Family Dwelling

- (1) In R1 District: Twenty-five (25) feet.
- (2) In all other allowed Districts: Twenty-five (25) feet.

B. Two-Family and Multi-Family Dwelling

- (1) In all allowed Districts: Twenty-five (25) feet.

SECTION 4. INTENSITY OF USE SPECIFICATIONS.

A. Single family dwelling and two (2) family dwelling in all permissible districts (R1, R2, LB, & GC).

- (1) Minimum lot area-8,000 square feet
- (2) Minimum lot width
 - a) In R1 District - Sixty-five (65) feet
 - b) In all other permissible districts - Fifty (50) feet.

B. Multi-Family Dwelling in all permissible districts (R2, LB, & GC).

- (1) Minimum apartment tract area
 - a) Eight Thousand (8,000) square feet for first four (4) dwelling units per building PLUS
 - b) One Thousand (1,000) square feet for each additional dwelling unit per building.
- (2) Minimum open space between buildings - Twenty-two (22) feet.

SECTION 5. SIZE OF BUILDING SPECIFICATIONS.

A. Minimum ground floor building size

- (1) Single-Family Dwelling
 - (a) In R1 District: Seven Hundred Seventy-Five (775) square feet.
 - (b) In all other permissible Districts: Six Hundred Seventy Two (672) square feet.
- (2) Two-Family Dwelling in all permissible Districts: Nine Hundred (900) square feet.

~~(3) Multi-Family-Dwelling-in-all-permissible
Districts: One-Thousand-One-Hundred-(1,100)
square-feet-for-first-two-(2)-dwelling-units
per building plus Two Hundred (200) square
feet for each additional dwelling unit per
building.~~

SECTION 6. YARD SPECIFICATIONS.

A. Minimum front yard

- (1) For all single family dwellings and two (2) family dwellings in all permissible areas.
 - a) Twenty percent (20%) of depth of lot with maximum required set-back of forty (40) feet.
 - b) Where front yard or set-back line is established in a recorded subdivision plat, such lines establish the front yard for that recorded subdivision.
 - c) Accessory buildings shall be set back at least seventy-five (75) feet from the front lot line.
 - d) Front yard required on each street bordering a through lot.
 - e) Open, unroofed, unenclosed porch (not including a screened or glass-enclosed porch or sunparlor) may project into front yard a maximum of ten (10) feet.
 - f) Along the side street line of a corner lot, where no lots front on the side street in rear of the corner lot, ten percent (10%) of the depth of the lot measured perpendicularly to the side street.
 - g) Along the side street line of a corner lot, where there are lots facing the side street in rear of the corner lot: At rear of the lot same depth as the front yard of the lots facing the side street.

~~(2) For all Multi-Family Dwellings in all~~
permissible areas.

- a) Each building (including accessory buildings) shall be set back twenty-five (25) feet from the street, or streets (in the case of a building situated on one corner of an intersection of two (2) streets, and in the case of a building situated between two approximately parallel streets and accessible from both parallel streets).
- B. Minimum side yards for all single-family dwellings and two-family dwellings in all permissible areas.
- (1) Five (5) feet along each side lot line.
 - (2) Accessory buildings located in rear yards may be located within three (3) feet of side lot line.
- C. Minimum rear yard for all single-family dwellings and two-family dwellings in all permissible areas.
- (1) Normally twenty-five percent (25%) of depth of lot with a maximum of twenty-five (25) feet required.
 - (2) Where an alley abuts rear of lot, the depth of the rear yard may be measured from the center line of the alley.
 - (3) Accessory buildings may be located within three (3) feet of the rear lot line.
 - (4) Accessory buildings detached from main buildings may occupy no more than thirty percent (30%) of the rear yard.

b.

ARTICLE X. OFFSTREET PARKING FOR MOTOR VEHICLES

SECTION 1. PARKING REQUIREMENTS

In order to lessen or avoid congestion in the streets and to secure safety and promote general welfare, the following regulations are hereby established to require that each building hereafter erected, reconstructed or structurally altered, which is arranged, intended or designed to be used for any of the following uses, shall provide offstreet parking space, of not less than 180 square feet for each space, with dimensions of not less than 9' x 20', within the building, or on the premises surrounding the building, or on other premises when specified, as follows:

- A. Single-Family and Two-Family Dwellings: One vehicle parking space for each dwelling unit in each building.
- B. Multi-Family Dwellings: Two vehicle parking spaces for each dwelling unit in each building.
- C. Hotels and Motels: One vehicle parking space for each sleeping room plus one space per employee.
- D. Theatres, Sports Arenas, Mortuaries, and other places of congregation: One vehicle parking space for each six seats.
- E. Bowling Alleys, Skating Rinks, Lodge Halls, and Union Halls: One vehicle parking space for each 125 square feet of floor space devoted to such use.
- F. Super Markets, Retail Stores, Restaurants, Taverns, and Night Clubs, each having an area of 1,000 square feet or more: One vehicle parking space for each 125 square feet devoted to such use.
- G. Industrial, Manufacturing, Wholesale, and Office Uses: One vehicle parking space for each three employees or occupants. The maximum number of employees of a manufacturing, industrial or wholesale use or occupant of an office building shall be used as a basis for determining the number of parking spaces to be provided.
- H. Roadside Sales Stand: A minimum of six vehicle parking spaces, plus one additional space for each 125 square feet of the area of the stand.
- I. Contingent Uses and Special Exceptions Listed in Article VIII herein; a number of vehicle parking spaces to be determined and required as a part of the permit for such special use.

SECTION 3. GENERAL PROVISIONS

~~B. Space for offstreet vehicle parking may be provided~~
 on the lot or apartment tract occupied by the building which it serves, or upon approval by the Board of Zoning Appeals, on adjacent areas within 300 feet of such building provided the property is zoned to permit such use.

ARTICLE XII. ADMINISTRATION

SECTION 2. PLATS.

Each application for a building permit shall be accompanied by a plat, in duplicate, drawn to scale, showing the actual dimensions of the lot or apartment tract to be built upon, the size of the building or buildings to be erected, reconstructed or structurally altered, and such other information as shall be necessary to provide for the enforcement of this Ordinance. A careful record shall be kept of all such applications and plats in the office of the Town Clerk.

ARTICLE XIII. INTERIM PROVISIONS

Delete text of SECTION 1. RESIDENCE DISTRICT DEFINED.

Add SECTION 1. R1 and R2 RESIDENTIAL DISTRICTS DEFINED.

Any district zoned R on the 19th day of April, 1983, the date this Ordinance was amended to include both R1 and R2 residential districts, shall be considered to be zoned R1 for all purposes, e.g. an amendment to this zone map shall be required before the zoning classification of any district may be changed to R2.

ORDINANCE NO. 375

ORDINANCE GRANTING RE-ZONING OF A TRACT OF LAND LOCATED WITHIN THE TOWN OF SELLERSBURG

WHEREAS, a petition seeking re-zoning a tract of land from R1 to R2 was filed by the Sellersburg Housing Authority;

WHEREAS, the Plan Commission of the Town of Sellersburg has acted upon the petition, voting 4 to 1 against recommending to the legislative body to grant the requested re-zoning;

WHEREAS, the petition to re-zone this tract of land filed by the Sellersburg Housing Authority is now before the Board of Trustees of the Town of Sellersburg;

WHEREAS, the Board of Trustees of the Town of Sellersburg believes that the re-zoning will not be injurious to public health, safety, development, and the community; that the re-zoning will not injure or diminish market values of the adjacent properties; that the uses or values of the adjacent properties will not be affected in a substantially adverse manner; that the need for re-zoning arises from conditions peculiar to the property involved; and that the re-zoning will not interfere substantially with the town's Zoning Ordinance.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Board of Trustees of the Town of Sellersburg that the Zoning Ordinance is amended to allow the re-zoning from R1 to R2 of this tract of land, which is more particularly described as follows:

A part of Survey No. 111 of the Illinois Grant in Silver Creek Township of Clark County, Indiana, being a part of the same land conveyed to Clifton Smith, deceased, at Deed Record 109, page 48 and bounded as follows:

Beginning at an iron pipe in the northeasterly line of Second Addition-Glen Helen Park (Plat Book 3, page 111) which marks the west corner of Lot No. 21 of Clifton Smith Heights Subdivision (Plat Book 6, page 206); thence the following courses of the boundary; north 35° 25' 15" west, 199.72 feet with the northeasterly line of said Glen Helen Park to a concrete monument in the southeast line of a 30 foot wide street; north 35° 25' 15" west, 170.06 feet continuing with said Glen Helen Park line to an iron pin; north 58° 00' 45" east, 831.33 feet, severing the land of the Grantor to an iron pin; south 35° 01' 00" east, 546.87 feet severing the land of the Grantor to an iron pin in the northerly line of North Fern Street; south 54° 59' 00" west, 410.00 feet with the north line of North Fern Street to an iron pin, the east corner of Lot No. 18 of said Clifton Smith Heights; north 34° 31' 00" west 228.0 feet with the easterly line of said Lot No. 18 to the north corner thereof;

south 54° 02' 00" west, 419.61 feet with the northerly lines of Lots Nos. 18, 19, 20, and 21 of said Clifton Smith Heights to the place of beginning and containing 8.659 acres.

Being, and intended to be, that same real estate conveyed from the Clark County State Bank, as trustee of the Residuary Trust under the Last Will and Testament of Clifton Smith, deceased, unto the Civil Town of Sellersburg, Indiana, Housing Authority, by Special Warranty Deed dated June 3, 1982, and recorded in the office of the Recorder of Clark County, at 8:36 a.m. on June 4, 1982, in Deed Drawer 14, Instrument No. 4539.

EFFECTIVE DATE. This Ordinance was introduced at the ^{special} ~~regular~~ meeting of June 20, 1983, without having unanimous consent of all Board members. Pursuant to I.C. 36-5-2-9.8 it shall become effective at the next scheduled meeting of the Town Board on July 27, 1983.

Passed by the Board of Trustees of the Town of Sellersburg, Indiana, in regular session on this 20 day of June, 1983.

Carl Kamer
Carl Kamer, President

Nancy Wilkerson
Nancy Wilkerson, Member

William Collier, Member

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 376

AN ORDINANCE AMENDING ORDINANCE NO. 107; ESTABLISHING A SURCHARGE FOR SANITARY SEWER SERVICE FOR THE PURPOSE OF ELIMINATING THE INTRODUCTION OF PROHIBITED WATERS BY PERSONS INTO THE SELLERSBURG SANITARY SEWER SYSTEM; PROVIDING FOR PERIODIC INSPECTIONS AND/OR TESTS OF SEWER LINES OF BUILDINGS AND APPURTENANCES CONNECTED TO SAID SYSTEM; AND PROVIDING FOR MORATORIUM ON THE COLLECTION OF SAID SURCHARGE

WHEREAS, the Town of Sellersburg, Indiana, has constructed, purchased or otherwise acquired sanitary sewer systems for the use and benefit of the residents of said Town and other areas connected thereto;

WHEREAS, the Town of Sellersburg, Indiana, received funds pursuant to certain Federal and State grant programs which funds made it possible for said system to be implemented for the protection of the general health, safety and welfare of the citizens of the Town and surrounding area;

WHEREAS, the Town of Sellersburg has enacted Ordinance No. 107 which, among other things, provided that:

It shall be unlawful for any owner, operator or lessee of any residence, factory, shop, garage, filling station, institution, business, buildings, or industries:

(D) To connect any rain leader, cistern overflow, or any other storm water drain to the sanitary sewage system or to any drain connected thereto. All such leaders or conductors now installed shall be removed, and the connection to the sanitary sewer closed in a permanent and satisfactory manner.

(E) To discharge water used only for cooling or refrigeration purposes into the sanitary or combined sewage system which is connected to a sewage treatment plant.

WHEREAS, the Town has experienced and is experiencing formal compliance action by the Indiana Stream Pollution Control Board in Cause No. B-853 and the United States Environmental Protection Agency for various and diverse alleged violations of the various pollution control laws administered and enforced by said agencies;

WHEREAS, the Board of Trustees has been instructed and ordered by the Indiana Stream Pollution Control Board to also eliminate and prohibit water to enter the Town's sanitary sewer system

~~from other sources. These sources include downspouts, clear water~~
sump pumps, basement tiles, building sewer openings, surface drains,
storm water drains, ^{cooling towers} ~~and swimming pools;~~

WHEREAS, Ordinance No. 107 must be amended to include prohibiting the connection of or discharge of water from these sources into the Town's sanitary sewer system;

WHEREAS the failure to comply with the Indiana Stream Pollution Control Board's order will result in substantial hardship to the Town of Sellersburg;

WHEREAS, the Board of Trustees is legally bound to enforce provisions of Ordinance No. 107, which ordinance was enacted in 1946, and this ordinance;

WHEREAS, the problem of discharging this water into the sanitary sewer system may create a direct hazard to the health, safety and welfare of the citizens of said Town and surrounding areas as well as cause the encumbrance of excessive costs of operation and maintenance of said system by the Town;

WHEREAS, it is practically impossible or financially prohibitive to isolate specific individual violations of Ordinance No. 107 and amendments thereto by means of indirect studies and analysis;

WHEREAS, the Board of Trustees intends to enforce the Ordinances of said Town in as efficient, effective and rational a manner as possible so as not to be offensive, oppressive or unfair to the persons using said sanitary sewer system;

WHEREAS, the Board of Trustees believes that in order to accomplish the aforesaid goals and ensure, as completely as possible, compliance with the Ordinances of said Town, a comprehensive, systematic compliance and enforcement procedure is necessary, proper and in the best interests of the health, safety and welfare of the citizens of Sellersburg and surrounding areas.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg, Indiana;

That Ordinance No. 107 is amended to include prohibiting any owner, operator or lessee of any residence, factory, shop, garage,

~~filling station, institution, business, buildings, or industries:~~

(F) To connect any downspout, clear water sump pump, basement tile, building sewer opening, surface drain, storm water drain, ~~or swimming pool~~ to the sanitary sewage system or to any drain connected thereto.

SECTION ONE:

This ordinance shall be deemed supplemental to all other ordinances and provisions thereof for enforcement and compliance purposes only and shall not be deemed to be amendatory or re-cissionary with respect to same and further, any charges, fees, fines or penalties hereinafter imposed or levied shall be in addition to any charges, fees, fines or penalties heretofore in effect or which may hereafter be imposed.

SECTION TWO:

A surcharge of \$10.00 per month, per billing account, shall be imposed in addition to all other charges heretofore authorized and imposed beginning the month immediately following passage and adoption of this Ordinance by the Board of Trustees of the Town of Sellersburg.

SECTION THREE:

There shall be a moratorium upon the requirement for payment by any persons for a period of six (6) months from the time of imposition of said surcharge as set forth in Section Two above. Further, any person who has, pursuant to Section Four below, consented to the inspection of their respective premises within ninety (90) days of the date of adoption of this ordinance, shall not be liable for payment until such inspection has been accomplished and the person given the opportunity to bring said premises into compliance within the time frame set out in said Section Four.

SECTION FOUR:

A person may avoid liability for payment of the surcharge established in Section Two above upon a showing that he is in compliance with all provisions of Ordinance No. 107 and any amendments thereto of the Town of Sellersburg, Indiana, which showing shall consist of the following procedures and conditions as to

each building or appurtenance connected to the sanitary sewer:

- (A) Each such person shall, as to each such building or appurtenance so connected to the sanitary sewer, execute a "Grant of Permission" to the Town of Sellersburg, to come upon the property and within the premises thereon, of such persons to inspect and/or perform sewer tests as may be deemed necessary by the Town of Sellersburg to verify the compliance hereinbefore referred to;
- (B) The Grant of Permission set forth in Section 4(A) shall be deemed to include periodic inspections and/or tests as may be determined to be necessary by the Town of Sellersburg to maintain, ensure and monitor compliance with the provisions of Ordinance No. 107.
- (C) The term "Town of Sellersburg" as used herein, shall mean and include such employees, or designees of the Town of Sellersburg, Indiana, as it shall, from time to time utilize in making the inspections and/or tests heretofore referred to. Such persons shall have on their persons, identification to verify the fact that they in fact represent said Town for said purposes.
- (D) The inspections shall be made upon reasonable notice of at least forty-eight (48) hours. There shall be no fee charges for such inspections.
- (E) If, upon the initial inspection contemplated by Section 4(A) above to verify compliance, a person is in fact not found to be in compliance, said person shall be given fourteen (14) days from the date of said inspection to so comply.

SECTION FIVE:

In the event, a person is found to be in compliance as heretofore set forth and, upon subsequent inspection is found not to be in compliance, said person shall be liable for payment of an amount equal to the sum of the months since adoption of this Ordinance, multiplied by the monthly surcharge in effect during such periods as the case may be; provided that, such liability shall be reduced to

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES for the Town of Sellersburg, Indiana, as follows:

Section 1. That there shall be, and there are hereby, established for the use of and the service rendered by the waterworks system of the Town of Sellersburg, Indiana, the rates and charges, based upon the use of water supplied by the said waterworks systems, as set forth in Exhibit "A" attached hereto.

Section 2. The Board of Trustees by adoption of the ordinance elects to request the Public Service Commission of Indiana to approve rates and charges which are sufficient to include a reasonable return on the waterworks plant pursuant to the provisions of Indiana Code 8-1.5-3-8 (formerly I.C. 8-1-2-96) and any and all succeeding authority thereto, such reasonable rate of return on the waterworks plant having been heretofore incorporated into the rates and charges established by this ordinance.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed; provided, however, that the existing schedule of water rates and charges shall remain in full force and effect until the schedule of rates and charges fixed by this ordinance shall be approved by the Public Service Commission of Indiana, and until such time as the order of said Commission approving said new rates and charges shall direct.

Section 4. This ordinance shall be in full force and effect from and after its passage; provided, however, that the schedule of rates and charges herein set out shall not become effective unless approved by the Public Service Commission of Indiana or until such time as said Commission shall direct.

This Ordinance passed and adopted by the Board of Trustees of the Town of Sellersburg, Indiana, on this the 11th day of July, 1983.

Carl Kamer
Carl Kamer, Trustee

Nancy Wilkerson
Nancy Wilkerson, Trustee

William Collier
William Collier, Trustee

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

SELLERSBURG (INDIANA) MUNICIPAL WATER UTILITY

SUMMARY OF PRESENT AND PROPOSED RATES AND CHARGES

<u>Metered Usage (Per Month)</u>	<u>Monthly Rate</u> <u>Per 1,000 Gallons</u>	
	<u>Present</u>	<u>Proposed</u>
First 2,500 gallons	\$ 1.52	\$ 3.04
Next 500 gallons	1.25	2.50
Next 2,000 gallons	1.03	2.06
Next 15,000 gallons	.83	1.66
Next 30,000 gallons	.61	1.22
Over 50,000 gallons	.47	1.04
<u>Minimum Charge</u>	<u>Per Month</u>	
5/8 - 3/4 inch meter	\$ 3.09	\$ 6.18
1 inch meter	7.66	15.32
1 1/4 inch meter	13.78	27.56
1 1/2 inch meter	18.42	36.84
2 inch meter	29.47	58.94
3 inch meter	76.63	153.26
4 inch meter	117.89	235.78
6 inch meter	221.04	442.08
<u>Fire Protection</u>	<u>Per Annum</u>	
Municipal hydrants, each	\$206.30	\$412.60
Public hydrants, each	206.30	412.60
Automatic sprinklers:		
1 1/2 inch connection	\$ 12.90	\$ 25.80
2 inch connection	22.90	45.80
2 1/2 inch connection	35.80	71.60
3 inch connection	51.55	103.10
4 inch connection	91.70	183.40
6 inch connection	206.30	412.60
8 inch connection	366.75	733.50
	<u>Per Month</u>	
Outside town hydrant rental surcharge	\$ 1.15	\$ 2.30
Inside town hydrant rental surcharge		1.15
<u>Wholesale Rates (Per Month)</u>	<u>Per 1,000 Gallons</u>	
Silver Creek	\$.40	\$ 1.01
Clark County	.50	1.04

Exhibit A

ORDINANCE NO. 378ORDINANCE AUTHORIZING SELLERSBURG WATER
SUPT. TO DISCONNECT SUPPLIES OF WATER IN
EMERGENCY SITUATION

WHEREAS, the Town of Sellersburg, Indiana, maintains and operates a municipal water treatment and distribution system which provides water to residents of the town and surrounding areas;

WHEREAS, Mr. David Popp, is the Superintendent of the Sellersburg Water Dept.;

WHEREAS, the Town of Sellersburg is presently faced with a critical water shortage which demands immediate conservation and which threatens the public health and safety;

WHEREAS, Mr. Popp should be authorized to take whatever steps are necessary to ensure protection of the public health and safety.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg:

1. That Mr. David Popp, Supt. Sellersburg Water Dept., is authorized to take whatever steps are necessary with regard to conservation of water by the town's customers so as to protect the public health and safety.

2. That when emergency situations arise due to critically inadequate amounts of water being available to the town's customers Mr. Popp is further authorized to disconnect the supply of water to customers who have been asked to conserve but who have refused to do so.

PASSED and ADOPTED by the Board of Trustees of the Town of Sellersburg, Indiana, at an emergency meeting called July 15, 1983.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES:

CARL E. KAMER, PRESIDENT

NANCY WILKERSON, BOARD MEMBER

WILLIAM R. COLLIER, BOARD MEMBER

ATTEST:

ANNA L. McCARTNEY, CLERK-TREASURER

ORDINANCE NO. 399

An Ordinance of the Town of Sellersburg authorizing the issuance of junior waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said Town, repealing ordinances inconsistent herewith, and other matters connected therewith

WHEREAS, the Town of Sellersburg (the "Town") now owns and operates a municipal waterworks in said Town in accordance with the provisions of Title 8, Article 1.5 of the Indiana Code, and the acts amendatory thereof and supplemental thereto; and

WHEREAS, the Board of Trustees now finds that the waterworks of the Town is in need of certain additions, extensions and improvements, the estimated cost of which, based on bids received, and including incidental expenses necessary to be incurred in connection with the financing thereof, is in the amount of Two Million Thirty-five Thousand Dollars (\$2,035,000.00); and

WHEREAS, the Board of Trustees now finds that it does not have sufficient funds available to pay the balance of the cost of said additions, extensions and improvements, and that it will be necessary to obtain such funds by the issuance and sale of waterworks revenue bonds payable out of the revenues of said waterworks; and

WHEREAS, the Board of Trustees has been advised that the Farmers Home Administration, U.S. Department of Agriculture, will purchase, pursuant to a Loan Agreement, a waterworks

ORDINANCE NO. 399

An Ordinance of the Town of Sellersburg authorizing the issuance of junior waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said Town, repealing ordinances inconsistent herewith, and other matters connected therewith

WHEREAS, the Town of Sellersburg (the "Town") now owns and operates a municipal waterworks in said Town in accordance with the provisions of Title 8, Article 1.5 of the Indiana Code, and the acts amendatory thereof and supplemental thereto; and

WHEREAS, the Board of Trustees now finds that the waterworks of the Town is in need of certain additions, extensions and improvements, the estimated cost of which, based on bids received, and including incidental expenses necessary to be incurred in connection with the financing thereof, is in the amount of Two Million Thirty-five Thousand Dollars (\$2,035,000.00); and

WHEREAS, the Board of Trustees now finds that it does not have sufficient funds available to pay the balance of the cost of said additions, extensions and improvements, and that it will be necessary to obtain such funds by the issuance and sale of waterworks revenue bonds payable out of the revenues of said waterworks; and

WHEREAS, the Board of Trustees has been advised that the Farmers Home Administration, U.S. Department of Agriculture, will purchase, pursuant to a Loan Agreement, a waterworks

revenue bond in the amount of Two Million Thirty-five Thousand Dollars (\$2,035,000.00); and

WHEREAS, the Town has heretofore issued certain Waterworks Revenue Refunding and Improvement Bonds, dated December 1, 1947 (the "1947 Bonds"), pursuant to an ordinance adopted December 8, 1947, and amended on February 19, 1948, which bonds are now outstanding in the principal amount of \$20,000, bearing interest at the rate of 4% per annum, maturing annually on December 1 over a period ending December 1, 1986, and which 1947 Bonds constitute a first charge against the net revenues of the waterworks; and

WHEREAS, the Town has heretofore issued certain Waterworks Revenue Bonds of 1961, dated July 1, 1961 (the "1961 Bonds"), pursuant to Ordinance No. 217, adopted January 27, 1961, which bonds are now outstanding in the principal amount of \$345,000, bearing interest at the rate of 4-1/2% per annum, maturing annually on December 1 over a period ending December 1, 1996, and which 1961 Bonds are junior and subordinate to the 1947 Bonds; and

WHEREAS, the Town has also heretofore issued a certain Waterworks Revenue Bond of 1974, dated May 3, 1974 (the "1974 Bonds"), pursuant to Ordinance No. 285, adopted July 30, 1973, as amended by Ordinance No. 292, adopted February 12, 1974, which bond is now outstanding in the principal amount of \$384,000, bearing interest at the rate of 5% per annum, maturing annually on December 1 over a period ending December 1,

2012, and which 1974 Bonds are on a parity with the 1961 Bonds and junior and subordinate to the 1947 Bonds; and

WHEREAS, the terms and conditions of the 1947 Bonds do not permit the issuance of additional revenue bonds on a parity with the 1947 Bonds; and

WHEREAS, the terms and conditions of the 1961 Bonds and the 1974 Bonds provide that additional revenue bonds may be issued on a parity with the 1961 Bonds and the 1974 Bonds if certain tests are met, but the financial advisor to the Town advises that the tests cannot be met; and

WHEREAS, the revenue bonds to be issued hereunder must be junior and subordinate to the 1947 Bonds, 1961 Bonds and the 1974 Bonds; and

WHEREAS, the Board of Trustees now finds that all conditions precedent to the adoption of an ordinance authorizing the issuance of additional, junior bonds to provide the necessary funds to be applied on the cost of such additions, extensions and improvements have been complied with in accordance with the provisions of the governing ordinances and statutes; now, therefore,

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That the Town, being the owner of and engaged in operating a municipal waterworks furnishing the public water supply to said Town and its inhabitants, now provide for certain needed additions, extensions and improvements to such

waterworks and the financing thereof by the issuance of revenue bonds pursuant to and in the manner prescribed by Title 8, Article 1.5 of the Indiana Code, and acts amendatory thereof and supplemental thereto (sometimes hereinafter referred to as the "Act"), which revenue bonds shall be payable solely out of the net revenues (herein defined as gross revenues after deduction only for the reasonable expenses of operation and maintenance) of said waterworks, including all extensions thereof and additions and improvements thereto subsequently constructed or acquired.

Section 2. That said additions, extensions and improvements shall be constructed and installed in accordance with the plans and specifications heretofore prepared by Sieco, Inc., of Columbus, Indiana, employed by said Town, which plans and specifications are hereby approved which plans are by reference made a part of this Ordinance as fully as if the same were attached hereto and incorporated herein and two copies of which are now on file in the office of the Clerk-Treasurer and are open for public inspection).

Section 3. For the purpose of providing funds with which to pay the cost of such additions, extensions and improvements, including incidental expenses, the Town of Sellersburg shall issue and sell its waterworks revenue bonds.

Section 4. The revenue bonds shall be designated "Junior Waterworks Revenue Bonds of 1983" (the "1983 Bonds") and shall be issued in the amount of Two Million Thirty-five Thousand

Dollars (\$2,035,000.00). Said 1983 Bonds shall be issued in fully registered form in the denominations of One Thousand Dollars (\$1,000) or integral multiples thereof, numbered consecutively from R-1 up, shall be dated as of the date of delivery of said 1983 Bonds, and shall bear interest at the rate of twelve and one-fourth percent (12-1/4%) per annum, payable annually on December 1 in each year, beginning on December 1, 1983. The 1983 Bonds shall mature serially in numerical order on December 1 in the years and amounts as follows:

<u>Years</u>	<u>Amounts</u>	<u>Years</u>	<u>Amounts</u>	<u>Years</u>	<u>Amounts</u>
1984	\$ 3,000	1997	\$13,000	2010	\$57,000
1985	3,000	1998	14,000	2011	64,000
1986	4,000	1999	16,000	2012	71,000
1987	4,000	2000	18,000	2013	80,000
1988	4,000	2001	20,000	2014	90,000
1989	5,000	2002	22,000	2015	101,000
1990	6,000	2003	25,000	2016	113,000
1991	6,000	2004	28,000	2017	127,000
1992	7,000	2005	32,000	2018	143,000
1993	8,000	2006	36,000	2019	160,000
1994	9,000	2007	40,000	2020	180,000
1995	10,000	2008	45,000	2021	202,000
1996	11,000	2009	50,000	2022	208,000

Section 5. The 1983 Bonds shall be registered in the name of the owner in a book maintained for that purpose by the Clerk-Treasurer of the Town, and such registration shall be noted thereon by the Clerk-Treasurer as bond registrar, after which no transfer shall be valid except by transfer duly acknowledged by the registered owner or his attorney, such transfer to be made in said book and similarly noted on the 1983 Bond. No charge shall be made for registration. Principal of said fully registered bonds, subject to prior prepayment as hereinafter provided, shall be payable on December 1, in the

years and installments as correspond to the years and amounts set forth in Section 4 hereof. Both interest on and principal, except for the final payment of interest and principal on December 1, 2022, of the fully registered bonds are payable in lawful money of the United States of America by check or draft mailed or delivered to the registered owner at the address of said owner as it appears on the registration records of the Town. Upon such final payment, the 1983 Bonds shall be delivered to the Town and cancelled.

Section 6. Said 1983 Bonds shall be issued in the name of the Town of Sellersburg, Indiana, and shall be executed by the President of the Board of Trustees, and attested by the Clerk-Treasurer who shall affix the seal of said Town. Said 1983 Bonds shall not be the general obligation of said Town, and said 1983 bonds shall state on their face that the Town shall not be obligated to pay the same or the interest thereon except from the special revenue fund provided from the net revenues of the waterworks. The bonds shall have all the qualities and incidents of negotiable instruments under the laws of the State of Indiana.

Section 7. The form and tenor of said fully registered 1983 Bonds and the transfer registry thereon shall be substantially as follows, all blanks to be filled in properly prior to delivery thereof:

(Form of Fully Registered Bond)

UNITED STATES OF AMERICA

STATE OF INDIANA

COUNTY OF CLARK

No. R-1

\$2,035,000

TOWN OF SELLERSBURG
JUNIOR WATERWORKS REVENUE BOND OF 1983

The Town of Sellersburg, in Clark County, State of Indiana, for value received, hereby promises to pay to the registered owner, solely out of the special revenue fund hereinafter referred to, the principal amount of

TWO MILLION THIRTY-FIVE THOUSAND DOLLARS

on December 1, in the years and installments as follows:

<u>Years</u>	<u>Amounts</u>	<u>Years</u>	<u>Amounts</u>	<u>Years</u>	<u>Amounts</u>
1984	\$ 3,000	1997	\$13,000	2010	\$57,000
1985	3,000	1998	14,000	2011	64,000
1986	4,000	1999	16,000	2012	71,000
1987	4,000	2000	18,000	2013	80,000
1988	4,000	2001	20,000	2014	90,000
1989	5,000	2002	22,000	2015	101,000
1990	6,000	2003	25,000	2016	113,000
1991	6,000	2004	28,000	2017	127,000
1992	7,000	2005	32,000	2018	143,000
1993	8,000	2006	36,000	2019	160,000
1994	9,000	2007	40,000	2020	180,000
1995	10,000	2008	45,000	2021	202,000
1996	11,000	2009	50,000	2022	208,000

(subject to any prepayments of principal as hereinafter provided) and to pay interest from the same source on the unpaid balance thereof from time to time remaining unpaid from the dates of payment from this bond, at the rate of twelve and one-fourth percent (12-1/4%) per annum, payable annually on December 1 of each year, beginning December 1, 1983.

Both principal and interest of this bond, except for the final payments of principal and interest, are payable in lawful money of the United States of America, by check or draft mailed or delivered to the registered owner at the address of said owner as it appears on the registration records of the Town. Upon such final payment at the office of the Clerk-Treasurer, this bond shall be delivered to the Town and cancelled.

This bond is the only one of an authorized issue of the Town, in the aggregate principal amount of Two Million Thirty-five Thousand Dollars (\$2,035,000.00), issued for the purpose of providing funds to apply on the cost of additions and extensions to its municipally owned waterworks, as authorized by an ordinance adopted by the Board of Trustees of the Town on July __, 1983, entitled "An Ordinance of the Town of Sellersburg authorizing the issuance of junior waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said Town, repealing ordinances inconsistent herewith, and other matters connected therewith," and in strict compliance with the provisions of Title 8, Article 1.5 of the Indiana Code, and all acts amendatory thereof and supplemental thereto (hereinafter referred to as the "Act").

Pursuant to the provisions of said Act and said ordinance, the principal and interest of this bond, and any bonds hereafter issued ranking on a parity therewith, are payable solely from a Waterworks Bond Fund to be provided from the net revenues (herein defined as gross revenues after deduction only for the payment of the reasonable expenses of operation and maintenance) of the waterworks of the Town, including the works constructed or acquired by the use of the proceeds of this bond, and all additions and improvements thereto and replacements thereof subsequently constructed or acquired. This bond shall not constitute an indebtedness of the Town of Sellersburg within the meaning of the provisions and limitations of the constitution of the State of Indiana, and the Town shall not be obligated to pay this bond or the interest hereon except from said special fund provided from said net revenues.

The Town of Sellersburg irrevocably pledges the entire net revenues of said waterworks to the prompt payment of the principal and interest of this bond issued on account of the construction of additions and extensions to said waterworks, and any bonds ranking on a parity therewith, subject, however, to certain Waterworks Revenue Refunding and Improvement Bonds, dated December 1, 1947, which Bonds are now outstanding in the principal amount of \$20,000, bearing interest at the rate of 4% per annum, maturing annually on December 1 over a period ending December 1, 1986, also subject to certain Waterworks Revenue Bonds of 1961, dated July 1, 1961, which Bonds are now outstanding in the principal amount of \$345,000, bearing interest at the rate of 4-1/2% per annum, maturing annually on December 1 over a period ending December 1, 1996, and also to a certain Waterworks Revenue Bond of 1974, dated May 3, 1974, which Bond is now outstanding in the principal amount of \$384,000, bearing interest at the rate of 5% per annum, maturing annually on December 1 over a period ending December 1, 2012, to the extent

necessary for that purpose, and covenants that it will cause to be fixed, maintained and collected such rates and charges for service rendered by said works as are sufficient in each year for the payment of the proper and reasonable expenses of operation, repair and maintenance of said works, and for the payment of the sums required to be paid into its waterworks funds and accounts under the provisions of said ordinance and said Act.

The Town further covenants that it will set aside and pay into its Waterworks Sinking Fund a sufficient amount of the net revenues of said works to meet (a) the interest on this bond and all other bonds which, by their terms, are payable from the revenues of said waterworks, as such interest shall fall due, (b) the necessary fiscal agency charges for paying the bonds and interest, (c) the principal of this bond and all other bonds payable from the revenues of said waterworks, as such principal shall fall due, and (d) an additional amount as a margin of safety to create the reserve required by the ordinance authorizing the issuance of this bond. Such required payments shall constitute a charge upon all the net revenues of said works, subject only to the prior payment of certain Waterworks Revenue Refunding and Improvement Bonds, issued under date of December 1, 1947, outstanding in the amount of \$20,000, bearing interest at 4% per annum and maturing annually on December 1 over a period ending December 1, 1986; certain Waterworks Revenue Bonds of 1961, issued under date of July 1, 1961, outstanding in the amount of \$345,000, bearing interest at 4-1/2% per annum and maturing annually on December 1 over a period ending December 1, 1996; and a certain Waterworks Revenue Bond of 1974, issued under date of May 3, 1974, outstanding in the amount of \$384,000, bearing interest at 5% per annum and maturing annually on December 1 over a period ending December 1, 2012.

This bond may be transferred upon presentation of the bond and an executed assignment to the Clerk-Treasurer of the Town for notation of the same upon this bond and the registration record of the Town kept for that purpose or may be exchanged as provided in the ordinance authorizing the bonds.

Installments of principal of this fully registered bond maturing December 1, 1984, and thereafter, may, at the option of the Town, be prepaid in whole or in part on December 1, 1983, or on any interest payment date thereafter, in any multiples of One Thousand Dollars (\$1,000), upon thirty (30) days' notice to the registered owner at par and accrued interest to the date of prepayment, without any premium. Interest on the installments of principal so prepaid shall cease on such date of prepayment. This bond must be presented at the office of the Clerk-Treasurer for any such prepayments.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this bond have been done and performed in regular and due form as provided by law.

IN WITNESS WHEREOF, the Town of Sellersburg, in Clark County, State of Indiana, has caused this bond to be executed in its corporate name by the President of its Board of Trustees and its corporate seal to be hereunto affixed and attested by its Clerk-Treasurer, as of _____, _____.

TOWN OF SELLERSBURG

By: _____
President, Board of Trustees

(SEAL)

Attest:

Clerk-Treasurer

(Form of Registration)

REGISTRATION ENDORSEMENT

This bond can be transferred and registered only at the office of the Clerk-Treasurer in the Town of Sellersburg, Indiana. No writing hereon except by the Clerk-Treasurer.

Date of Registration	In Whose Name Registered	Clerk-Treasurer
_____	_____	_____
_____	_____	_____
_____	_____	_____

RECORD OF PAYMENT FOR BOND

<u>Date of Payment</u>	<u>Amount</u>	<u>Acknowledgment of Receipt by Clerk-Treasurer</u>	<u>Guarantee of Clerk-Treasurer's Signature</u>
_____	_____	_____	_____

PREPAYMENT RECORD

Principal Installments on Which
Payments Have Been Made Prior to Maturity

<u>Principal Date</u>	<u>Amount</u>	<u>Principal Payment</u>	<u>Balance</u>	<u>Date Paid</u>	<u>Name of Authorized Official And Title</u>
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(NOTE: This should be a separate sheet.)

Section 8. Any one or more installments of principal of fully registered bonds, of this issue maturing on December 1, 1984, and thereafter, shall be redeemable or prepayable at the option of the Town from any funds regardless of source, in whole or in part, on December 1, 1984, or on any interest payment date thereafter, at the principal amount thereof with accrued interest to the date fixed for redemption or prepayment, without any premium. Prepayments of installments of fully registered bonds, shall be made in inverse chronological order of maturities outstanding at the time of prepayment, and in inverse numerical order for bonds if less than an entire maturity is called. Notice of prepayment of principal on a fully registered bond shall be given by registered mail, postmarked at least thirty (30) days prior to the date of prepayment, to the registered owner at his address as shown on the registration record of the Town. The notice of prepayment shall specify the date and place of prepayment, the serial numbers of the bonds subject to prepayment, and identification of installments of principal to be prepaid. The place of

prepayment of installments shall be the office of the Clerk-Treasurer of the Town who shall record the prepayments on the bonds. Interest on installments of principal to be prepaid, shall cease on the date fixed in the notice if sufficient funds are available at the place of prepayment to pay the price on the date so named, including interest to said date. If any fully registered bond called for prepayment, shall not be presented on the date and at the place designated in the notice, the Town shall hold in trust in the Town's depository bank, sufficient funds to effect such prepayment of installments as specified in the notice, and thereafter the owner of such bond shall be entitled to payment only from such trust funds, and the prepayment thereof shall be deemed to have been effected, and the bonds no longer outstanding.

Section 9. The bonds of this issue, and any bonds ranking on a parity therewith as to both principal and interest, shall be payable from and secured by an irrevocable pledge of and shall constitute a charge upon all the net revenues (herein defined as gross revenues after deduction only for the payment of the reasonable expenses of operation and maintenance) of the waterworks of the Town, including the works herein authorized to be constructed and all additions and improvements thereto and replacements thereof subsequently constructed or acquired; subject, however, to the prior payment of the outstanding 1947 Bonds, 1961 Bonds and 1974 Bonds. The Town shall not be obligated to pay said 1983 Bonds or the interest thereon except

from the net revenues of said works, and said 1983 Bonds shall not constitute an indebtedness of the Town within the meaning of the provisions and limitations of the constitution of the State of Indiana.

Section 10. Said 1983 Bonds shall be signed in the name of the Town of Sellersburg by the President of the Board of Trustees and attested by the Clerk-Treasurer, who shall affix the seal of said Town to each of said bonds. One of such signatures may be a facsimile signature. Said officials, by the signing of a proper signature identification certificate and the 1983 Bonds, shall adopt as and for their own proper signatures, their facsimile signatures appearing on said 1983 Bonds. Subject to the provisions for registration said 1983 Bonds shall have all of the qualities and incidents of negotiable instruments under the laws of the State of Indiana.

Section 11. Upon surrender of a fully registered 1983 Bond at the office of the Clerk-Treasurer of the Town, or at such other place as may be agreed upon by and between the Town and the registered owner, together with a request for exchange duly executed by the registered owner, or his attorney, in such form as shall be satisfactory to the Town, such 1983 Bond may, at the option of the registered owner thereof, and the expense of the Town, be exchanged for a new fully registered 1983 Bond or Bonds in an aggregate amount equal to the then unpaid principal amount outstanding and with maturities corresponding to the unpaid principal installments outstanding of the fully

registered 1983 Bond, in the denomination of One Thousand Dollars (\$1,000) each, bearing the same rate of interest payable annually on December 1. On the surrender of such fully registered 1983 Bond and the filing of a request for exchange, the Town shall execute and deliver such fully registered 1983 Bonds in accordance with the request for exchange and in the form substantially as set forth in Section 7 hereof. Said 1983 Bonds shall be issued within sixty (60) days from the date of the filing of the request for such exchange. Any fully registered 1983 Bond surrendered for exchange shall, upon delivery of the 1983 Bonds in exchange therefor, be forthwith cancelled by the Town.

Section 12. The Clerk-Treasurer is hereby authorized and directed to have said 1983 Bonds prepared, and the President of the Board of Trustees and the Clerk-Treasurer are hereby authorized and directed to execute said 1983 Bonds in the form and manner herein provided. The Clerk-Treasurer is hereby authorized and directed to deliver said 1983 Bonds to the purchaser thereof. The 1983 Bonds herein authorized, when fully paid for and delivered, shall be the binding special revenue obligations of the Town, payable out of the revenues of the waterworks to be set aside into the Waterworks Sinking Fund as herein provided, and the proceeds derived from the sale of said 1983 Bonds shall be and are hereby set aside for application on the cost of additions, extensions and improvements to said waterworks hereinbefore referred to, and the expenses necessarily incurred in connection therewith. The proper officers of the

Town are hereby directed to draw all proper and necessary warrants, and to do whatever acts and things which may be necessary to carry out the provisions of this ordinance.

Section 13. The proceeds from the sale of said bonds shall be deposited in _____, in Sellersburg, Indiana, in a special account or accounts, separate and apart from other bank accounts of the Town, to be designated as "Town of Sellersburg Waterworks Construction Account." All moneys deposited to the credit of said Waterworks Construction Account shall be deposited, held, secured or invested in accordance with the laws of the State of Indiana relating to the depositing, holding, securing or investing of public funds, including particularly Title 5, Article 13, Chapter 1 of the Indiana Code, as amended and supplemented. Any income from such investment shall become a part of the Waterworks Construction Account. The funds in said special account shall be expended only for the purpose of paying the cost of the waterworks additions, extensions and improvements, including service connections, the incidental expenses incurred in connection with the construction or the issuance of the 1983 Bonds, including the necessary engineering and legal expenses, and to provide for necessary equipment and working capital. Any balance or balances remaining unexpended in such special account or accounts of the Waterworks Construction Account, after completion of the works, which are not required to meet unpaid obligations incurred in connection with such construction, shall, within sixty (60) days after completion of the

project, be deposited in the Waterworks Sinking Fund, credited to the Debt Service Reserve Account thereof, and shall be used solely for the purposes of said Fund.

Section 14. All revenues derived from the operation of the waterworks and from the collection of water rates and charges shall be segregated and kept separate and apart from all other funds and bank accounts of the Town. Out of said revenues the proper and reasonable expenses of operation and maintenance of the works shall be paid, the principal and interest of all bonds and fiscal agency charges of bank paying agents shall be paid, and the cost of replacements, extensions, additions, and improvements shall be paid as hereinafter provided. No moneys derived from the revenues of the waterworks shall be transferred to the general fund of the Town or be used for any purpose not connected with the waterworks so long as any bonds payable from the revenues of the waterworks are outstanding.

Section 15. All of the net revenues of the Town's waterworks shall be and are hereby irrevocably pledged to the payment of the principal of and interest on the now outstanding bonds and the 1983 Bonds issued pursuant to the provisions of this ordinance, and all bonds on a parity therewith, to the extent necessary for that purpose. The term "net revenues" as used in this section shall be construed to mean the revenues remaining after the reasonable cost of operation and maintenance has been paid. Out of said net revenues there shall first be deposited in the fund known as the "Water Works System

project, be deposited in the Waterworks Sinking Fund, credited to the Debt Service Reserve Account thereof, and shall be used solely for the purposes of said Fund.

Section 14. All revenues derived from the operation of the waterworks and from the collection of water rates and charges shall be segregated and kept separate and apart from all other funds and bank accounts of the Town. Out of said revenues the proper and reasonable expenses of operation and maintenance of the works shall be paid, the principal and interest of all bonds and fiscal agency charges of bank paying agents shall be paid, and the cost of replacements, extensions, additions, and improvements shall be paid as hereinafter provided. No moneys derived from the revenues of the waterworks shall be transferred to the general fund of the Town or be used for any purpose not connected with the waterworks so long as any bonds payable from the revenues of the waterworks are outstanding.

Section 15. All of the net revenues of the Town's waterworks shall be and are hereby irrevocably pledged to the payment of the principal of and interest on the now outstanding bonds and the 1983 Bonds issued pursuant to the provisions of this ordinance, and all bonds on a parity therewith, to the extent necessary for that purpose. The term "net revenues" as used in this section shall be construed to mean the revenues remaining after the reasonable cost of operation and maintenance has been paid. Out of said net revenues there shall first be deposited in the fund known as the "Water Works Sinking Fund"

Revenue Bond Account" created by the ordinance adopted December 8, 1947, as amended by the ordinance adopted February 19, 1948, for the payment of the principal and interest on the now outstanding 1947 Bonds, the fixed annual amounts specified in said ordinance, as amended, said amounts to be deposited in said account in equal monthly installments. Such monthly deposits into said Water Works System Revenue Bond Account shall continue until such time as said fund shall contain an amount sufficient to pay all of said bonds then outstanding, together with the interest thereon to the dates of maturity thereof. Said Water Works System Revenue Bond Account shall be applied to the payment of the principal of and interest on the 1947 Bonds issued pursuant to the provisions of said ordinance, as amended, in accordance with the terms of said 1947 Bonds, and to no other purpose whatsoever.

The special fund created by Ordinance No. 217 and continued by Ordinance No. 285 for the payment of the principal of and interest on the 1961 Bonds and the 1974 Bonds, respectively, and all bonds on a parity therewith designated is hereby designated as the special fund for the payment of the principal of and interest on the bonds authorized by this Ordinance as the "1961 Waterworks Bond Fund." Out of the net revenues remaining after meeting the monthly requirements of the hereinabove mentioned Water Works System Revenue Bond Account, there shall be deposited in the "1961 Waterworks Bond Fund" on or before the first day of each calendar month, a sufficient

amount of such remaining net revenues of the Town's waterworks to pay one-twelfth (1/12) of the interest on and principal of the outstanding 1961 Bonds, the 1974 Bonds, the 1983 Bonds issued pursuant to the provisions of this ordinance, and any bonds hereafter issued on a parity therewith, which will be payable during the period of the then next succeeding twelve (12) calendar months. Such monthly deposit shall continue until such time as said fund contains an amount sufficient to pay all of said bonds then outstanding, together with the interest thereon to the dates of maturity thereof, and to pay the principal of and interest on any bonds hereafter issued on a parity therewith. In addition to said monthly one-twelfth (1/12) debt service deposits, there shall be deposited monthly in said fund not less than the amount of Two Thousand One Hundred Five Dollars (\$2,105) until there has been accumulated from such additional deposits the sum of Fifty-seven Thousand Dollars (\$57,000) as a debt service reserve in said 1961 Waterworks Bond Fund. Thereafter said debt service reserve shall be maintained in said fund as a minimum balance over and above the monthly one-twelfth (1/12) debt service deposits so long as any of the bonds herein authorized are outstanding, the Board of Trustees finding and declaring that said debt service reserve is a reasonable and proper protection against default. Said 1961 Waterworks Bond Fund shall be applied to the payment of the principal of and interest on the 1961 Bonds, the 1974 Bonds and the bonds issued pursuant to the provisions of this

ordinance in accordance with the terms of said bonds, and to the payment of the principal of and interest on any bonds hereafter issued on a parity therewith, and to no other purpose whatsoever. Only moneys in said 1961 Waterworks Bond Fund in excess of said monthly one-twelfth (1/12) debt service deposits and said minimum balance debt service reserve may be used for the purpose of redeeming bonds prior to maturity unless all of the outstanding bonds payable from said fund can be retired by the application of moneys in said fund. Moneys in said 1961 Waterworks Bond Fund may be invested in accordance with the laws of the State of Indiana relating to the investment of public funds, including particularly Chapter 9 of the Acts of 1945, as amended and supplemented. No part of the net revenues of the Town's waterworks shall be transferred to the general fund or any other fund of the Town not related to the Town's waterworks so long as any of the bonds issued pursuant to this ordinance are outstanding.

Section 16. After providing for the reasonable operating and maintenance expenses and after setting aside the amounts hereinbefore required to be paid into the Water Works System Revenue Bond Account and the Waterworks Bond Fund, all or such portion of the remaining income and revenues of said system as shall be necessary shall be set aside into the Depreciation Account established by the ordinance adopted December 8, 1947, as amended by the ordinance adopted February 19, 1948, and may be expended in making good depreciation in the waterworks, or

in new construction, extensions, betterments, or additions to said waterworks; or funds in such account may be used for the call, prepayment or purchase of outstanding bonds for redemption prior to maturity, provided that no such redemption shall be made at a price in excess of the then applicable redemption price, or if the bonds are non-callable and are not prepayable at the time, then at a price in excess of the highest redemption price provided in the ordinance authorizing the issuance of such bonds. The funds in said Depreciation Account may be invested in accordance with the laws of the State of Indiana relating to the investment of public funds, including particularly Chapter 9 of the Acts of 1945 as amended and supplemented.

Section 17. The Waterworks System Revenue Bond Account established in 1947 and the 1961 Waterworks Bond Fund established in 1961 each shall be deposited in and maintained as a separate bank account or accounts apart from all other bank accounts of the Town. Any operation and maintenance fund or account and the Depreciation Fund may be maintained in a single bank account or accounts but such bank account or accounts shall likewise be maintained separate and apart from all other bank accounts of the Town and apart from the other waterworks accounts. All moneys deposited in said bank accounts shall be deposited, held and secured as public funds in accordance with the public depository laws of the State of Indiana; provided that moneys therein may be invested in accordance with the applicable laws, and in the event of such investment the income

therefrom shall become a part of the Funds invested and shall be used only as provided in this ordinance.

Section 18. The Town shall keep proper books of records and accounts, separate from all of its other records and accounts, in which complete and correct entries shall be made showing all revenues collected from said utility and all disbursements made on account of the utility, also all transactions relating to said utility. There shall be prepared and furnished to the original purchasers of the 1983 Bonds, not more than ninety (90) days after the close of each fiscal year, complete operating income and expense statements of the works, covering the preceding fiscal year and the balances in the several Funds and Accounts referred to in this Ordinance. The fiscal year of the waterworks shall be from January 1 to December 31, both inclusive. Copies of all such statements and reports, together with all audits of the waterworks made available to the Town by the Indiana State Board of Accounts or any successor body authorized by law to audit municipal accounts, shall be kept on file in the office of the Clerk-Treasurer. Any holder or holders of 1983 Bonds then outstanding shall have the right at all reasonable times to inspect the works and all records, accounts, statements, audits, reports and data of the Town relating to the waterworks. Such inspections may be made by representatives duly authorized by written instrument.

Section 19. The Town shall by ordinance establish, maintain and collect just and equitable rates and charges for

facilities and services afforded and rendered by said water utility, which shall to the extent permitted by law produce sufficient revenues at all times to pay all the legal and other necessary expense incident to the operation of such utility, to include maintenance costs, operating charges, upkeep, repairs, interest charges on bonds or other obligations, to provide the sinking fund for the liquidation of bonds or other evidences of indebtedness, to provide adequate funds to be used as working capital, as well as funds for making extensions, additions, and replacement, and also, for the payment of any taxes that may be assessed against such utility, it being the intent and purpose hereof that such charges shall produce an income sufficient to maintain such utility property in a sound physical and financial condition to render adequate and efficient service. So long as any of the 1983 Bonds herein authorized are outstanding, none of the facilities or services afforded or rendered by said system shall be furnished without a reasonable and just charge being made therefor. The Town shall pay like charges for any and all services rendered by said utility to the Town, and all such payments shall be deemed to be revenues of the utility. Such rates or charges shall, if necessary, be changed and readjusted from time to time so that the revenues therefrom shall always be sufficient to meet the expenses of operation and maintenance, and said requirements of the Sinking Fund.

Section 20. The Town reserves the right to authorize and issue additional bonds, payable out of the revenues of its

waterworks ranking on a parity with the 1983 Bonds authorized by this ordinance to complete the planned project, according to the plans and specifications, upon certification of the engineer of the amount necessary, without any further conditions; or for the purpose of financing the cost of future additions, extensions, and improvements to the waterworks, or to refund obligations, subject to the following conditions:

(a) The interest on and principal of all bonds payable from the revenues of the waterworks shall have been paid to date in accordance with the terms thereof and all credits required to be made to the waterworks sinking fund and the accounts thereof shall have been made to date.

(b) The net revenues of the waterworks in the fiscal year immediately preceding the issuance of any such bonds ranking on a parity with the bonds authorized by this ordinance shall not be less than one hundred twenty percent (120%) of the maximum annual interest and principal requirements of the then outstanding bonds and the proposed additional parity bonds proposed to the final maturity of the then outstanding bonds. For the purposes of this subsection, the records of the waterworks shall be analyzed and all showings shall be prepared by a certified public accountant retained by the Town for that purpose.

(d) The interest on the additional parity bonds shall be payable annually on December 1, and the principal shall be payable annually on December 1 in the years in which principal and interest are payable.

Parity bonds may also be issued to refund less than all of the then outstanding bonds, or to prepay a part of the principal of a single bond, issued pursuant to this ordinance or ranking on a parity therewith, but any such refunding bonds shall be subject to the conditions in this section unless the bonds being refunded mature within three (3) months of the date of such refunding and no other funds are available to pay such maturing bonds. In computing the maximum annual interest and principal requirements pursuant to subsections (b), the interest on and principal of the refunding bonds shall be substituted for the interest on and principal of the bonds being refunded.

Section 21. For the purpose of further safeguarding the interests of the holders of the bonds herein authorized, it is specifically provided as follows:

(a) All contracts let by the Town in connection with the construction of the extensions and additions to said waterworks shall be let after due advertisement as required by the laws of the State of Indiana, and all contractors shall be required to furnish surety bonds in an amount equal to one hundred per cent (100%) of the amount of such contracts, to insure the completion of said contracts, in accordance with their terms, and such contractors shall also be required to carry such employers' liability and public liability insurance as are required under the laws of the State of Indiana in the case of public contracts, and shall be governed in all respects by the laws of the State of Indiana relating to public contracts.

(b) The works shall be constructed under the supervision and subject to the approval of Sieco, Inc., or such other competent engineer as shall be designated by the Town. All estimates for work done or material furnished shall first be checked by the engineer and approved by the Town prior to payment therefor.

(c) The Town shall at all times maintain its waterworks in good condition and operate the same in an efficient manner and at a reasonable cost.

(d) So long as the bonds herein authorized are outstanding, the Town shall maintain insurance on the insurable parts of said works of a kind and in an amount such as would normally be carried by private companies engaged in a similar type of business. All insurance shall be placed with responsible insurance companies qualified to do business under the laws of the State of Indiana. Insurance proceeds shall be used in replacing the property destroyed or damaged; or if not used for that purpose shall be deposited in the Waterworks Sinking Fund and credited to the Debt Service Reserve Account.

(e) So long as the bonds herein authorized are outstanding, the Town shall not mortgage, pledge or otherwise encumber such works or any part thereof, nor shall it sell, lease or otherwise dispose of any portion thereof except equipment or property which may become worn out, obsolete or no longer suitable for use in the waterworks.

(f) Except as hereinbefore provided in Section 20, so long as the bonds herein authorized are outstanding, no additional bonds or other obligations pledging any portion of the revenues of said waterworks shall be authorized, executed or issued by the Town except such as shall be made subordinate and junior in all respects to the bonds herein authorized, unless the bonds herein authorized have been duly called for redemption and sufficient funds to effect the redemption and retirement have been deposited at the place of redemption on the date fixed for redemption in accordance with the terms and conditions of said bonds and this ordinance.

(g) The provisions of this ordinance shall constitute a contract by and between the Town and the holders of the waterworks revenue bonds herein authorized, and after the issuance of said bonds, and subject to the provisions of Section 20 and 23 hereof, this ordinance shall not be repealed or amended in any respect which will adversely affect the rights of the holders of said bonds, nor shall the Board of Trustees adopt any law, ordinance or resolution which in any way adversely affects the rights of such holders so long as said bonds or the interest thereon remain unpaid.

(h) The provisions of this ordinance shall be construed to create a trust in the proceeds of the sale of the bonds herein authorized for the uses and purposes herein set forth, and the holders of the bonds shall retain a lien on such proceeds until the same are applied in accordance with the provisions of this

ordinance and of said governing Act. The provisions of this ordinance shall also be construed to create a trust in the portion of net revenues herein directed to be set apart and paid into the 1961 Waterworks Bond Fund for the uses and purposes of said Fund as in this ordinance set forth. The holders of said bonds shall have all the rights, remedies and privileges set forth in the provisions of the governing Act hereinbefore referred to, including the right to compel the collection of sufficient rates and charges to provide for the operation and maintenance of the water utility system and for the payment of the bonds and interest thereon; also, the right to have a receiver appointed to maintain and operate said water utility system, in the event the Town shall fail or refuse to fix and collect sufficient rates and charges for said purposes, or shall fail or refuse to operate and maintain said system and to apply properly the revenues derived from the operation thereof, or if there be a default in the payment of the interest on or principal of the bonds for a period of thirty (30) days after such payment shall be due.

Section 22. So long as the United States of America, acting through the Farmers Home Administration, is the holder of the bonds, the Town covenants that in addition to the other covenants, terms and conditions applicable to the bonds authorized by this ordinance, that:

(a) The Clerk-Treasurer shall maintain a fidelity bond in an amount specified by the Farmers Home Administration, which shall name the Farmers Home Administration as a co-obligee.

(b) All disbursements and payments from the Waterworks Construction Account established by Section 13 hereof shall be countersigned by such official as shall be designated in writing by the Farmers Home Administration.

(c) The Town, to the extent permitted by state law, shall make such periodic reports on the waterworks and its funds and accounts as shall be specified by the Farmers Home Administration.

(d) To the extent permitted by law, the Town shall comply with the terms and conditions of the Farmers Home Administration Loan Resolution.

Section 23. Subject to the terms and provisions contained in this section, and not otherwise, the holders of not less than seventy-five per cent (75%) in aggregate principal amount of the bonds issued pursuant to this ordinance and then outstanding shall have the right, from time to time, anything contained in this ordinance to the contrary notwithstanding, to consent to and approve the adoption by the Town of such ordinance or ordinances supplemental hereto as shall be deemed necessary or desirable by the Town for the purpose of modifying, altering, amending, adding to or rescinding in any particular any of the terms or provisions contained in this ordinance, or in any supplemental ordinance; provided, however, that nothing herein contained shall permit or be construed as permitting:

(a) An extension of the maturity of the principal of or interest on any bond issued pursuant to this ordinance; or

(b) A reduction in the principal amount of any bond or the redemption premium or the rate of interest thereon; or

(c) The creation of a lien upon or a pledge of the revenues of the waterworks ranking prior to the pledge thereof created by this ordinance; or

(d) A preference or priority of any bond or bonds issued pursuant to this ordinance over any other bond or bonds issued pursuant to the provisions of this ordinance; or

(e) A reduction in the aggregate principal amount of the bonds required for consent to such supplemental ordinance. If the holders of not less than seventy-five per cent (75%) in aggregate principal amount of the bonds outstanding at the time of adoption of such supplemental ordinance shall have consented to and approved the adoption thereof by written instrument to be maintained on file in the Office of the Clerk-Treasurer of the Town, no holder of any bond issued pursuant to this ordinance shall have any right to object to the adoption of such supplemental ordinance or to object to any of the terms and provisions thereof. Upon the adoption of any supplemental ordinance pursuant to the provisions of this section, this ordinance shall be, and shall be deemed, modified and amended in accordance therewith, and the respective rights, duties and obligations under this ordinance of the Town and all holders of bonds issued pursuant to the provisions of this ordinance then outstanding, shall thereafter be determined, exercised and enforced in accordance with this ordinance, subject in all

respects to such modifications and amendments. Notwithstanding anything contained in the foregoing provisions of this ordinance, the rights and obligations of the Town and of the holders of the bonds authorized by this ordinance, and the terms and provisions of the bonds and this ordinance, or any supplemental ordinance, may be modified or altered in any respect with the consent of the Town and the consent of the holders of all the bonds issued pursuant to this ordinance then outstanding.

Section 24. If, when the bonds issued hereunder shall have become due and payable in accordance with their terms, and the whole amount of the principal and the interest so due and payable upon all of the bonds and coupons then outstanding shall be paid; or (1) sufficient moneys, or (2) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys, or (3) time certificates of deposit fully secured as to both principal and interest by obligations of the kind described in (2) above of a bank or banks the principal of and interest on which when due will provide sufficient moneys, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case the bonds issued hereunder shall no longer be deemed outstanding or entitled to the pledge of the revenues of the City's waterworks.

Section 25. This ordinance shall be in full force and effect from and after its passage.

Passed and adopted by the Board of Trustees of the Town of Sellersburg, on the 25th day of July, 1983.

BOARD OF TRUSTEES

Carl E. Kame

Nancy Wilkerson

ATTEST:

Anna McCastry
Clerk-Treasurer

Ordinance # 380

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it Ordained by the City, or Town, or County of Clark, Indiana. That for the expenses of the City, or Town, or County government and its institutions for the year ending December 31, 1984, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition for the purpose of raising revenue to meet the necessary expense of city, or town, or county government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report and submitted herewith.

APPROVED BY:

COMMON COUNCIL OR TOWN BOARD

OR

COUNTY COUNCIL

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor or Town Board.

Passed by the Common Council August 22, 1983

Approved by the Mayor

Mayor

Attest:

City Clerk or Clerk-Treasurer

Passed by the Board of Town Trustees August 22, 1983

Carl E. Kerner
Nancy Newton

Attest:

Anna L. McCartney
Town Clerk-Treasurer

Presented to the County Council of County, Indiana, and read in full for the first time this day of 19

President County Council

Attest:

County Auditor and/or Clerk of County Council

Presented to the County Council of County, Indiana, and read in full for the second time, and adopted, this day of 19, by the following vote:

Nay

Yea

Table with 2 columns: Council Member, Council Member. Multiple rows for voting members.

Attest:

County Auditor and/or Clerk of County Council

~~An Amended Ordinance of the Town of Sellersburg~~
~~authorizing the issuance of junior waterworks revenue~~
bonds for the purpose of providing funds to pay the
cost of certain additions, extensions and improvements
to the municipal waterworks of said Town, repealing
ordinances inconsistent herewith, and other matters
connected therewith

WHEREAS, the Town of Sellersburg (the "Town") now owns and
operates a municipal waterworks in said Town in accordance with
the provisions of Title 8, Article 1.5 of the Indiana Code, and
the acts amendatory thereof and supplemental thereto; and

WHEREAS, the Board of Trustees now finds that the water-
works of the Town is in need of certain additions, extensions
and improvements, the estimated cost of which, based on bids
received, and including incidental expenses necessary to be
incurred in connection with the financing thereof, is in the
amount of Two Million Thirty-five Thousand Dollars
(\$2,035,000.00); and

WHEREAS, the Board of Trustees now finds that it does not
have sufficient funds available to pay the balance of the cost
of said additions, extensions and improvements, and that it
will be necessary to obtain such funds by the issuance and sale
of waterworks revenue bonds payable out of the revenues of said
waterworks; and

WHEREAS, the Board of Trustees has been advised that the
Farmers Home Administration, U.S. Department of Agriculture,
will purchase, pursuant to a Loan Agreement, a waterworks

revenue bond in the amount of Two Million Thirty-five Thousand

~~Dollars (\$2,035,000.00); and~~

WHEREAS, the Town has heretofore issued certain Waterworks Revenue Refunding and Improvement Bonds, dated December 1, 1947 (the "1947 Bonds"), pursuant to an ordinance adopted December 8, 1947, and amended on February 19, 1948, which bonds are now outstanding in the principal amount of \$20,000, bearing interest at the rate of 4% per annum, maturing annually on December 1 over a period ending December 1, 1986, and which 1947 Bonds constitute a first charge against the net revenues of the waterworks; and

WHEREAS, the Town has heretofore issued certain Waterworks Revenue Bonds of 1961, dated July 1, 1961 (the "1961 Bonds"), pursuant to Ordinance No. 217, adopted January 27, 1961, which bonds are now outstanding in the principal amount of \$345,000, bearing interest at the rate of 4-1/2% per annum, maturing annually on December 1 over a period ending December 1, 1996, and which 1961 Bonds are junior and subordinate to the 1947 Bonds; and

WHEREAS, the Town has also heretofore issued a certain Waterworks Revenue Bond of 1974, dated May 3, 1974 (the "1974 Bonds"), pursuant to Ordinance No. 285, adopted July 30, 1973, as amended by Ordinance No. 292, adopted February 12, 1974, which bond is now outstanding in the principal amount of \$384,000, bearing interest at the rate of 5% per annum, maturing annually on December 1 over a period ending December 1,

2012, and which 1974 Bonds are on a parity with the 1961 Bonds and junior and subordinate to the 1947 Bonds; and

WHEREAS, the terms and conditions of the 1947 Bonds do not permit the issuance of additional revenue bonds on a parity with the 1947 Bonds; and

WHEREAS, the terms and conditions of the 1961 Bonds and the 1974 Bonds provide that additional revenue bonds may be issued on a parity with the 1961 Bonds and the 1974 Bonds if certain tests are met, but the financial advisor to the Town advises that the tests cannot be met; and

WHEREAS, the revenue bonds to be issued hereunder must be junior and subordinate to the 1947 Bonds, 1961 Bonds and the 1974 Bonds; and

WHEREAS, the Board of Trustees now finds that all conditions precedent to the adoption of an ordinance authorizing the issuance of additional, junior bonds to provide the necessary funds to be applied on the cost of such additions, extensions and improvements have been complied with in accordance with the provisions of the governing ordinances and statutes; now, therefore,

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That the Town, being the owner of and engaged in operating a municipal waterworks furnishing the public water supply to said Town and its inhabitants, now provide for certain needed additions, extensions and improvements to such

waterworks and the financing thereof by the issuance of revenue bonds pursuant to and in the manner prescribed by Title 8,

Article 1.5 of the Indiana Code, and acts amendatory thereof and supplemental thereto (sometimes hereinafter referred to as the "Act"), which revenue bonds shall be payable solely out of the net revenues (herein defined as gross revenues after deduction only for the reasonable expenses of operation and maintenance) of said waterworks, including all extensions thereof and additions and improvements thereto subsequently constructed or acquired.

Section 2. That said additions, extensions and improvements shall be constructed and installed in accordance with the plans and specifications heretofore prepared by Midwestern Engineers, of Columbus, Indiana, employed by said Town, which plans and specifications are hereby approved which plans are by reference made a part of this Ordinance as fully as if the same were attached hereto and incorporated herein and two copies of which are now on file in the office of the Clerk-Treasurer and are open for public inspection).

Section 3. For the purpose of providing funds with which to pay the cost of such additions, extensions and improvements, including incidental expenses, the Town of Sellersburg shall issue and sell its waterworks revenue bonds.

Section 4. The revenue bonds shall be designated "Junior Waterworks Revenue Bonds of 1983" (the "1983 Bonds") and shall be issued in the amount of Two Million Thirty-five Thousand

Dollars (\$2,035,000.00). Said 1983 Bonds shall be issued in fully registered form in the denominations of One Thousand Dollars (\$1,000) or integral multiples thereof, numbered consecutively from R-1 up, shall be dated as of the date of delivery of said 1983 Bonds, and shall bear interest at the rate of twelve and one-fourth percent (12-1/4%) per annum, payable annually on December 1 in each year, beginning on December 1, 1983. The 1983 Bonds shall mature serially in numerical order on December 1 in the years and amounts as follows:

<u>Years</u>	<u>Amounts</u>	<u>Years</u>	<u>Amounts</u>	<u>Years</u>	<u>Amounts</u>
1984	\$ 3,000	1997	\$13,000	2010	\$57,000
1985	3,000	1998	14,000	2011	64,000
1986	4,000	1999	16,000	2012	71,000
1987	4,000	2000	18,000	2013	80,000
1988	4,000	2001	20,000	2014	90,000
1989	5,000	2002	22,000	2015	101,000
1990	6,000	2003	25,000	2016	113,000
1991	6,000	2004	28,000	2017	127,000
1992	7,000	2005	32,000	2018	143,000
1993	8,000	2006	36,000	2019	160,000
1994	9,000	2007	40,000	2020	180,000
1995	10,000	2008	45,000	2021	202,000
1996	11,000	2009	50,000	2022	208,000

Section 5. The 1983 Bonds shall be registered in the name of the owner in a book maintained for that purpose by the Clerk-Treasurer of the Town, and such registration shall be noted thereon by the Clerk-Treasurer as bond registrar, after which no transfer shall be valid except by transfer duly acknowledged by the registered owner or his attorney, such transfer to be made in said book and similarly noted on the 1983 Bond. No charge shall be made for registration. Principal of said fully registered bonds, subject to prior prepayment as hereinafter provided, shall be payable on December 1, in the

years and installments as correspond to the years and amounts

~~set forth in Section 4 hereof. Both interest on and principal,~~

except for the final payment of interest and principal on December 1, 2022, of the fully registered bonds are payable in lawful money of the United States of America by check or draft mailed or delivered to the registered owner at the address of said owner as it appears on the registration records of the Town. Upon such final payment, the 1983 Bonds shall be delivered to the Town and cancelled.

Section 6. Said 1983 Bonds shall be issued in the name of the Town of Sellersburg, Indiana, and shall be executed by the President of the Board of Trustees, and attested by the Clerk-Treasurer who shall affix the seal of said Town. Said 1983 Bonds shall not be the general obligation of said Town, and said 1983 bonds shall state on their face that the Town shall not be obligated to pay the same or the interest thereon except from the special revenue fund provided from the net revenues of the waterworks. The bonds shall have all the qualities and incidents of negotiable instruments under the laws of the State of Indiana.

Section 7. The form and tenor of said fully registered 1983 Bonds and the transfer registry thereon shall be substantially as follows, all blanks to be filled in properly prior to delivery thereof:

(Form of Fully Registered Bond)

UNITED STATES OF AMERICA

~~STATE OF INDIANA~~~~COUNTY OF CLARK~~

No. R-1

\$2,035,000

TOWN OF SELLERSBURG
JUNIOR WATERWORKS REVENUE BOND OF 1983

The Town of Sellersburg, in Clark County, State of Indiana, for value received, hereby promises to pay to the registered owner, solely out of the special revenue fund hereinafter referred to, the principal amount of

TWO MILLION THIRTY-FIVE THOUSAND DOLLARS

on December 1, in the years and installments as follows:

Years	Amounts	Years	Amounts	Years	Amounts
1984	\$ 3,000	1997	\$13,000	2010	\$57,000
1985	3,000	1998	14,000	2011	64,000
1986	4,000	1999	16,000	2012	71,000
1987	4,000	2000	18,000	2013	80,000
1988	4,000	2001	20,000	2014	90,000
1989	5,000	2002	22,000	2015	101,000
1990	6,000	2003	25,000	2016	113,000
1991	6,000	2004	28,000	2017	127,000
1992	7,000	2005	32,000	2018	143,000
1993	8,000	2006	36,000	2019	160,000
1994	9,000	2007	40,000	2020	180,000
1995	10,000	2008	45,000	2021	202,000
1996	11,000	2009	50,000	2022	208,000

(subject to any prepayments of principal as hereinafter provided) and to pay interest from the same source on the unpaid balance thereof from time to time remaining unpaid from the dates of payment from this bond, at the rate of twelve and one-fourth percent (12-1/4%) per annum, payable annually on December 1 of each year, beginning December 1, 1983.

Both principal and interest of this bond, except for the final payments of principal and interest, are payable in lawful money of the United States of America, by check or draft mailed or delivered to the registered owner at the address of said owner as it appears on the registration records of the Town. Upon such final payment at the office of the Clerk-Treasurer, this bond shall be delivered to the Town and cancelled.

This bond is the only one of an authorized issue of the Town, in the aggregate principal amount of Two Million ~~Thirty-five Thousand Dollars (\$2,035,000.00)~~, issued for the purpose of providing funds to apply on the cost of additions and extensions to its municipally-owned waterworks, as authorized by an ordinance adopted by the Board of Trustees of the Town on July __, 1983, entitled "An Ordinance of the Town of Sellersburg authorizing the issuance of junior waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said Town, repealing ordinances inconsistent herewith, and other matters connected therewith," and in strict compliance with the provisions of Title 8, Article 1.5 of the Indiana Code, and all acts amendatory thereof and supplemental thereto (hereinafter referred to as the "Act").

Pursuant to the provisions of said Act and said ordinance, the principal and interest of this bond, and any bonds hereafter issued ranking on a parity therewith, are payable solely from a Waterworks Bond Fund to be provided from the net revenues (herein defined as gross revenues after deduction only for the payment of the reasonable expenses of operation and maintenance) of the waterworks of the Town, including the works constructed or acquired by the use of the proceeds of this bond, and all additions and improvements thereto and replacements thereof subsequently constructed or acquired. This bond shall not constitute an indebtedness of the Town of Sellersburg within the meaning of the provisions and limitations of the constitution of the State of Indiana, and the Town shall not be obligated to pay this bond or the interest hereon except from said special fund provided from said net revenues.

The Town of Sellersburg irrevocably pledges the entire net revenues of said waterworks to the prompt payment of the principal and interest of this bond issued on account of the construction of additions and extensions to said waterworks, and any bonds ranking on a parity therewith, subject, however, to certain Waterworks Revenue Refunding and Improvement Bonds, dated December 1, 1947, which Bonds are now outstanding in the principal amount of \$20,000, bearing interest at the rate of 4% per annum, maturing annually on December 1 over a period ending December 1, 1986, also subject to certain Waterworks Revenue Bonds of 1961, dated July 1, 1961, which Bonds are now outstanding in the principal amount of \$345,000, bearing interest at the rate of 4-1/2% per annum, maturing annually on December 1 over a period ending December 1, 1996, and also to a certain Waterworks Revenue Bond of 1974, dated May 3, 1974, which Bond is now outstanding in the principal amount of \$384,000, bearing interest at the rate of 5% per annum, maturing annually on December 1 over a period ending December 1, 2012, to the extent

necessary for that purpose, and covenants that it will cause to be fixed, maintained and collected such rates and charges for service rendered by said works as are sufficient in each year for the payment of the proper and reasonable expenses of operation, repair and maintenance of said works, and for the payment of the sums required to be paid into its waterworks funds and accounts under the provisions of said ordinance and said Act.

The Town further covenants that it will set aside and pay into its Waterworks Sinking Fund a sufficient amount of the net revenues of said works to meet (a) the interest on this bond and all other bonds which, by their terms, are payable from the revenues of said waterworks, as such interest shall fall due, (b) the necessary fiscal agency charges for paying the bonds and interest, (c) the principal of this bond and all other bonds payable from the revenues of said waterworks, as such principal shall fall due, and (d) an additional amount as a margin of safety to create the reserve required by the ordinance authorizing the issuance of this bond. Such required payments shall constitute a charge upon all the net revenues of said works, subject only to the prior payment of certain Waterworks Revenue Refunding and Improvement Bonds, issued under date of December 1, 1947, outstanding in the amount of \$20,000, bearing interest at 4% per annum and maturing annually on December 1 over a period ending December 1, 1986; certain Waterworks Revenue Bonds of 1961, issued under date of July 1, 1961, outstanding in the amount of \$345,000, bearing interest at 4-1/2% per annum and maturing annually on December 1 over a period ending December 1, 1996; and a certain Waterworks Revenue Bond of 1974, issued under date of May 3, 1974, outstanding in the amount of \$384,000, bearing interest at 5% per annum and maturing annually on December 1 over a period ending December 1, 2012.

This bond may be transferred upon presentation of the bond and an executed assignment to the Clerk-Treasurer of the Town for notation of the same upon this bond and the registration record of the Town kept for that purpose or may be exchanged as provided in the ordinance authorizing the bonds.

Installments of principal of this fully registered bond maturing December 1, 1984, and thereafter, may, at the option of the Town, be prepaid in whole or in part on December 1, 1983, or on any interest payment date thereafter, in any multiples of One Thousand Dollars (\$1,000), upon thirty (30) days' notice to the registered owner at par and accrued interest to the date of prepayment, without any premium. Interest on the installments of principal so prepaid shall cease on such date of prepayment. This bond must be presented at the office of the Clerk-Treasurer for any such prepayments.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this bond have been done and performed in regular and due form as provided by law.

~~IN WITNESS WHEREOF, the Town of Sellersburg, in Clark~~
County, State of Indiana, has caused this bond to be executed in its corporate name by the President of its Board of Trustees and its corporate seal to be hereunto affixed and attested by its Clerk-Treasurer, as of _____.

TOWN OF SELLERSBURG

By: _____
President, Board of Trustees

(SEAL)

Attest:

Clerk-Treasurer

(Form of Registration)

REGISTRATION ENDORSEMENT

This bond can be transferred and registered only at the office of the Clerk-Treasurer in the Town of Sellersburg, Indiana. No writing hereon except by the Clerk-Treasurer.

Date of Registration	In Whose Name Registered	Clerk-Treasurer
_____	_____	_____
_____	_____	_____
_____	_____	_____

RECORD OF PAYMENT FOR BOND

Date of Payment	<u>Amount</u>	Acknowledgment of Receipt by <u>Clerk-Treasurer</u>	Guarantee of Clerk-Treasurer's <u>Signature</u>

PREPAYMENT RECORD

Principal Installments on Which
Payments Have Been Made Prior to Maturity

<u>Principal Date</u>	<u>Amount</u>	<u>Principal Payment</u>	<u>Balance</u>	<u>Date Paid</u>	<u>Name of Authorized Official And Title</u>
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(NOTE: This should be a separate sheet.)

Section 8. Any one or more installments of principal of fully registered bonds, of this issue maturing on December 1, 1984, and thereafter, shall be redeemable or prepayable at the option of the Town from any funds regardless of source, in whole or in part, on December 1, 1984, or on any interest payment date thereafter, at the principal amount thereof with accrued interest to the date fixed for redemption or prepayment, without any premium. Prepayments of installments of fully registered bonds, shall be made in inverse chronological order of maturities outstanding at the time of prepayment, and in inverse numerical order for bonds if less than an entire maturity is called. Notice of prepayment of principal on a fully registered bond shall be given by registered mail, postmarked at least thirty (30) days prior to the date of prepayment, to the registered owner at his address as shown on the registration record of the Town. The notice of prepayment shall specify the date and place of prepayment, the serial numbers of the bonds subject to prepayment, and identification of installments of principal to be prepaid. The place of

prepayment of installments shall be the office of the Clerk-

~~Treasurer of the Town who shall record the prepayments on the~~

bonds. Interest on installments of principal to be prepaid, shall cease on the date fixed in the notice if sufficient funds are available at the place of prepayment to pay the price on the date so named, including interest to said date. If any fully registered bond called for prepayment, shall not be presented on the date and at the place designated in the notice, the Town shall hold in trust in the Town's depository bank, sufficient funds to effect such prepayment of installments as specified in the notice, and thereafter the owner of such bond shall be entitled to payment only from such trust funds, and the prepayment thereof shall be deemed to have been effected, and the bonds no longer outstanding.

Section 9. The bonds of this issue, and any bonds ranking on a parity therewith as to both principal and interest, shall be payable from and secured by an irrevocable pledge of and shall constitute a charge upon all the net revenues (herein defined as gross revenues after deduction only for the payment of the reasonable expenses of operation and maintenance) of the waterworks of the Town, including the works herein authorized to be constructed and all additions and improvements thereto and replacements thereof subsequently constructed or acquired; subject, however, to the prior payment of the outstanding 1947 Bonds, 1961 Bonds and 1974 Bonds. The Town shall not be obligated to pay said 1983 Bonds or the interest thereon except

from the net revenues of said works, and said 1983 Bonds shall not constitute an indebtedness of the Town within the meaning of the provisions and limitations of the constitution of the State of Indiana.

Section 10. Said 1983 Bonds shall be signed in the name of the Town of Sellersburg by the President of the Board of Trustees and attested by the Clerk-Treasurer, who shall affix the seal of said Town to each of said bonds. One of such signatures may be a facsimile signature. Said officials, by the signing of a proper signature identification certificate and the 1983 Bonds, shall adopt as and for their own proper signatures, their facsimile signatures appearing on said 1983 Bonds. Subject to the provisions for registration said 1983 Bonds shall have all of the qualities and incidents of negotiable instruments under the laws of the State of Indiana.

Section 11. Upon surrender of a fully registered 1983 Bond at the office of the Clerk-Treasurer of the Town, or at such other place as may be agreed upon by and between the Town and the registered owner, together with a request for exchange duly executed by the registered owner, or his attorney, in such form as shall be satisfactory to the Town, such 1983 Bond may, at the option of the registered owner thereof, and the expense of the Town, be exchanged for a new fully registered 1983 Bond or Bonds in an aggregate amount equal to the then unpaid principal amount outstanding and with maturities corresponding to the unpaid principal installments outstanding of the fully

registered 1983 Bond, in the denomination of One Thousand

~~Dollars (\$1,000) each, bearing the same rate of interest~~

payable annually on December 1. On the surrender of such fully registered 1983 Bond and the filing of a request for exchange, the Town shall execute and deliver such fully registered 1983 Bonds in accordance with the request for exchange and in the form substantially as set forth in Section 7 hereof. Said 1983 Bonds shall be issued within sixty (60) days from the date of the filing of the request for such exchange. Any fully registered 1983 Bond surrendered for exchange shall, upon delivery of the 1983 Bonds in exchange therefor, be forthwith cancelled by the Town.

Section 12. The Clerk-Treasurer is hereby authorized and directed to have said 1983 Bonds prepared, and the President of the Board of Trustees and the Clerk-Treasurer are hereby authorized and directed to execute said 1983 Bonds in the form and manner herein provided. The Clerk-Treasurer is hereby authorized and directed to deliver said 1983 Bonds to the purchaser thereof. The 1983 Bonds herein authorized, when fully paid for and delivered, shall be the binding special revenue obligations of the Town, payable out of the revenues of the waterworks to be set aside into the Waterworks Sinking Fund as herein provided, and the proceeds derived from the sale of said 1983 Bonds shall be and are hereby set aside for application on the cost of additions, extensions and improvements to said waterworks hereinbefore referred to, and the expenses necessarily incurred in connection therewith. The proper officers of the

Town are hereby directed to draw all proper and necessary warrants, and to do whatever acts and things which may be necessary to carry out the provisions of this ordinance.

Section 13. The proceeds from the sale of said bonds shall be deposited in _____, in Sellersburg, Indiana, in a special account or accounts, separate and apart from other bank accounts of the Town, to be designated as "Town of Sellersburg Waterworks Construction Account." All moneys deposited to the credit of said Waterworks Construction Account shall be deposited, held, secured or invested in accordance with the laws of the State of Indiana relating to the depositing, holding, securing or investing of public funds, including particularly Title 5, Article 13, Chapter 1 of the Indiana Code, as amended and supplemented. Any income from such investment shall become a part of the Waterworks Construction Account. The funds in said special account shall be expended only for the purpose of paying the cost of the waterworks additions, extensions and improvements, including service connections, the incidental expenses incurred in connection with the construction or the issuance of the 1983 Bonds, including the necessary engineering and legal expenses, and to provide for necessary equipment and working capital. Any balance or balances remaining unexpended in such special account or accounts of the Waterworks Construction Account, after completion of the works, which are not required to meet unpaid obligations incurred in connection with such construction, shall, within sixty (60) days after completion of the

project, be deposited in the Waterworks Sinking Fund, credited to the Debt Service Reserve Account thereof, and shall be used

solely for the purposes of said Fund.

Section 14. All revenues derived from the operation of the waterworks and from the collection of water rates and charges shall be segregated and kept separate and apart from all other funds and bank accounts of the Town. Out of said revenues the proper and reasonable expenses of operation and maintenance of the works shall be paid, the principal and interest of all bonds and fiscal agency charges of bank paying agents shall be paid, and the cost of replacements, extensions, additions, and improvements shall be paid as hereinafter provided. No moneys derived from the revenues of the waterworks shall be transferred to the general fund of the Town or be used for any purpose not connected with the waterworks so long as any bonds payable from the revenues of the waterworks are outstanding.

Section 15. All of the net revenues of the Town's waterworks shall be and are hereby irrevocably pledged to the payment of the principal of and interest on the now outstanding bonds and the 1983 Bonds issued pursuant to the provisions of this ordinance, and all bonds on a parity therewith, to the extent necessary for that purpose. The term "net revenues" as used in this section shall be construed to mean the revenues remaining after the reasonable cost of operation and maintenance has been paid. Out of said net revenues there shall first be deposited in the fund known as the "Water Works System

Revenue Bond Account" created by the ordinance adopted December 8, 1947, as amended by the ordinance adopted February 19, 1948,

for the payment of the principal and interest on the now outstanding 1947 Bonds, the fixed annual amounts specified in said ordinance, as amended, said amounts to be deposited in said account in equal monthly installments. Such monthly deposits into said Water Works System Revenue Bond Account shall continue until such time as said fund shall contain an amount sufficient to pay all of said bonds then outstanding, together with the interest thereon to the dates of maturity thereof. Said Water Works System Revenue Bond Account shall be applied to the payment of the principal of and interest on the 1947 Bonds issued pursuant to the provisions of said ordinance, as amended, in accordance with the terms of said 1947 Bonds, and to no other purpose whatsoever.

The special fund created by Ordinance No. 217 and continued by Ordinance No. 285 for the payment of the principal of and interest on the 1961 Bonds and the 1974 Bonds, respectively, and all bonds on a parity therewith designated is hereby designated as the special fund for the payment of the principal of and interest on the bonds authorized by this Ordinance as the "1961 Waterworks Bond Fund." Out of the net revenues remaining after meeting the monthly requirements of the hereinabove mentioned Water Works System Revenue Bond Account, there shall be deposited in the "1961 Waterworks Bond Fund" on or before the first day of each calendar month, a sufficient

amount of such remaining net revenues of the Town's waterworks

to pay one-twelfth (1/12) of the interest on and principal of

the outstanding 1961 Bonds, the 1974 Bonds, the 1983 Bonds issued pursuant to the provisions of this ordinance, and any bonds hereafter issued on a parity therewith, which will be payable during the period of the then next succeeding twelve (12) calendar months. Such monthly deposit shall continue until such time as said fund contains an amount sufficient to pay all of said bonds then outstanding, together with the interest thereon to the dates of maturity thereof, and to pay the principal of and interest on any bonds hereafter issued on a parity therewith. In addition to said monthly one-twelfth (1/12) debt service deposits, there shall be deposited monthly in said fund not less than the amount of Two Thousand Six Hundred Dollars (\$2,600) until there has been accumulated from such additional deposits the sum of Three Hundred Eleven Thousand Nine Hundred Eighty-five Dollars (\$311,985) as a debt service reserve in said 1961 Waterworks Bond Fund. Thereafter said debt service reserve shall be maintained in said fund as a minimum balance over and above the monthly one-twelfth (1/12) debt service deposits so long as any of the bonds herein authorized are outstanding, the Board of Trustees finding and declaring that said debt service reserve is a reasonable and proper protection against default. Said 1961 Waterworks Bond Fund shall be applied to the payment of the principal of and interest on the 1961 Bonds, the 1974 Bonds and the bonds issued pursuant to the provisions of this ordinance in accordance with

the terms of said bonds, and to the payment of the principal of
and interest on any bonds hereafter issued on a parity there-

with, and to no other purpose whatsoever. Only moneys in said 1961 Waterworks Bond Fund in excess of said monthly one-twelfth (1/12) debt service deposits and said minimum balance debt service reserve may be used for the purpose of redeeming bonds prior to maturity unless all of the outstanding bonds payable from said fund can be retired by the application of moneys in said fund. Moneys in said 1961 Waterworks Bond Fund may be invested in accordance with the laws of the State of Indiana relating to the investment of public funds, including particularly Chapter 9 of the Acts of 1945, as amended and supplemented. No part of the net revenues of the Town's waterworks shall be transferred to the general fund or any other fund of the Town not related to the Town's waterworks so long as any of the bonds issued pursuant to this ordinance are outstanding.

Section 16. After providing for the reasonable operating and maintenance expenses and after setting aside the amounts hereinbefore required to be paid into the Water Works System Revenue Bond Account and the Waterworks Bond Fund, all or such portion of the remaining income and revenues of said system as shall be necessary shall be set aside into the Depreciation Account established by the ordinance adopted December 8, 1947, as amended by the ordinance adopted February 19, 1948, and may be expended in making good depreciation in the waterworks, or

in new construction, extensions, betterments, or additions to
said waterworks; or funds in such account may be used for the

call, prepayment or purchase of outstanding bonds for redemption prior to maturity, provided that no such redemption shall be made at a price in excess of the then applicable redemption price, or if the bonds are non-callable and are not prepayable at the time, then at a price in excess of the highest redemption price provided in the ordinance authorizing the issuance of such bonds. The funds in said Depreciation Account may be invested in accordance with the laws of the State of Indiana relating to the investment of public funds, including particularly Chapter 9 of the Acts of 1945 as amended and supplemented.

Section 17. The Waterworks System Revenue Bond Account established in 1947 and the 1961 Waterworks Bond Fund established in 1961 each shall be deposited in and maintained as a separate bank account or accounts apart from all other bank accounts of the Town. Any operation and maintenance fund or account and the Depreciation Fund may be maintained in a single bank account or accounts but such bank account or accounts shall likewise be maintained separate and apart from all other bank accounts of the Town and apart from the other waterworks accounts. All moneys deposited in said bank accounts shall be deposited, held and secured as public funds in accordance with the public depository laws of the State of Indiana; provided that moneys therein may be invested in accordance with the applicable laws, and in the event of such investment the income

therefrom shall become a part of the Funds invested and shall

~~be used only as provided in this ordinance.~~

Section 18. The Town shall keep proper books of records and accounts, separate from all of its other records and accounts, in which complete and correct entries shall be made showing all revenues collected from said utility and all disbursements made on account of the utility, also all transactions relating to said utility. There shall be prepared and furnished to the original purchasers of the 1983 Bonds, not more than ninety (90) days after the close of each fiscal year, complete operating income and expense statements of the works, covering the preceding fiscal year and the balances in the several Funds and Accounts referred to in this Ordinance. The fiscal year of the waterworks shall be from January 1 to December 31, both inclusive. Copies of all such statements and reports, together with all audits of the waterworks made available to the Town by the Indiana State Board of Accounts or any successor body authorized by law to audit municipal accounts, shall be kept on file in the office of the Clerk-Treasurer. Any holder or holders of 1983 Bonds then outstanding shall have the right at all reasonable times to inspect the works and all records, accounts, statements, audits, reports and data of the Town relating to the waterworks. Such inspections may be made by representatives duly authorized by written instrument.

Section 19. The Town shall by ordinance establish, maintain and collect just and equitable rates and charges for

facilities and services afforded and rendered by said water

~~utility, which shall to the extent permitted by law produce~~

sufficient revenues at all times to pay all the legal and other necessary expense incident to the operation of such utility, to include maintenance costs, operating charges, upkeep, repairs, interest charges on bonds or other obligations, to provide the sinking fund for the liquidation of bonds or other evidences of indebtedness, to provide adequate funds to be used as working capital, as well as funds for making extensions, additions, and replacement, and also, for the payment of any taxes that may be assessed against such utility, it being the intent and purpose hereof that such charges shall produce an income sufficient to maintain such utility property in a sound physical and financial condition to render adequate and efficient service. So long as any of the 1983 Bonds herein authorized are outstanding, none of the facilities or services afforded or rendered by said system shall be furnished without a reasonable and just charge being made therefor. The Town shall pay like charges for any and all services rendered by said utility to the Town, and all such payments shall be deemed to be revenues of the utility. Such rates or charges shall, if necessary, be changed and readjusted from time to time so that the revenues therefrom shall always be sufficient to meet the expenses of operation and maintenance, and said requirements of the Sinking Fund.

Section 20. The Town reserves the right to authorize and issue additional bonds, payable out of the revenues of its

waterworks ranking on a parity with the 1983 Bonds authorized

~~by this ordinance to complete the planned project, according to~~

the plans and specifications, upon certification of the engineer of the amount necessary, without any further conditions; or for the purpose of financing the cost of future additions, extensions, and improvements to the waterworks, or to refund obligations, subject to the following conditions:

(a) The interest on and principal of all bonds payable from the revenues of the waterworks shall have been paid to date in accordance with the terms thereof and all credits required to be made to the waterworks sinking fund and the accounts thereof shall have been made to date.

(b) The net revenues of the waterworks in the fiscal year immediately preceding the issuance of any such bonds ranking on a parity with the bonds authorized by this ordinance shall not be less than one hundred twenty percent (120%) of the maximum annual interest and principal requirements of the then outstanding bonds and the proposed additional parity bonds proposed to the final maturity of the then outstanding bonds. For the purposes of this subsection, the records of the waterworks shall be analyzed and all showings shall be prepared by a certified public accountant retained by the Town for that purpose.

(c) The interest on the additional parity bonds shall be payable annually on December 1, and the principal shall be payable annually on December 1 in the years in which principal and interest are payable.

Parity bonds may also be issued to refund less than all of
~~the then outstanding bonds, or to prepay a part of the prin-~~

cipal of a single bond, issued pursuant to this ordinance or ranking on a parity therewith, but any such refunding bonds shall be subject to the conditions in this section unless the bonds being refunded mature within three (3) months of the date of such refunding and no other funds are available to pay such maturing bonds. In computing the maximum annual interest and principal requirements pursuant to subsections (b), the interest on and principal of the refunding bonds shall be substituted for the interest on and principal of the bonds being refunded.

Section 21. For the purpose of further safeguarding the interests of the holders of the bonds herein authorized, it is specifically provided as follows:

(a) All contracts let by the Town in connection with the construction of the extensions and additions to said waterworks shall be let after due advertisement as required by the laws of the State of Indiana, and all contractors shall be required to furnish surety bonds in an amount equal to one hundred per cent (100%) of the amount of such contracts, to insure the completion of said contracts, in accordance with their terms, and such contractors shall also be required to carry such employers' liability and public liability insurance as are required under the laws of the State of Indiana in the case of public contracts, and shall be governed in all respects by the laws of the State of Indiana relating to public contracts.

(b) The works shall be constructed under the supervision
~~and subject to the approval of Midwestern Engineers, or such~~

other competent engineer as shall be designated by the Town. All estimates for work done or material furnished shall first be checked by the engineer and approved by the Town prior to payment therefor.

(c) The Town shall at all times maintain its waterworks in good condition and operate the same in an efficient manner and at a reasonable cost.

(d) So long as the bonds herein authorized are outstanding, the Town shall maintain insurance on the insurable parts of said works of a kind and in an amount such as would normally be carried by private companies engaged in a similar type of business. All insurance shall be placed with responsible insurance companies qualified to do business under the laws of the State of Indiana. Insurance proceeds shall be used in replacing the property destroyed or damaged; or if not used for that purpose shall be deposited in the Waterworks Sinking Fund and credited to the Debt Service Reserve Account.

(e) So long as the bonds herein authorized are outstanding, the Town shall not mortgage, pledge or otherwise encumber such works or any part thereof, nor shall it sell, lease or otherwise dispose of any portion thereof except equipment or property which may become worn out, obsolete or no longer suitable for use in the waterworks.

(f) Except as hereinbefore provided in Section 20, so long

~~as the bonds herein authorized are outstanding, no additional~~

bonds or other obligations pledging any portion of the revenues of said waterworks shall be authorized, executed or issued by the Town except such as shall be made subordinate and junior in all respects to the bonds herein authorized, unless the bonds herein authorized have been duly called for redemption and sufficient funds to effect the redemption and retirement have been deposited at the place of redemption on the date fixed for redemption in accordance with the terms and conditions of said bonds and this ordinance.

(g) The provisions of this ordinance shall constitute a contract by and between the Town and the holders of the waterworks revenue bonds herein authorized, and after the issuance of said bonds, and subject to the provisions of Section 20 and 23 hereof, this ordinance shall not be repealed or amended in any respect which will adversely affect the rights of the holders of said bonds, nor shall the Board of Trustees adopt any law, ordinance or resolution which in any way adversely affects the rights of such holders so long as said bonds or the interest thereon remain unpaid.

(h) The provisions of this ordinance shall be construed to create a trust in the proceeds of the sale of the bonds herein authorized for the uses and purposes herein set forth, and the holders of the bonds shall retain a lien on such proceeds until the same are applied in accordance with the provisions of this

ordinance and of said governing Act. The provisions of this

~~ordinance shall also be construed to create a trust in the por-~~

tion of net revenues herein directed to be set apart and paid into the 1961 Waterworks Bond Fund for the uses and purposes of said Fund as in this ordinance set forth. The holders of said bonds shall have all the rights, remedies and privileges set forth in the provisions of the governing Act hereinbefore referred to, including the right to compel the collection of sufficient rates and charges to provide for the operation and maintenance of the water utility system and for the payment of the bonds and interest thereon; also, the right to have a receiver appointed to maintain and operate said water utility system, in the event the Town shall fail or refuse to fix and collect sufficient rates and charges for said purposes, or shall fail or refuse to operate and maintain said system and to apply properly the revenues derived from the operation thereof, or if there be a default in the payment of the interest on or principal of the bonds for a period of thirty (30) days after such payment shall be due.

Section 22. So long as the United States of America, acting through the Farmers Home Administration, is the holder of the bonds, the Town covenants that in addition to the other covenants, terms and conditions applicable to the bonds authorized by this ordinance, that:

(a) The Clerk-Treasurer shall maintain a fidelity bond in an amount specified by the Farmers Home Administration, which shall name the Farmers Home Administration as a co-obligee.

(b) All disbursements and payments from the Waterworks

~~Construction Account established by Section 13 hereof shall be~~

countersigned by such official as shall be designated in writing by the Farmers Home Administration.

(c) The Town, to the extent permitted by state law, shall make such periodic reports on the waterworks and its funds and accounts as shall be specified by the Farmers Home Administration.

(d) To the extent permitted by law, the Town shall comply with the terms and conditions of the Farmers Home Administration Loan Resolution.

Section 23. Subject to the terms and provisions contained in this section, and not otherwise, the holders of not less than seventy-five per cent (75%) in aggregate principal amount of the bonds issued pursuant to this ordinance and then outstanding shall have the right, from time to time, anything contained in this ordinance to the contrary notwithstanding, to consent to and approve the adoption by the Town of such ordinance or ordinances supplemental hereto as shall be deemed necessary or desirable by the Town for the purpose of modifying, altering, amending, adding to or rescinding in any particular any of the terms or provisions contained in this ordinance, or in any supplemental ordinance; provided, however, that nothing herein contained shall permit or be construed as permitting:

(a) An extension of the maturity of the principal of or interest on any bond issued pursuant to this ordinance; or

(b) A reduction in the principal amount of any bond or the redemption premium or the rate of interest thereon; or

(c) The creation of a lien upon or a pledge of the revenues of the waterworks ranking prior to the pledge thereof created by this ordinance; or

(d) A preference or priority of any bond or bonds issued pursuant to this ordinance over any other bond or bonds issued pursuant to the provisions of this ordinance; or

(e) A reduction in the aggregate principal amount of the bonds required for consent to such supplemental ordinance. If the holders of not less than seventy-five per cent (75%) in aggregate principal amount of the bonds outstanding at the time of adoption of such supplemental ordinance shall have consented to and approved the adoption thereof by written instrument to be maintained on file in the Office of the Clerk-Treasurer of the Town, no holder of any bond issued pursuant to this ordinance shall have any right to object to the adoption of such supplemental ordinance or to object to any of the terms and provisions thereof. Upon the adoption of any supplemental ordinance pursuant to the provisions of this section, this ordinance shall be, and shall be deemed, modified and amended in accordance therewith, and the respective rights, duties and obligations under this ordinance of the Town and all holders of bonds issued pursuant to the provisions of this ordinance then outstanding, shall thereafter be determined, exercised and enforced in accordance with this ordinance, subject in all

respects to such modifications and amendments. Notwithstanding

anything contained in the foregoing provisions of this ordi-

nance, the rights and obligations of the Town and of the holders of the bonds authorized by this ordinance, and the terms and provisions of the bonds and this ordinance, or any supplemental ordinance, may be modified or altered in any respect with the consent of the Town and the consent of the holders of all the bonds issued pursuant to this ordinance then outstanding.

Section 24. If, when the bonds issued hereunder shall have become due and payable in accordance with their terms, and the whole amount of the principal and the interest so due and payable upon all of the bonds and coupons then outstanding shall be paid; or (1) sufficient moneys, or (2) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys, or (3) time certificates of deposit fully secured as to both principal and interest by obligations of the kind described in (2) above of a bank or banks the principal of and interest on which when due will provide sufficient moneys, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case the bonds issued hereunder shall no longer be deemed outstanding or entitled to the pledge of the revenues of the City's waterworks.

Section 25. All ordinances and parts of ordinances,
 including Ordinance No. 379, in conflict herewith are hereby

repealed; provided, however, that this ordinance shall not be deemed in any way to repeal, amend, alter or modify the ordinances authorizing the bond issued in 1947, 1961 or 1974 nor be construed as adversely affecting the rights of the holders of the aforementioned outstanding bonds.

Section 26. This ordinance shall be in full force and effect from and after its passage.

Passed and adopted by the Board of Trustees of the Town of Sellersburg, on the 7th day of December 1983.

BOARD OF TRUSTEES

Paul E. Kinsler

William R. Collier

Nancy Denton

ATTEST:

Anna McCartney
 Clerk-Treasurer

AN ORDINANCE FIXING THE SALARIES AND WAGES OF EMPLOYEES OF THE TOWN OF
SELLERSBURG, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG,
INDIANA:

Section 1. That: on and after January 1, 1984, the salaries and
wages of the employees of the Town of Sellersburg, Clark County, Indiana
shall be as follows:

WATER DEPARTMENT:

1 Superintendent	\$ 456.20 per week
1 Heavy Equipment Operator	6.69 per hour
1 Laborer	4.91 per hour
1 Meter Repairman	4.82 per hour
1 Part-time Meter Reader	3.68 per hour
1 Part-time Meter Reader Helper	3.35 per hour
1 Deputy Clerk-Treasurer	198.07 per week
1 Billing Clerk	173.07 per week
1 Monitor	160.78 per week
1 Part-time Monitor	3.35 per hour

SEWAGE DEPARTMENT:

1 Superintendent	456.20 per week
1 Inspector	5.00 per hour
3 Laborers	4.50 per hour
1 Clerk	188.07 per week

POLICE DEPARTMENT:

1 Chief	349.02 per week
1 Major	330.87 per week
1 Captain	319.32 per week
1 Lieutenant	314.07 per week
1 Sargeant	308.82 per week
2 First Class Patrolmen	299.37 per week
3 Dispatchers	160.78 per week

STREET & SANITATION DEPARTMENT:

1 Superintendent	288.72 per week
5 Laborers	4.50 per hour

Section 2. This ordinance shall be in full force and effect as of
January 1, 1984.

Passed and adopted at the regular meeting of the Board of Trustees of
the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg,
Indiana, on the 22nd day of December, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

Nancy Hinton
NANCY HINTON, MEMBER

ATTEST:

Anna L. McCarty
ANNA L. MC CARTNEY, CLERK-TREASURER

AN ORDINANCE FIXING THE SALARIES OF ELECTED OFFICIALS OF THE TOWN OF SELLERSBURG, INDIANA

~~BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG,~~
INDIANA:

Section 1. That on and after January 1, 1983, the salaries of the elected officials of the Town of Sellersburg, Clark County, Indiana, shall be as follows:

GENERAL FUND OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Police Trustee)	\$ 1,200.00 per year
1 Town Board Trustee (Water, Recreation, Fire)	1,200.00 per year
1 Town Board Trustee (Sanitation & Sewage)	1,200.00 per year
1 Clerk-Treasurer	2,800.00 per year

WATER DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Police)	1,300.00 per year
1 Town Board Trustee (Water, Recreation, Fire)	1,300.00 per year
1 Town Board Trustee (Sanitation & Sewage)	1,300.00 per year
1 Clerk-Treasurer	4,700.00 per year

SEWAGE DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Police)	500.00 per year
1 Town Board Trustee (Water, Recreation, Fire)	500.00 per year
1 Town Board Trustee (Sanitation & Sewage)	500.00 per year
1 Clerk-Treasurer	4,000.00 per year

COMMUNITY DEVELOPMENT BLOCK GRANT OF THE TOWN OF SELLERSBURG:

1 Clerk-Treasurer	4,000.00 per year
-------------------	-------------------

Section 2. This ordinance shall be in full force and effect as of January 1, 1984.

Passed and adopted at the regular meeting of the Board of Trustees of the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg, Indiana, on the 22nd day of December, 1983.

TOWN BOARD OF TRUSTEES:

Carl E. Kamer
CARL E. KAMER, PRESIDENT

WILLIAM R. COLLIER, MEMBER

Nancy Hinton
NANCY HINTON, MEMBER

ATTEST:

Anna L. Mc Cartney
ANNA L. MC CARTNEY, CLERK-TREASURER

ORDINANCE NO. 384~~ORDINANCE ESTABLISHING TOWN MANAGER POSITION,
AND SETTING FORTH DUTIES, POWERS, AND SALARY.~~

Be it ordained by the Board of Trustees of the Town of Sellersburg that pursuant to I.C. 36-5-5 et. seq., there is hereby created the position of Town Manager, and his duties are as follows:

1. He shall attend the meetings of the Sellersburg Town Board and recommend actions he considers advisable;
2. He shall suspend, or transfer Town employees, if necessary for the welfare of the Town;
3. He shall administer and enforce all Ordinances, Orders, and Resolutions of the Sellersburg Town Board;
4. He shall see that all Statutes that are required to be administered by the Sellersburg Town Board or a Town officer subject to the control of the Board are faithfully administered;
5. He shall perform any other duties or powers, which the Board may, from time to time, delegate to the Town Manager.

It is further ordained that the Town Manager shall serve at the pleasure of the Board and shall not have the following powers or duties:

1. He shall not hire Town employees;
2. He may not delegate any of his powers to an employee;
3. He shall not prepare budget estimates to be submitted to the Board;
4. He shall not execute contracts on behalf of the Town for materials, supplies, services, or improvements, and he shall not receive service of summons on behalf of the Town.

The salary of the Town Manager shall be set at \$100.00 per week.

It is further ordained by the Board of Trustees of the Town of Sellersburg that Marion Pope is employed this date as the Sellersburg Town Manager and the Board authorizes him to commence performing his job pursuant to the foregoing mentioned duties and powers.

PASSED AND ADOPTED this 5th day of January, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES:

Melvin Curtis
MELVIN CURTIS

Keith Coats
KEITH COATS

WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 385

ORDINANCE INCREASING NUMBER OF MEMBERS OF SELLERSBURG
BOARD OF METROPOLITAN POLICE COMMISSIONERS

Pursuant to I.C. 36-8-9-3, be it ordained by the Board of Trustees of the Town of Sellersburg, that the number of commissioners on the Sellersburg Board of Metropolitan Police Commissioners is hereby increased from three (3) to five (5) members.

It is further ordained by the Board of Trustees that Norman Hoffman and Howard Adams Louis Bayer are hereby appointed to the Sellersburg Board of Metropolitan Police Commissioners for a term of three (3) years, with each member's term considered to begin January 1 following the date of their appointment.

PASSED AND ADOPTED this 5th day of January, 1984.

BOARD OF TRUSTEES OF THE TOWN
OF SELLERSBURG

Melvin Curtis
MELVIN CURTIS

Keith Coats
KEITH COATS

William R. Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 386

AN ORDINANCE ESTABLISHING FEES FOR OUT-OF-STATE VEHICLE IDENTIFICATION NUMBER INSPECTIONS

WHEREAS, Public Law 120, Section 1, enacted by the 1983 Legislature and effective September 1, 1983, now permits peace officers of the state to charge a fee for inspecting vehicles which must be inspected prior to registration in the State of Indiana; and

WHEREAS, the Board of Trustees deems it desirable to impose a fee for inspecting applicable motor vehicles, which fee is not a greater charge for the service than that reasonably related to the cost of the service provided.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, that from and hereafter the date of passage and adoption of this Ordinance, the Police Department of the Town of Sellersburg, Indiana, is authorized and directed to collect a fee of Three Dollars (\$3.00) for the inspection process for each motor vehicle which must be inspected prior to registration in the State of Indiana.

BE IT FURTHER ORDAINED that a receipt shall be issued by the Police Department for each such inspection fee collected; that the revenues so collected shall be periodically, and not less than monthly, delivered to the Clerk-Treasurer of the Town of Sellersburg, and such revenues received from the inspections authorized by this Ordinance shall be deposited into the General Fund fund of the Town of Sellersburg.

PASSED AND ADOPTED By the Board of Trustees of the Town of Sellersburg, Indiana, this 22nd day of February, 1984.

TOWN OF SELLERSBURG, INDIANA BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

William Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 387

AN ORDINANCE AMENDING ORDINANCE NO. 386 ESTABLISHING FEES FOR OUT-OF-STATE VEHICLE IDENTIFICATION NUMBER INSPECTIONS

WHEREAS, the Board of Trustees for the Town of Sellersburg previously passed Ordinance No. 386 providing for motor vehicle inspection fees to be paid into the Town's General Fund.

WHEREAS, the Board now believes that the funds collected, through this inspection, should be placed in another fund.

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, that Ordinance No. 386 is amended to provide that the funds collected shall be periodically, and not less than monthly, delivered to the Clerk-Treasurer of the Town of Sellersburg, and such revenues recieved from the inspections authorized this Ordinance shall be deposited into the ACCIDENT FUND of the Town of Sellersburg:

ORDAINED this 26th day of April, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

William R. Collier
WILLIAM COLLIER

ATTEST:

Anna Mc Cartney
ANNA MC CARTNEY, CLERK-TREASURER

ORDINANCE NO. 389

ORDINANCE ANNEXING UNRUH PROPERTY

WHEREAS, a Petition for Annexation was filed by Victor O. and Jean M. Unruh with the Town of Sellersburg, IN, asking that certain privately owned real estate contiguous to the Town of Sellersburg, IN, be annexed to the town pursuant to I.C. 36-4-3-5 and that the corporate limits of the town be extended so as to include the privately owned real estate described as follows:

Being a 26.34 acre part of a 90.5 acre tract of land heretofore conveyed to Otto F. and Ethel Koehler by deed as recorded in Deed Record 149, Page 136 of the Clark County, Indiana Record of Deeds and being a part of Survey No. 87 of the Illinois Grant, Clark County, Indiana, and being more fully described as follows, to-wit:

Commencing at the west corner of said Survey No. 87 of the Illinois Grant and running thence North 55° 23' 24" East along the line dividing Surveys No. 87 and 88 of said Illinois Grant, 2216.09 feet to an iron pipe at the west corner of the land heretofore conveyed to Charles and Mary Jenkins, Sr. by deeds as recorded in Deed Drawer 1, Instrument No. 3387 and in Deed Drawer 2, Instrument No. 6016 of said Clark County Records; thence South 31° 37' 56" East along Jenkins' southwest line, 1093.78 feet to an iron pipe on the northwest line of said Otto F. and Ethel Koehler; thence continuing South 31° 37' 56" East, 497.74 feet to a point and being the true place of beginning of land to be herein described:

Thence North 55° 22' 58" East, 2319.51 feet; thence South 34° 36' East, 492.30 feet to a point on the southeast line of said Koehler's land; thence South 55° 24' West along said southeast line, 2345.00 feet; thence North 31° 37' 56" West, 492.26 feet to the place of beginning and containing 26.34 acres of land.

That the petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described real estate owned by Victor O. and Jean M. Unruh is hereby annexed into the Town of Sellersburg, IN, pursuant to I.C. 36-4-3-5; and

It is further ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this ordinance.

This Ordinance No. 389 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED this 13th day of August, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

William Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK- TREAS.

ORDINANCE NO. 390ORDINANCE SETTING SPEED LIMIT
ON GREENWOOD ROAD

WHEREAS, Greenwood Road is a two lane road within the boundaries of the Town of Sellersburg, IN, and it runs from Highway 31 to Highway 60.

The Board of Trustees of the Town of Sellersburg believe that the speed limit on Greenwood Road should be set at a speed which protects residents from excessive speed, but which allows a person reasonable transportation access to Highways 31 and 60.

The Board further believes that the speed limit on Greenwood Road should be posted at 30 miles per hour, that being the maximum speed.

THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg:

1. That the speed limit on Greenwood Road is hereby set at and shall be posted at 30 miles per hour, that being the maximum speed.
2. That the department head of the Town's Street Department shall immediately erect signs on Greenwood Road which set the speed limit at 30 miles per hour.
3. That any person, firm or corporation violating the provisions of this Ordinance shall, upon conviction, be fined the sum of \$ 25.00, and payment shall be made in accordance with Ordinance No. 323.
4. That the Sellersburg Police Department shall enforce this Ordinance in accordance with the Town's other Ordinances and the Laws of the State of Indiana.

PASSED and ADOPTED this 27th day of August, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

William Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 388

AN ORDINANCE ESTABLISHING CASH RESERVE FUND

WHEREAS, the Sellersburg Town Board desires to establish a method whereby the Town may borrow funds between its municipally owned utilities, and transfer surplus earnings of the utilities to the Town's General Fund;

That pursuant to I.C. 8-1.5-3-11, Indiana Law provides for and allows a cash reserve fund to be used to make loans to another utility owned by the same municipality, for periods not to exceed five (5) years, and at any interest rate.

That a cash reserve fund also allows the transfer of surplus earnings of a municipally owned utility to the town's general fund.

That by establishing the cash reserve fund the Town of Sellersburg can better distribute and allocate the Town's funds, including the municipally owned utilities funds, thereby reducing the Town's costs in administrative expenses; and

That the Town of Sellersburg no longer would be required to borrow funds on the open market, at competitive interest rates, while having funds at its disposal either in a municipally owned utility account or in a cash reserve fund account.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF SELLERSBURG, through its Board of Trustees:

1. That a cash reserve fund is hereby established which allows for the transfer of surplus earnings of a municipally owned utility or utilities to the Town's General Fund, and this cash reserve fund shall be carried on the records of the utility or utilities by providing for monthly contributions or transfers to the cash reserve fund of surplus earnings of the utility or utilities.

2. That surplus earnings are defined as those cash earnings remaining after provision has been made to take care of current obligations, including: 1) operating expense, 2) depreciation or replacement fund, 3) bond and interest sinking fund, 4) retirement fund, or 5) any other priority fund requirement fixed by law.

3. That the cash reserve fund also may be used to make loans between municipally owned utilities for periods not to exceed five (5) years, and at any interest rate, with the repayment of principal and interest, if any, of the loan, being made and returned to the cash reserve fund.

4. That I.C. 8-1.5-3-11, or any successor statute, governs the management of this fund in all other respects.

PASSED AND ADOPTED this 24th day of May, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

KEITH COATS

William R. Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREAS.

ORDINANCE NO. 397AN ORDINANCE TO ESTABLISH A
CUMULATIVE CAPITAL DEVELOPMENT FUND

WHEREAS, P.L. 44-1984 allows municipalities to establish a municipal Cumulative Capital Development Fund; and

WHEREAS, the town of Sellersburg finds that such a fund is necessary and prudent for the financial well being of the municipality;

NOW THEREFORE BE IT ORDAINED by the Town Board of Sellersburg

SECTION 1. That there is hereby established a Sellersburg Cumulative Capital Development Fund.

SECTION 2. That an ad valorem property tax levy will be imposed and the revenues from the levy will be retained in the Sellersburg Cumulative Capital Development Fund.

SECTION 3. That the maximum rate of levy under Section 2 will not exceed

- a. .04 per \$100 Assessed Valuation for 1985
- b. .08 per \$100 Assessed Valuation for 1986
- c. .12 per \$100 Assessed Valuation for 1987

SECTION 4. That the funds accumulated in the Sellersburg Cumulative Capital Development Fund will be used for capital improvements as described in IC 36-9-16-2 or IC 36-9-16-3.

SECTION 5. Notwithstanding Section 4, funds accumulated in the Sellersburg Cumulative Capital Development Fund may be spent for purposes other than the purposes stated in Section 4, if the purpose is to protect the public health, welfare or safety in an emergency situation which demands immediate action. Money may be spent under the authority of this section only after the Town Board President issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund.

SECTION 6. This fund takes effect upon approval of the State Board of Tax Commissioners.

More specifically
~~At the~~ The Town Bd. Further
ordain that the Funds accumulated
in the Sellersburg Cumulative Capital Develop.
Fund, for the first ~~year~~ years of its
existence, shall be used only for the
improvement of the Town's water and
sewer systems.

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER, MEMBER

Dwight K. Coats
DWIGHT K. COATS, MEMBER

ATTEST:

Anna Mc Cartney
ANNA MC CARTNEY, CLERK-TREASURER

ORDINANCE # 392
ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it Ordained by the City, or Town, or County of SELLERSBURG, Indiana. That for the expenses of the City, or Town, or County government and its institutions for the year ending December 31, 1985, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition for the purpose of raising revenue to meet the necessary expense of city, or town, or county government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report and submitted herewith.

APPROVED BY:

COMMON COUNCIL OR TOWN BOARD

OR

COUNTY COUNCIL

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor or Town Board.

Passed by the Common Council _____, 19____.

Approved by the Mayor _____, 19____.

Mayor

Attest:

City Clerk or Clerk-Treasurer

Passed by the Board of Town Trustees August 27, 1984.

Nicholas Curtis

William R. Collier

Attest:

Anna L. McCarty
Town Clerk-Treasurer

Presented to the County Council of _____ County, Indiana, and read in full for the first time this _____ day of _____, 19____.

President County Council

Attest:

County Auditor and/or Clerk of County Council

Presented to the County Council of _____ County, Indiana, and read in full for the second time, and adopted, this _____ day of _____, 19____, by the following vote:

Nay

Yea

_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member

Attest:

County Auditor and/or Clerk of County Council

ORDINANCE NO. 394AN ORDINANCE ESTABLISHING LONGEVITY
PAY FOR ELIGIBLE EMPLOYEES OF THE
SELLERSBURG POLICE DEPARTMENT

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF
SELLERSBURG, INDIANA:

ARTICLE I.

LONGEVITY

SECTION 1. Covered Employees. This Article regarding longevity pay shall relate only to police officers and no employees of other Town departments nor any civilian employees of the Police Department of the Town of Sellersburg shall be entitled to longevity pay as set forth in this Ordinance.

SECTION 2. Employee Not Eligible Prior to Completion of Second Year of Service. An employee must complete two (2) consecutive, full-time and non-interrupted years of service to the Sellersburg Police Department before he or she becomes eligible for longevity pay and no longevity pay is due and payable during the first two years of service of the eligible employee. If an employee's service is terminated during the first two years of service, no longevity pay is due for any portion of that period.

SECTION 3. Accrual Date for Longevity Pay. Only for computation of the amount of longevity pay is due, in order to avoid split months, longevity pay shall be computed from the first day of the month in which the anniversary date of the employee falls, and the employee shall receive the longevity pay amount on his or her anniversary date, that date being the date the employee was employed by the Town.

SECTION 4. Determination of Eligible Years of Service. Years of service for purposes of computing longevity pay due shall include and be allowed only for years spent in full-time and uninterrupted employment as a police officer; with the exception, however, that a police officer rehired prior to January 1, 1985 and who a) is eligible for longevity pay, b) has interrupted service due to resignation, and c) has since rehired received longevity pay at a rate based on the total length of service using a composite anniversary date of employment rather than the actual original date of employment or any date of re-employment shall continue to draw longevity pay based on the composite anniversary date of service computed for that employee.

Any employee rehired into the Police Department after January 1, 1985, shall not be entitled to credit for any previous service time in the Department.

SECTION 5. Wage Base for Computation of Longevity Pay. The wage base for computing the amount of longevity payable to a police officer, regardless of the current rank of the eligible employee, shall be the pay scale of a first class police officer for the preceding twelve months on a proportional basis.

SECTION 6. Computation of Longevity Pay For Eligible Employees.

A.) Generally: After an eligible employee has completed two (2) consecutive, full-time and non-interrupted years of service to the Sellersburg Police Department he or she shall receive, on his or her anniversary date, an amount equal to one percent (1%) of the base salary of a First Class police officer, with the applicable base salary being that set for a First Class police officer for the year that the payment is due. For each year thereafter up to and including the eligible employee's twentieth (20th) year of service to the Sellersburg Police Department he or she shall receive, on his or her anniversary date, an amount equal to one percent (1%) of the base salary of a First Class police officer, with the applicable base salary being that set for a First Class police officer for the year that payment is due. The amount of longevity pay for an eligible employee is non-accumulating, meaning that any amount paid to him or her for prior years shall not carry over or accrue to any succeeding year or years. An eligible employee shall not be entitled to longevity pay for any year or years after he or she has completed twenty (20) years of service to the Sellersburg Police Department.

B.) One Time Lump Sum Payment: Eligible employees who have served at least two (2) consecutive, full-time and non-interrupted years of service to the Sellersburg Police Department as of the time that this Ordinance is adopted, shall receive, on his or her anniversary date, the lump sum amount equal to one percent (1%) of the base salary of a First Class police officer for 1984, multiplied by the number of years of service that the eligible employee has to the Sellersburg Police Department. This is a one time payment and those employees who have completed twenty or more years of service to the Sellersburg Police Department shall not be entitled to any future longevity pay, as is set forth in the preceding paragraph.

1984. PASSED and ADOPTED this 24th day of Sept.

TOWN OF SELLERSBURG, INDIANA
BY IT BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER, MEMBER

Dwight K. Coats
DWIGHT K. COATS, MEMBER

ATTEST:

Anna Mc Cartney
ANNA MC CARTNEY, CLERK-TREASURER

ORDINANCE NO. 395AN ORDINANCE TO REPEAL ORDINANCE NO. 91 AND
TO PROHIBIT THE PLACEMENT OF SIGNS ON UTILITY
POLES WITHIN THE TOWN OF SELLERSBURG

WHEREAS, Ordinance No. 91, as it exists on the Town's records, is not signed by the then existing officers of the Town;

That the lack of signatures makes the enforceability of this ordinance somewhat questionable;

That the Sellersburg Town Board believes that this ordinance serves a valid purpose for the Town by eliminating the placement of political, commercial, and all other types of signs on utility poles located within the Town, and that an enforceable ordinance should be on the Town's records.

THEREFORE, BE IT ORDAINED BY THE SELLERSBURG TOWN BOARD:

1. That Ordinance No. 91 is hereby repealed;
2. That it shall be unlawful for any person, firm or association to place or attach any poster, card, sign, or any other form of political or commercial advertising upon any utility pole located within the boundaries of the Town of Sellersburg, without first obtaining permission from the Sellersburg Town Board;
3. That any person or persons, firm, or association violating this ordinance shall be fined in the sum of \$50.00 for each day that the violation exists, and each day that the violation occurs shall constitute a separate offense.

4. Abatement of violation.

(a) In any case where any violation of this ordinance may be found to exist, the Town Police Officers shall serve notice upon the violator, ordering that person, firm or association to abate the violation within three (3) days.

(b) If the owner, person, firm or association placing the sign refuses or neglects to abate the violation within the designated time after such notice is given, then that person, firm or association shall be subject to the penalties provided herein. In addition, the Board of Trustees may cause such violation to be abated in any manner authorized by law, including removing the signs and instituting suit against the owner, person or persons, firm, or association placing the sign upon the pole. In said suit the Town may seek to recover the amount of expenses of such abatement coupled with fines, costs, and other fees associated with the enforcement of this ordinance.

(c) If the Board abates the violation, then it shall notify the Clerk-Treasurer of that cost to the Town.

The Clerk-Treasurer shall promptly notify the owner, or person or persons, firm or association placing the sign on the pole of that cost; and if that amount is not paid within thirty (30) days, then the proper officers of the Town shall proceed to collect this amount either by causing the costs to be placed on the tax duplicate of the violator or by suit.

(d) The requirements for service of notice under the provision of Paragraph 4 Sections (a, c) hereof may be complied with by mailing of such notice by Registered or Certified mail to the last known address of the person or persons, firm, or association sought to be notified, or by personal service of such notice by the Sellersburg Police Department.

PASSED AND ADOPTED this 24th day of September, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS TOWN OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER, MEMBER

Dwight K. Coats
DWIGHT K. COATS, MEMBER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 396ORDINANCE REPEALING CERTAIN ORDINANCES AND
RESOLUTIONS THAT ARE OUTDATED, INAPPLICABLE,
OR UNENFORCEABLE AND RATIFYING CERTAIN
ORDINANCES AND RESOLUTIONS OF THE TOWN

WHEREAS, the Town of Sellersburg is required to recodify its Ordinances and Resolutions under Indiana law and that certain Ordinances and Resolutions of the Town are outdated, inapplicable or unenforceable,

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA, that the following Ordinances and Resolutions are hereby repealed because the Board has determined that they are outdated, inapplicable, or unenforceable as presently existing on the Town Records.

Ordinance Nos. 24, 33, 48, 48.5, 60, 61, 65, 67, 70, 76, 77, 78, 79, Unnumbered Ordinance regulating operating of vehicles, 88, 89, 90, Unnumbered Ordinance regarding buildings unfit for human habitation, 92, 93, 94, 101, 102, 105, 106, 107, ~~108~~, 109, 110, 112, 114, 115, 117, 118, 119, 120, 121, 122, ~~200~~, 201, 202, 203, 204, 206, 209, 210, 211, 213, 214, 215, Unnumbered Ordinance preventing roller skating on sidewalks in town; and Unnumbered Ordinance prohibiting persons from climbing on steam, railway, or inter-urban cars while in motion, 216, 218, 221, 224, 224B, 224C, 225, 226, 227, 228, 229, 230, 231, 231A, 232, 233, 235, 236, 238, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 253, 254, 255, 259, 259A, 259B, 260, 261, 262, 263, 265, 266, 267, 268, 270, 271, 272, 273, 274, 275, 277, 279, 280, ~~281~~, 287, 288, 290, 291, 293, 294, 294A, 296, 296A, 297-299, 300A, 301, 302, 304-307, 309, 310, 314, 315, 317, 318, 319, ~~328~~, 330, 335, 336, 338, 342, 343, 344, 346, 350, 352, 355, 356, 361, 363, 364, 365, 366, 369, 371, 372, 377, 378, 380, 382, 383, 386, and

Resolution Nos. 68, Unnumbered Resolution securing water from Louisville Cement Co., 111, Unnumbered Resolution regarding inability to borrow money for swimming pool, Unnumbered Resolution regarding introduction of flourides into water supply, and Unnumbered Resolution governing street repairs.

BE IT FURTHER ORDAINED that the following Ordinances and Resolutions are hereby ratified so as to make them operable, effective and enforceable.

Ordinance Nos. 234, 237, 239, 240, 241, 322, 323, 325, 326, 327, 331, 332, 333, 334, 337, 340, 360, and

Resolution Nos. 44, 54, Unnumbered Resolution concerning swimming pool.

All other Ordinances and Resolutions previously not mentioned shall remain in full force and effect.

PASSED AND ADOPTED this 10th day of December, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

William D. Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA McCARTNEY, CLERK-TREASURER

ORDINANCE NO. 397

ORDINANCE SETTING SEWER HOOK UP FEES

BE IT ORDAINED by the Sellersburg Town Board that the fee charged for sewer hook ups to individual homes is hereby increased to \$1,200.00 per home.

The Clerk-Treasurer is directed to post a copy of this Ordinance in the Town Hall and the Superintendent of the Sewer Department is directed to increase his schedule of charges pursuant to this Ordinance.

PASSED AND ADOPTED this 10th day of December, 1984.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

Keith Coats
Keith Coats

William R. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 398

ORDINANCE ANNEXING REAL ESTATE
(GENERAL DEVELOPMENT, INC.)

BE IT ORDAINED by the Sellersburg Town Board that the following property is hereby annexed pursuant to the petition for annexation signed by General Development, Inc. and submitted to the Town:

Hampstead Heath Subdivision, Section 1 as recorded in Plat Book 9, Page 44, Instrument #11519.

PASSED AND ADOPTED this 11th day of February, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

Keith Coats
Keith Coats

William R. Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 399

ORDINANCE AMENDING ORDINANCE NO. 397
AND SETTING SEWER HOOK UP FEES.

BE IT ORDAINED by the Sellersburg Town Board that Ordinance No. 397 is hereby amended and that the following charges shall be in effect for sewer hook ups to individual homes, duplexes, apartments, nursing homes, service stations, schools, hospitals, commercial, professional, library, industrial, and other buildings.

Homes	\$1200.00 Per Home
Duplex	1800.00 Per Duplex
Apartment (5 or more units)	480.00 Per Each Apartment
Nursing Homes	480.00 For Each Bed
Service Stations	2400.00
Schools	60.00 Per Student
Hospitals	120.00 Per Bed

Commercial, Professional,
Library, Industrial, etc.
These connection fees shall
be computed on the square
footage of the building
facilities as follows:

1 to 2,499 Square Feet	1200.00
2,500 to 3,999 Square Feet	1800.00
4,000 to 7,499 Square Feet	2400.00
7,500 to 14,999 Square Feet	3000.00
15,000 to 39,999 Square Feet	3600.00
40,000 to 49,999 Square Feet	4200.00
50,000 Square Feet and Over.	.10 Per Square Foot

The Clerk-Treasurer is directed to post a copy of this Ordinance in the Town Hall and the Superintendent of the Sewer Dept. is directed to increase his schedule of charges pursuant to this Ordinance.

PASSED AND ADOPTED this 25th day of February,
1985.

TOWN OF SELLERSBURG INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

Keith Coats
Keith Coats

William Collier
William Collier

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE 400

ORDINANCE AMENDING ZONING ORDINANCE TO
PROVIDE SPECIFICATIONS AND REQUIREMENTS
FOR STREET DEVELOPMENT OF SUBDIVISIONS
WITHIN THE TOWN OF SELLERSBURG

WHEREAS, it is necessary to provide greater specifications and requirements for the content of streets to be built within subdivisions in the Town of Sellersburg.

THEREFORE, be it ordained by the Sellersburg Plan Commission and the Sellersburg Town Board:

That the street and alley pavement thickness for subdivisions to be approved by the Sellersburg Plan Commission and the Sellersburg Town Board, upon proper presentation of plat approval for said subdivision, are as follows:

<u>KINDS OF PAVEMENT</u>	<u>THICKNESS</u>
Rigid Concrete Pavement (Portland Cement concrete)	
Balanced Design	7 1/2" or more
Uniform Design	8" or more
 <u>FLEXIBLE PAVEMENT</u> 	
Base dense graded aggregate (DGA)	8" or more
Binder, Hot Asphaltic concrete	2" or more
Surface, Hot Asphaltic concrete (Type B)	1" or more

All subgrade shall be compacted to a minimum of 90% standard proctor and meet with the approval of the engineer.

In flexible pavement, surface shall not be applied until 80% of homes are built.

WHEREVER, in the opinion of the Town's representative or his designate, the underlying soil shall be of sufficient strength, quality or character to support a roadway built to the above specifications, the developer shall improve the subgrades and build an adequate subbase in such a manner as said Town may direct.

Developers of subdivisions shall be required to do the following before the Town will accept roads in subdivisions for maintenance:

1. Prior to constructing any roads in subdivisions, the developers shall notify the Town's Road Supervisor, when and where said roads shall be constructed and be given opportunities during construction, to see that roads are being constructed according to Town standards.
2. The developer shall maintain said roads for a period of two (2) years from the date they are completed. The developer shall post a bond with corporate surety to cover the maintenance of said roads and streets for a period of two (2) years according to Town standards. Before the Town shall accept said roads for maintenance the roads and streets shall be brought up to Town standards and the cost thereof charged to said bond.

3. The developer, at his expense, shall furnish and install street identification signs, speed limit signs and traffic control signs meeting Town specifications to be installed at locations specified by the Town's representatives.

PASSED AND ADOPTED this 11th day of March, 1985.

SELLERSBURG PLAN COMMISSION

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis

Melvin Curtis
Melvin Curtis, President

Robert W. Smith

Keith Coats
Keith Coats

William Collier

William Collier
William Collier.

Janet M. Gann

Beverly Walker

George Smith

Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 401

ORDINANCE REPEALING ORDINANCES NOS. 307 AND 397

BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg that the following Ordinances are hereby repealed:

Ordinance No. 307 and Ordinance 397.

PASSED AND ADOPTED this 11th day of March, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

Keith Coats
Keith Coats

William Collier
William Collier

ATTEST;

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 402~~AN ORDINANCE FIXING THE SALARIES AND WAGES OF EMPLOYEES OF THE TOWN OF~~
SELLERSBURG, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That on and after 1/1/85, the salaries and wages of the employees of the Town of Sellersburg, Clark County, Indiana shall be as follows:

WATER DEPARTMENT:

1 Superintendent	\$ 456.20 per week
1 Heavy Equipment Operator	7.19 per hour
1 Laborer	5.41 per hour
1 Meter Repairman	5.32 per hour
1 Deputy Clerk-Treasurer	208.07 per week
1 Computer Operator	218.07 per week
1 Monitor	180.78 per week
1 Laborer	5,200.00 per year

SEWAGE DEPARTMENT:

1 Superintendent	456.20 per week
6 Laborers	5.00 per hour
1 Clerk	208.07 per week
1 Laborer	5,200.00 per year
1 Part-time Monitor	3.35 per hour

POLICE DEPARTMENT:

1 Chief	349.02 per week
1 Major	330.87 per week
1 Captain	319.32 per week
1 Lieutenant	314.07 per week
1 Sargeant	308.82 per week
2 First Class Patrolman	299.37 per week
1 Patrolman	192.31 per week
2 Dispatchers	180.78 per week
1 Dispatcher	3.35 per hour

STREET DEPARTMENT:

1 Superintendent	288.72 per week
2 Laborers	5.00 per hour

Section 2. This ordinance shall be in full force and effect as of January 1, 1985.

Passed and adopted at the regular meeting of the Board of Trustees of the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg, Indiana, on the 11th day of March, 1985.

TOWN BOARD OF TRUSTEES:

Melvin Curtis
Melvin Curtis, President

William Collier, Member

ATTEST:

Keith Coats
Keith Coats, Member

AN ORDINANCE FIXING THE SALARIES OF ELECTED OFFICIALS OF THE TOWN OF SELLERSBURG, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That on and after 1/1/85, the salaries of the elected officials of the Town of Sellersburg, Clark County, Indiana, shall be as follows:

GENERAL FUND OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Sewage Trustee)	\$ 1,200.00 per year
1 Town Board Trustee (Water & Recreation)	1,200.00 per year
1 Town Board Trustee (Police)	1,200.00 per year
1 Clerk-Treasurer	1,720.00 per year

WATER DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Sewage)	1,300.00 per year
1 Town Board Trustee (Water & Recreation)	1,300.00 per year
1 Town Board Trustee (Police)	1,300.00 per year
1 Clerk-Treasurer	7,240.00 per year

MC

SEWAGE DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Sewage)	500.00 per year
1 Town Board Trustee (Water & Recreation)	500.00 per year
1 Town Board Trustee (Police)	500.00 per year
1 Clerk-Treasurer	7,040.00 per year

6,540.00 MC

Section 2. This ordinance shall be in full force and effect as of January 1, 1985.

Passed and adopted at the regular meeting of the Board of Trustees of the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg, Indiana, on the 11th day of March, 1985.

TOWN BOARD OF TRUSTEES:

Melvin Curtis
Melvin Curtis, President

William Collier, Member

Keith Coats
Keith Coats, Member

ATTEST:

Dora McCarty

ORDINANCE NO. 404ORDINANCE ANNEXING COOK, M.C. SALES INC.,
AND SNIDER PROPERTIES

WHEREAS, Petitions for Annexation were filed by D. Scott and Elma C. Cook; M. C. Sales Inc., (owners being D. Scott and Elma C. Cook, Catherine E. Crawford and Alan Cook), and Randy N. and Carol B. Snider with the Town of Sellersburg, IN, asking that certain privately owned real estate contiguous to the Town of Sellersburg, IN, be annexed to the town pursuant to I.C. 36-4-3-5 and that the corporate limits of the town be extended so as to include the privately owned real estate described as follows:

Cook property:

A part of Survey 88 of the Illinois Grant, Clark County, Indiana more particularly described as follows:

Beginning at the east corner of Survey 88, thence South 54 Deg. 22' 00" West with the line dividing Surveys 88 and 108, 2260 ft. to a steel post in the east line of Highway 31W; thence South 25 Deg. 00' 00" West with said east line 797 ft. to an iron post, the true point of beginning; thence South 63 Deg. 39' 51" East, 585.00 ft. to a 1-1/2" iron post; thence South 27 Deg. 20' 30" West, 313.11 ft. to a 5/8" rebar; thence North 65 Deg. 03' 58" West, passing a 1/2" iron pipe at 373.00 ft. in all 573.00 ft. to a square head iron rod in the easterly right of way line of Highway 31W; thence with the easterly right of way line of Highway 31W North 25 Deg. 10' 00" East, 327.15 ft. to the true point of beginning containing 4.2539 acres.

M. C. Sales Inc. property:

A part of Survey 88 of the Illinois Grant, Clark County, Indiana more particularly described as follows:

Beginning at the East Corner of Survey 88, thence South 54d 22m 00s West with line dividing Surveys 88 and 108, 2260.00 feet to a steel post in the East line of Highway 31-W; thence South 25d 00m 00s West with said East line 797 feet to an iron post, the Northwest corner of the M. C. Sales, Inc. property; thence South 63d 39m 51s East, 400.00' to the True Point of Beginning of the 1.0615 Acre Tract described herein; thence Continuing South 63d 39m 51s East, 185.00 feet to a 1-1/2" iron post; thence North 25d 10m 00s East, 250.00 feet to a 1-1/2" iron post on or near the westerly line of Hornung; thence North 63d 39m 51s West, 185.00 feet to a point; thence with the Easternmost line of the 0.229 Acre Tract previously conveyed to M. C. Sales Inc. South 25d 10m 00s West, 250.00 feet to the True Point of Beginning containing 1.0615 Acres more or less and subject to all easements of record and apparent.

Snider property:

Being Lot No. Five (5) and the Southerly Ten (10) feet of Lot No. Three (3) and the southerly seventy (70) feet of Lot No. Thirty-Two (32) of the original plat of Hamburg, Clark County, Indiana, on file in Deed Book No. 30, page 397, of Clark County, Indiana Records, and being a parcel of land 70 feet by 180 feet.

Snider property:

Being Lot No. (7) Seven lying on the West side of New Albany Street and fronting on said Street in the Town of Hamburg, Clark County, Indiana.

Also, Lot No. (9) Nine in said Town of Hamburg, Fronting on New Albany Street.

Also, Lot No. (33) Thirty-Three lying on the West side of New Albany Street, in the Town of Hamburg, Clark County, Indiana.

Lot No. 11, and the north one-half (1/2) of Lot No. 34 in the Town of Hamburg, said Lot No. 11 fronting on New Albany Street and the north one-half (1/2) of Lot No. 34 being in the rear thereof.

That the Petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described parcels of real estate owned by D. Scott and Elma C. Cook; M. C. Sales Inc. (owned by D. Scott and Elma C. Cook, Catherine E. Crawford and Alan Cook), and Randy N. and Carol B. Snider are hereby annexed into the Town of Sellersburg, IN, pursuant to I.C. 36-4-3-5; and

It is further ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this Ordinance.

This Ordinance No. 404 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED this 8th day of April, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

William Collier
WILLIAM COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREAS.

ADDITIONAL APPROPRIATION ORDINANCE NO. 405

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; NOW THEREFORE:

SEC. 1. Be it resolved by the Town Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same;

<u>Name of Fund</u>	<u>Amount Requested</u>	<u>Amount Appropriated</u>
GENERAL FUND:		
392--Garbage Contract	\$ 13,807.	\$ 13,807.
393--Fire Dept. Contract	<u>16,950.</u>	<u>16,950.</u>
TOTAL	\$ 30,757.	\$ 30,757.
MOTOR VEHICLE HIGHWAY:		
351--Street Lights	\$ 14,997.	\$ 14,997.
TOTAL	\$ 14,997.	\$ 14,997.
FEDERAL REVENUE SHARING FUND:		
221--Police Supplies	\$ 1,000.	\$ 1,000.
TOTAL	\$ 1,000.	\$ 1,000.

ADOPTED this 13th Day of May, 1985.

NAY

YEA

William P. Collins
Ordinance Clerk

ATTEST:

Anna L. McCarty
 ANNA L. MC CARTNEY, CLERK TREASURER

ORDINANCE NO. 406AN ORDINANCE TO ESTABLISH A CUMULATIVE
CAPITAL DEVELOPMENT FUND

WHEREAS, P.L. 44-1984 allows municipalities to establish a municipal Cumulative Capital Development Fund; and

WHEREAS, the Town of Sellersburg finds that such a fund is necessary and prudent for the financial well being of the municipality;

NOW, THEREFORE, BE IT ORDAINED by the Town Board of Sellersburg:

SECTION 1. That there is hereby established a Sellersburg Cumulative Capital Development Fund.

SECTION 2. That an ad valorem property tax levy will be imposed and the revenues from the levy will be retained in the Sellersburg Cumulative Capital Development Fund.

SECTION 3. That the maximum rate of levy under Section 2 will not exceed:

- a. .04 per \$100 Assessed Valuation for 1986
- b. .08 per \$100 Assessed Valuation for 1987
- c. .12 per \$100 Assessed Valuation for 1988

SECTION 4. That the funds accumulated in the Sellersburg Cumulative Capital Development Fund will be used for capital improvements as described in I.C. 36-9-16-2 or I.C. 36-9-16-3. More specifically, the Town Board further ordains that the funds accumulated in the Sellersburg Cumulative Capital Development Fund shall be used only for the improvement of the Town's water and sewer systems.

SECTION 5. Notwithstanding Section 4, funds accumulated in the Sellersburg Cumulative Capital Development Fund may be spent for purposes other than the purposes stated in Section 4, if the purpose is to protect the public health, welfare or safety in an emergency situation which demands immediate action and which involves either the Town's water or sewer systems. Money may be spent under the authority of this section only after the Town Board President issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund.

SECTION 6. This fund takes effect upon approval of the State Board of Tax Commissioners.

PASSED AND ADOPTED this 13th day of May, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER, MEMBER

Dwight K. Coats
DWIGHT K. COATS, MEMBER

ATTEST:

Anna Mc Cartney
ANNA MC CARTNEY, CLERK-TREASURER

ORDINANCE 407ORDINANCE AUTHORIZING BANK LOAN
FOR INDIAN OAKS TRAILER PROJECT

WHEREAS, Indian Oaks Trailer Park is presently metered from a master main; 2) that individually metering the Trailer Park will provide the Town with more revenues and greater overall profits; 3) that the Town Board on a previous occasion had unanimously indicated that the Park should be individually metered; 4) that funds must be borrowed to purchase the equipment and perform the labor necessary to complete this task; 5) and that discussions with CommerceAmerica Banking Co. have been favorable for the Town and the Bank has agreed to loan the necessary funds to the Town on a short term basis.

Now, therefore, be it Ordained by the Board of Trustees of the Town of Sellersburg that the Board is hereby authorized to enter into a short term loan with CommerceAmerica Banking Co. for \$60,000.00 and at the interest rate charged to tax exempt entities, that being 80% of the existing prime rate.

PASSED AND ADOPTED this 10th day of June, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William R. Collier, Member

Dwight K. Coats
Dwight K. Coats, Member

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 408

ORDINANCE AUTHORIZING AND RATIFYING WATER PURCHASE
CONTRACT WITH RURAL MEMBERSHIP WATER CORPORATION
OF CLARK COUNTY

WHEREAS, the Town of Sellersburg recently entered into a new wholesale Water Purchase Contract with Rural Membership Water Corporation of Clark County, but subject to the approval of Farmers Home Administration; that certain revisions were made to the Contract by Farmers Home Administration and the parties; that the revised Contract now reflects the parties agreement and its acceptance is a condition imposed by Public Service Commission before approval of the Town's requested rate increase.

THEREFORE, be it Ordained by the Sellersburg Town Board that the proposed Contract with Rural Membership Water Corporation of Clark County is hereby approved and the appropriate Town officers are authorized to sign said Contract.

PASSED AND ADOPTED this 24th day of June, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

Keith Coats
KEITH COATS

WILLIAM R. COLLIER

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

~~ADDITIONAL APPROPRIATION ORDINANCE NO.~~ 40-9

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; NOW THEREFORE:

SEC. 1. Be it resolved by the Town Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same;

<u>Name of Fund</u>	<u>Amount Requested</u>	<u>Amount Appropriated</u>
GENERAL FUND:		
312--Subscription & Dues	\$ 2,000.	\$ 2,000.
362--Maint. Building	2,000.	2,000.
392--Garbage Contract	13,807.	13,807.
393--Fire Dept. Contract	16,950.	16,950.
TOTAL	<u>\$ 34,757.</u>	<u>\$ 34,757.</u>
LOCAL ROAD & STREET:		
361--Paving	\$ 10,000.	\$ 10,000.
TOTAL	<u>\$ 10,000.</u>	<u>\$ 10,000.</u>
MOTOR VEHICLE HIGHWAY:		
351--Street Lights	\$ 18,997.	\$ 18,997.
TOTAL	<u>\$ 18,997.</u>	<u>\$ 18,997.</u>
FEDERAL REVENUE SHARING FUND:		
122--Police Physical Exam	\$ 600.	\$ 600.
221--Police Supplies	1,000.	1,000.
361--Paving At Pool	4,000.	4,000.
TOTAL	<u>\$ 5,600.</u>	<u>5,600.</u>

ADOPTED this 8th day of July, 1985.

NAY

YEA

Michael P. ...

William R. Collier

D. Keith Coats

ATTEST:

Anna L. McCartney
ANNA L. MC CARTNEY, CLERK-TREASURER

ORDINANCE NO. 410ORDINANCE ANNEXING STANDIFORD, TURNER, SHARP,
GRAF, WILLINGER AND RAMSER PROPERTIES

WHEREAS, Petitions for Annexation were filed by Norman W. and Erma L. Standiford, Arcanas C. and Elizabeth Ann Turner, Horace F. and Ruth D. Sharp, Robert L. Graf, David K. and Grace J. Willinger, and Bill and Rita Ramser with the Town of Sellersburg, IN, asking that certain privately owned real estate contiguous to the Town of Sellersburg, IN, be annexed to the town pursuant to I.C. 36-4-3-5 and that the corporate limits of the town be extended so as to include the privately owned real estate described as follows:

Standiford property:

A certain tract of land in Survey No. 129 of the Illinois Grant, described as follows:

Beginning at a point in the center line of the Bennettsville Road, at the intersection of the St. Joe Road, which is south 36 deg. east 131 poles from as established stone, Mark 7, on the grant line dividing Surveys No. 129 and 147; thence with the center line of St. Joe Road in a southwesterly 1071 feet to a point; thence from said point in the center line of said road south 38 deg. east 467 feet to a point; at the east corner of the tract conveyed to Earl Ray Jackson, (Deed Record 232 page 241) the true place of beginning; thence continuing south 38 deg. east 289 feet more or less to a point in the southeastern line of Fitzpatrick's original 12 acre tract (Ref. Deed Record 152 page 150) thence with said line south 52 deg. west 146 feet more or less, to a point in the northeasterly line of a 30 foot roadway; thence with said roadway north 38 deg. west 289 feet more or less to a point at the south corner of said Jackson tract; thence north 52 deg. east 146 feet more or less to the place of beginning, containing 1 acre, more or less. Also the right to use the 30 foot roadway as a means of ingress and egress to and from the St. Joe Road.

Turner property:

A certain tract of land in Survey No. 129 of the Illinois Grant, Clark County, Indiana as follows, to-wit:

Beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 deg. East 131 poles from an established stone (marked 7) on the Grant line dividing Nos. 129 and 147; thence with the center line of said St. Joe Road in a Southerly direction 1244 feet to a point; thence South 38 deg. East 376 feet to a point the True Place of Beginning; thence continuing South 38 deg. East 75 feet to a stake in the South line of a 30 foot road; thence South 52 deg. West 141 feet to a stake; thence North 38 deg. West 75 feet to a

stake; thence North 52 deg. East 141 feet to the place of beginning, containing Two fifths of an acre, more or less.

Sharp property:

Being a part of Survey No. 129 of the Illinois Grant, described as follows:

Beginning at a point in the center line of the Bennettsville Road, at the intersection of the St. Joe Road, which is south 36 deg. east 131 poles from established stone (Mark 7) on Grant line dividing Surveys Nos. 129 and 147; thence with the center line of said St. Joe Road in a southeasterly direction 1071 feet to a point, the true place of beginning; thence south 38 deg. east 100 feet to a point in grantees line; thence south 52 deg. west 146 feet, more or less, to a stake in the north line of a 30 foot road; thence north 38 deg. west 100 feet to a point in said Bennettsville Road; thence north 52 deg. east 146 feet to the place of beginning, containing $\frac{3}{8}$ of an acre, more or less.

Graf property:

Tract I.

Beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 degrees east 131 rods from an established stone (marked 7) on the line dividing Grants 129 and 147; thence with the center line of said St. Joe Road in a southerly direction 1244 feet to a point; thence South 38 degrees east 653.5 feet to a stake, the true place of beginning; thence South 52 degrees west 157 feet to a stake; thence South 38 degrees east 127.5 feet to a stake; thence North 52 degrees east 157 feet to a stake; thence North 38 degrees west 127.5 feet to the place of beginning, containing .46 acre, more or less.

Subject to an Easement as shown in the Records of said Clark County.

Tract II.

A certain tract of land in Survey No. 129 of the Illinois Grant, Clark County, Indiana, as follows:

Beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 deg. East 131 poles from an established stone (marked 7) on the Grant line dividing numbers 129 and 147; thence with the center line of said St. Joe Road in a southerly direction 1244 feet to a point; thence South 38 deg. East 451 feet to a point, the true place of beginning, thence continuing South 38 deg. East 75 feet to a point in the south line of a 30 foot road; thence South 52 deg. West 141 feet, more or less, thence North 38 deg. West 75 feet to a stake; thence North 52 deg. east 141 feet, more or less, to the place of beginning, containing two fifths of an acre, more or less.

Tract III.

Beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 deg. East 131 rods from an established stone (marked 7) on the line dividing Grants 129 and 147; thence with the center line of said St. Joe Road in a southerly direction 1244 feet to a point; thence South 38 degrees East 526 feet to a stake, the true place of beginning; thence South 52 degrees West 157 feet to a stake; thence South 38 degrees East 127.5 feet to a stake; thence North 52 degrees East 157 feet to a stake; thence North 38 degrees West 127.5 feet to the place of beginning, containing .46 Acre, more or less.

Willinger Property:

Being a part of Survey No. 129 of the Illinois Grant described as follows:

Beginning at a point in the center line of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 deg. East 131 poles from established stone, Marked 7, on the Grant line dividing Surveys Nos. 129 and 147; thence with the center line of said St. Joe Road in a southwesterly direction 1071 feet to a point; thence from said point South 38 deg. East for a distance of 375 feet, the true place of beginning of the tract to be herein described; thence continuing South 38 deg. East for a distance of 75 feet to a point; thence South 52 deg. West 144 feet, more or less, to a point in the East line of a 30 foot road; thence North 38 deg. West along said East line of such road for a distance of 75 feet to a point; thence North 52 deg. East 144 feet, more or less, to the true place of beginning. Together with the right and easement to use the 30 foot roadway as the same now exists which adjoins the above described tract on the West, as a means of ingress and egress to and from the above described real estate to St. Joe Road, a public highway, the easement hereby granted includes the right to the use of such road in its entirety and throughout its full length as the same now exists and is used.

Being the same real estate located at:
1206 Sharpe Lane (formerly 912 St. Joe Road)
Sellersburg, Indiana 47172.

Ramser Property:

A certain tract of land in Survey No. 129 of the Illinois Grant.

Beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is S 36 deg. E 131 poles from an established corner (Mark 7) on the Grant line dividing Surveys No. 129 and 147; thence with the center line of said St. Joe

Road in a southwesterly direction 1244 feet to a point; thence S 38 deg. E 126 feet to a stake, the true place of beginning; thence continuing S 38 deg. E 75 feet to a stake in the S line of a 30 foot street; thence S with DeSpain's line (said line intersecting or equally dividing a deep well on said line) 52 deg. W 141 feet to a stake; thence N 38 deg. W 75 feet to a stake; thence N 52 deg E 141 feet to the place of beginning, containing 2/5 of an acre, more or less, being part of a 12 acre tract, described in deed Recorded in Deed Record 147 page 480, of the Clark County, Indiana records.

That the Petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described parcels of real estate owned by Norman W. and Erma L. Standiford, Arcanas C. and Elizabeth Ann Turner, Horace F. and Ruth D. Sharp, Robert L. Graf, David K. and Grace J. Willinger, and Bill and Rita Ramser are hereby annexed into the Town of Sellersburg, IN, pursuant to I.C. 36-4-3-5; and

It is further ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this Ordinance.

This Ordinance No. 410 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED this 8th day of July, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER

Keith Coats
KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE No. 411

ORDINANCE HONORING POLICE OFFICERS WHO
HAVE SERVED AT LEAST 20 YEARS ON THE
SELLERSBURG POLICE DEPARTMENT

BE IT ORDAINED by the Sellersburg Town Board that when an officer retires from the Sellersburg Police Department after having given and completed at least 20 years of service to the Department, he or she shall be entitled to retain his or her firearm and badge and that imprinted upon the badge, at Town expense, shall be the word RETIRED and the number of years of service to the Town completed by the officer.

1985. PASSED AND ADOPTED this 12th day of August,

TOWN OF SELLERSBURG INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier

Keith Coats
Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 412

ORDINANCE ADOPTING THE "TOWN CODE OF SELLERSBURG"

WHEREAS, IC 36-1-5-3 as amended by the Acts of 1981 requires all towns to codify their ordinances into a complete, simplified code excluding formal parts of ordinances; and

WHEREAS, by authority of the Board of Trustees, Town of Sellersburg, Indiana, said code has been published in book form; and

WHEREAS, the ordinances in said code are arranged in appropriate titles, articles, chapters, sections or other divisions, and titles of ordinances, enacting clauses, signatures, and other formal parts have been excluded;

NOW THEREFORE BE IT ORDAINED by the Board of Trustees, Town of Sellersburg, Indiana, to-wit:

Section 1. That the "Town Code of Sellersburg", Articles 2 through 9, be and the same is hereby adopted, and the existing ordinances of this Town be and the same are hereby ordered compiled and incorporated into one book and all to the end that a complete, simplified code be made and denominated the "Town Code of Sellersburg".

Section 2. That the text of Article 1 of the published Town Code of Sellersburg be hereby newly adopted and incorporated as the "General Provisions" of the Town Code.

Section 3. That any regulations, rules or other materials previously adopted as resolutions by the Board of Trustees and incorporated as integral parts of the published Town Code, be hereby readopted as ordinances of the Town of Sellersburg, except that any "Table of Resolutions" included in the published book form of the Town Code is for listing and reference purposes only and is not a part of the official Town Code.

Section 4. That this "Town Code of Sellersburg" represents a revision, codification, compilation, or code.

Section 5. That any restated or reenacted section shall be deemed reordained by the passage of said Town Code.

Section 6. That this Ordinance and the Town Code of Sellersburg shall be in full force and effect from and after passage and approval, according to law, on this 12th day of August, 1985.

BY THE BOARD OF TRUSTEES
TOWN OF SELLERSBURG, INDIANA

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM COLLIER

Keith Coats
KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

413

ADDITIONAL APPROPRIATION ORDINANCE

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget; NOW THEREFOR:

SEC. 1. Be it resolved by the Town Board of Trustees of the Town of Sellersburg, Clark County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same;

NAME OF FUND	AMOUNT REQUESTED	AMOUNT APPROPRIATED
FEDERAL REVENUE SHARING FUND:		
441--Police Car	\$ 8,000.	\$ 8,000.

ADOPTED this 11 day of November, 1985.

NAY

YEA

_____ *William P. Collier*

_____ *William P. Collier*

_____ *D. L. ...*

ATTEST:

Anna L. Mc Cartney
ANNA L. MC CARTNEY, CLERK-TREASURER

AMENDMENT TO ADDITIONAL APPROPRIATION ORDINANCE OF NOVEMBER 11, 1985

SEC. 2. WHEREAS, it has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purposes for which appropriated, it is further ordained that the following existing appropriations be reduced in the following amounts:

<u>NAME OF FUND</u>	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
FEDERAL REVENUE SHARING FUND:		
391--County Coop Zoning Study November 11, 1985.	\$2,000.00	\$ 2,000.00
NAV		YEA

_____ *William R. Collier*

_____ *Kath Cook*

_____ *Melvin Curtis*

ATTEST:

Anna L. McCarty

ANNA L. MC CARTNEY, CLERK-TREASURER

ORDINANCE NO. 415ORDINANCE ANNEXING SHARP, GRAF, BRISON
AND RAMSER PROPERTIES AND SHARP'S LANE

WHEREAS, Petitions for Annexation were filed by Horace F. Sharp and Ruth I. Sharp, Norma J. Graf, Wayne L. Bryson and Connie J. Bryson, and Clarence L. Ramser Jr. and Rita Ramser with the Town of Sellersburg, IN, asking that certain privately owned real estate contiguous to the Town of Sellersburg, IN, be annexed to the town pursuant to I.C. 36-4-3-5 and that the corporate limits of the town be extended so as to include the privately owned real estate described as follows as well as that area known as Sharp's Lane:

Sharp Property:

A certain tract of land in Survey No. 129 of the Illinois Grant beginning at a point in the center line of the Bennettville Road, at the intersection of the St. Joe Road, which is South 36 Deg. E. 131 poles from established stone (Mark 7) on the Grant line dividing surveys Nos. 129 and 147; thence with the center line of said St. Joe Road in a South-easterly direction 1071 feet to a point; thence from said point in the center line of said road S. 38 Deg. E. 100 feet to a stake, the true place of beginning, thence continuing S. 38 Deg. E. 75 feet to a stake; thence S. 52 Deg. W. 146 feet to a stake in the N. line of a 30 foot street; thence N. 38 Deg. W. 75 feet to a stake, thence N. 52 Deg. E. 146 feet to the place of beginning, containing 2/10 of an acre, more or less. Property located on Bennettville Road.

Graf Property:

A certain tract of land in Survey Number 129 of the Illinois Grant, beginning at a point in the center line of the Bennettville Road at the intersection of the St. Joe Road, which is south 36 degrees east 131 poles from an established stone (marked 7) on the Grant Line dividing Surveys Nos. 129 and 147; thence with

the center line of said St. Joe Road in a southwesterly direction 1071 feet to a point; thence from said point in the center line of said road south 38 degrees east 175 feet to a stake, the true place of beginning; thence continuing south 38 degrees east 75 feet to a stake; thence south 52 degrees west 146 feet to a stake in the north line of a 30 foot street; thence north 38 degrees west 75 feet to a stake; thence north 52 degrees east 146 feet to the place of beginning containing 0.2 acre, more or less.

Bryson Property:

Tract I:

A certain tract of land in Survey No. 129 of the Illinois Grant, beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 Deg. East 131 poles from an established corner (Mark 7) on the Grant line dividing Surveys Nos. 129 and 147; thence with the center line of said St. Joe Road in a southwesterly direction 1244 feet to a point; thence South 38 Deg. East 201 feet to a stake, the true place of beginning; thence continuing South 38 Deg. East 75 feet to a stake in the south line of a thirty (30) foot street; thence South 52 Deg. West 141 feet to a stake; thence North 38 Deg. West 75 feet to a stake; thence North 52 Deg. East 141 feet to the place of beginning, containing 2/5 of an acre, more or less.

Tract II:

A certain tract of land in Survey No. 129 of the Illinois Grant in Clark County, Indiana, beginning at the point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 Deg. East 131 poles from an established stone (Mark 7) on the Grant line dividing No. 129 and 147; thence with the center line of said St. Joe Road in a southerly direction 1244 feet to a point; thence South 38 Deg. East 301 feet to a point the true place of beginning; thence

continuing South 38 Deg. East 75 feet to a stake in the south line of a 30 foot road; thence South 52 Deg. West 141 feet to a stake; thence North 38 Deg. West 75 feet to a stake; thence North 52 Deg. East 141 feet to the place of beginning, containing $\frac{2}{5}$ of an acre, more or less.

Tract III:

A certain tract of land in Survey No. 129 of the Illinois Grant as follows: Beginning at a point in the center of the Bennettsville Road at the intersection of the St. Joe Road, which is South 36 Deg. East 131 poles from an established stone (Mark 7) on the Grant line dividing Nos. 129 and 147; thence with the center line of said St. Joe Road in a southerly direction 1244 feet to a point; thence South 38 Deg. East 276 feet to a point, the true place of beginning, thence continuing South 38 Deg. East 25 feet to a point in the South line of a 30 foot road; thence South 52 Deg. West 141 feet to a point; thence North 38 Deg. West 25 feet to a stake; thence North 52 Deg. East 141 feet to the place of beginning, containing one-twelfth of an acre, more or less.

Ramser Property:

A part of Survey No. 129 of the Illinois Grant in Clark County, Indiana, described as follows: Beginning at a point in the center of the Bennettsville Road at its intersection with the St. Joe Road, which point is South 36 Deg. east 131 poles from an established corner (Mark 7) on the Grant line dividing Surveys Nos. 129 and 147; thence with the center of the St. Joe Road in a southwesterly direction 1244 feet to a point; thence South 38 Deg. east 126 feet to a point the true place of beginning; thence South 52 Deg. west 141 feet to a point; thence North 38 Deg. west to a point in the center of the St. Joe Road; thence Northeasterly with said road 141 feet, more or less to a point, North 38 Deg. west 126 feet from place of beginning; thence South

38 Deg. East 126 feet to the place of beginning and containing 0.40 of an acre, more or less.

Sharp's Lane:

Being a part of Survey #129 of the Illinois Grant to Clark County, Indiana, and being further described as follows:

Beginning at a point in the centerline of the Bennettville (now Allentown) Road, at the intersection of the St. Joe Road, which is South 36 Deg. East 131 poles from an established stone on the Grant line dividing Surveys 129 and 147; Thence with the centerline of said St. Joe Road in a Southwesterly direction 1217 feet to a point on the West corner of a tract of land described in Deed Drawer 1, Instrument 5135 of said County Records, THE TRUE PLACE OF BEGINNING.

Thence S. 38 Deg. E., along the Eastern line of Sharp's Lane 700 feet, more or less, to the Northern line of Hill N' Dale Subdivision, 6th Section as shown in Plat Book 7, Page 82 of said County Records;

Thence S. 52 Deg. W., along said Northern line 30 feet;

Thence N. 38 Deg. W., along the Western line of Sharp's Lane to the centerline of St. Joe Road;

Thence Northeasterly along said centerline to THE TRUE PLACE OF BEGINNING.

Containing 0.5 acre, more or less.

That the Petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described parcels of real estate owned by Horace F. Sharp and Ruth I. Sharp, Norma J. Graf, Wayne L. Bryson and Connie J. Bryson, Clarence L. Ramser Jr. and Rita Ramser, and that area known as Sharp's Lane are hereby annexed into the Town of Sellersburg, IN, pursuant to I.C. 36-4-3-5; and

It is further ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this Ordinance.

This Ordinance No. _____ shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED this 25th day of November, 1985.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER

Keith Coats
KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE AUTHORIZING SHORT TERM
BANK LOAN FOR SITE ACQUISITION
FOR SELLERSBURG WATER PROJECT

WHEREAS, the Town of Sellersburg holds an option to purchase certain real estate for the proposed site of the Sellersburg Water Treatment Plant;

That funds have already been paid to the seller for this option but which amount shall apply, upon closing, to reduce the purchase price of said property;

That the option will expire shortly;

That an amount remains owing to close the loan and convey title of the property to the Town of Sellersburg; and

That discussions with CommerceAmerica Banking Co. have been favorable for the Town and the bank has agreed to loan the necessary funds to the Town on the short term basis at a favorable interest rate.

Now, therefore, be it ordained by the Board of Trustees of the Town of Sellersburg that the Board is hereby authorized to enter into a short term loan with CommerceAmerica Banking Co. for \$50,000.00 and at the interest rate charged to tax exempt entities, that being 80% of the existing prime rate.

PASSED AND ADOPTED this 13 day of January, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER

D. Keith Coats
D. KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 417

~~AN ORDINANCE FIXING THE SALARIES AND WAGES OF EMPLOYEES OF THE TOWN OF~~
~~SELLERSBURG, INDIANA~~

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That on and after January 1, 1986, the salaries and wages of the employees of the Town of Sellersburg, Clark County, Indiana shall be as follows:

WATER DEPARTMENT:

1 Superintendent	\$ 479.01 per week
1 Heavy Equipment Operator	7.54 per hour
1 Laborer	5.68 per hour
1 Meter Repairman	5.58 per hour
1 Computer Operator	228.97 per week
1 Monitor	189.81 per week

SEWAGE DEPARTMENT:

1 Superintendent	479.01 per week
4 Laborers	5.25 per hour
1 Deputy Clerk-Treasurer	228.97 per week
1 Monitor	189.81 per week
1 Part-time Monitor	3.35 per hour

POLICE DEPARTMENT:

		Holiday Pay/Year	Longevity
1 Chief	400.00 per week	284.90	
1 Major	355.77 per week	253.40	
2 Captains	335.28 per week	238.80	155.67 each
1 Lieutenant	329.77 per week	234.90	155.67
1 Sargeant	324.26 per week	230.95	155.67
2 First Class Patrolman	314.33 per week	223.90	1@ 155.67
1 Patrolman	26 wks. @ 192.30 - 26 wks. @ 250.00	169.83	
1 Probationary Officer	192.30 per week	136.95	
1 Dispatcher	189.81 per week		
1 Dispatcher	3.35 per hour		

STREET & SANITATION DEPARTMENTS:

1 Lead Man	220.50 per week
5 Laborers	5.25 per hour

Section 2. This ordinance shall be in full force and effect as of January 1, 1985.

Passed and adopted at the special meeting of the Board of Trustees of the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg, Indiana, on the 12th day of December, 1985.

TOWN BOARD OF TRUSTEES:

Melvin Curtis
 Melvin Curtis, President

William B. Collier
 William Collier, Member

Dwight K. Coats
 Dwight K. Coats, Member

ATTEST:

Anna L. McCartney
 Anna L. McCartney, Clerk-Treasurer

ORDINANCE NO. 418

AN ORDINANCE FIXING THE SALARIES OF ELECTED OFFICIALS OF THE TOWN OF
SELLERSBURG, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SELLERSBURG, INDIANA:

Section 1. That on and after January 1, 1986, the salaries of the elected officials of the Town of Sellersburg, Clark County, Indiana shall be as follows:

GENERAL FUND OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Sewage Trustee)	\$ 1,200.00 per year
1 Town Board Trustee (Water & Recreation)	1,200.00 per year
1 Town Board Trustee (Police)	1,200.00 per year
1 Clerk-Treasurer	2,800.00 per year

WATER DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Sewage)	2,050.00 per year
1 Town Board Trustee (Water & Recreation)	2,050.00 per year
1 Town Board Trustee (Police)	2,050.00 per year
1 Clerk-Treasurer	7,100.00 per year

SEWAGE DEPARTMENT OF THE TOWN OF SELLERSBURG:

1 Town Board President (Street & Sewage)	1,250.00 per year
1 Town Board Trustee (Water & Recreation)	1,250.00 per year
1 Town Board Trustee (Police)	1,250.00 per year
1 Clerk-Treasurer	7,100.00 per year

Section 2. This ordinance shall be in full force and effect as of January 1, 1986.

Passed and adopted at the special meeting of the Board of Trustees of the Civil Town of Sellersburg at the Sellersburg Town Hall, Sellersburg, Indiana, on the 12th day of December, 1985.

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier, Member

Dwight K. Coats
Dwight K. Coats, Member

ATTEST:

Anna L. McCartney
Anna L. McCartney, Clerk-Treasurer

ORDINANCE No. 419

ORDINANCE HONORING POLICE OFFICERS WHO
HAVE SERVED AT LEAST 20 YEARS ON THE
SELLERSBURG POLICE DEPARTMENT

BE IT ORDAINED by the Sellersburg Town Board that when an officer retires from the Sellersburg Police Department after having given and completed at least 20 years of service to the Department, he or she shall be entitled to retain his or her firearm and badge and that imprinted upon the badge, at Town expense, shall be the word RETIRED and the number of years of service to the Town completed by the officer.

1985. PASSED AND ADOPTED this 12th day of August,

TOWN OF SELLERSBURG INDIANA,
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier

D. Keith Coats
Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 420

ORDINANCE ADOPTING THE "TOWN CODE OF SELLERSBURG"

WHEREAS, IC 36-1-5-3 as amended by the Acts of 1981 requires all towns to codify their ordinances into a complete, simplified code excluding formal parts of ordinances; and

WHEREAS, by authority of the Board of Trustees, Town of Sellersburg, Indiana, said code has been published in book form; and

WHEREAS, the ordinances in said code are arranged in appropriate titles, articles, chapters, sections or other divisions, and titles of ordinances, enacting clauses, signatures, and other formal parts have been excluded;

NOW THEREFORE BE IT ORDAINED by the Board of Trustees, Town of Sellersburg, Indiana, to-wit:

Section 1. That the "Town Code of Sellersburg", Articles 2 through 9, be and the same is hereby adopted, and the existing ordinances of this Town be and the same are hereby ordered compiled and incorporated into one book and all to the end that a complete, simplified code be made and denominated the "Town Code of Sellersburg".

Section 2. That the text of Article 1 of the published Town Code of Sellersburg be hereby newly adopted and incorporated as the "General Provisions" of the Town Code.

Section 3. That any regulations, rules or other materials previously adopted as resolutions by the Board of Trustees and incorporated as integral parts of the published Town Code, be hereby readopted as ordinances of the Town of Sellersburg, except that any "Table of Resolutions" included in the published book form of the Town Code is for listing and reference purposes only and is not a part of the official Town Code.

Section 4. That this "Town Code of Sellersburg" represents a revision, codification, compilation, or code.

Section 5. That any restated or reenacted section shall be deemed reordained by the passage of said Town Code.

Section 6. That this Ordinance and the Town Code of Sellersburg shall be in full force and effect from and after passage and approval, according to law, on this 12th day of August, 1985.

BY THE BOARD OF TRUSTEES
TOWN OF SELLERSBURG, INDIANA

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM COLLIER

Keith Coats
KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE NO. 420ORDINANCE AMENDING ARTICLE 2 CHAPTER 4
OF SELLERSBURG CODE

Be it ordained by the Board of Trustees of the Town of Sellersburg that Chapter 4 of Ordinance No. 334 regarding Police Pension Fund Death Benefits shall be amended to provide that the Board of Trustees, upon being notified of the death of a member of the Police Pension Fund, whether active or retired, shall pay to the heirs or estate of said deceased member the sum of Three Thousand Dollars (\$3,000.00).

ORDAINED this 25th day of November, 1985.TOWN OF SELLERSBURG, INDIANA
BY THE BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER

Keith Coats
KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREAS.

ORDINANCE NO. 421ORDINANCE AMENDING ARTICLE 2 CHAPTER 4
OF SELLERSBURG CODE

Be it ordained by the Board of Trustees of the Town of Sellersburg that Chapter 4 of Ordinance No. 334 regarding Police Pension Fund Death Benefits shall be amended to provide that the Board of Trustees, upon being notified of the death of a member of the Police Pension Fund, whether active or retired, shall pay to the heirs or estate of said deceased member the sum of Three Thousand Dollars (\$3,000.00).

ORDAINED this 25th day of November, 1985.TOWN OF SELLERSBURG, INDIANA
BY THE BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER

Keith Coats
KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREAS.

ORDINANCE NO. 422

ORDINANCE DESIGNATING USAGE
OF SEWER CONNECTION FEES

WHEREAS, the Town of Sellersburg has a sewer system and has recently increased its fees for connection to the sewer system.

That the Board determined that the increase in sewer connection fees is just and reasonable and that the increased charges are necessary to fund and make improvements to the existing system, and to provide for the future needs of the system;

That the increased charges bear a reasonable relationship to the actual cost of contemplated new services, facilities, and future services and facilities;

NOW, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg that the proceeds of connection fees collected are to be used as net revenues of the sewage works and as payment towards the cost of improving the works in the future.

PASSED AND ADOPTED THIS 14th day of April, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier

Keith Coats
Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE 423ORDINANCE ANNEXING PHILLIPS,
HOWARD, AND BEYL PROPERTIES

WHEREAS, Petitions for annexation were filed by G. Wayne Phillips and Claudia Sue Phillips, husband and wife, Michael E. Howard and Sue C. Howard, husband and wife, and Glen D. Beyl and Carolyn F. Beyl, husband and wife, with the Town of Sellersburg, Indiana, asking that certain privately owned real estate contiguous to the Town be annexed into the Town pursuant to I.C. 36-4-3-5 and that the corporate limits of the Town be extended so as to include the privately owned real estate described as follows:

PHILLIPS PROPERTY

Part of Survey #129 of the Illinois Grant more particularly described as follows: Commencing at the east corner of said Grant #129, thence North 36 deg. 04' West, on the northeast line of said Grant #129, 3397.1 feet to the east corner of Joseph W. Conroy's land; thence South 57 deg. 55' West along the Southeast line of the said Conroy's land, 1655.0 feet to a railroad spike in the center line of the Sellersburg and Bennetsville Road; thence South 36 deg. 08' East in said center line, 314.0 feet to a railroad spike in the center line of the St. Joe Road; thence South 68 deg. 11' West in said center line, 660.0 feet; thence North 21 deg. 49' West 25.0 feet to the true point of beginning; thence South 68 deg. 11' West 94.0 feet; thence North 21 deg. 49' West 192.0 feet to a 5/8" iron pipe; thence North 68 deg. 11' East 94.0 feet; thence South 21 deg. 49' East 192.0 feet to the true point of beginning, containing 0.41 acres, more or less.

Being the same real estate conveyed to the Grantors by deed dated the 26th day of October, 1968, and of record in Deed Record 296, Page 539 in the office of the Recorder of Clark County, Indiana.

HOWARD PROPERTY

Part of Survey #129 of the Illinois Grant more particularly described as follows:

Commencing at the east corner of said grant #129; thence North 36 deg. 04' West, on the northeast line of said Grant #129, 3397.1 feet to the east corner of Joseph W. Conroy's land; thence, South 57 deg. 55' West, along the southeast line of the said Conroy's land, 1655.0 feet to a railroad spike in the center line of the Sellersburg and Bennetsville Road; thence, South 36 deg. 08' East, in said centerline, 314.0 feet to a railroad spike in the centerline of the St. Joe road; thence, South 68 deg. 11' West, in said centerline, 283.6 feet; thence, North 21 deg. 49' West, 25.0 feet to a 1" iron pipe at the true point of beginning; thence, South 68 deg. 11' West, 94.0 feet; thence, North 21 deg. 49' West, 192.0 feet; thence, North 68 deg. 11' East, 94.0 feet to a 1" iron pipe; thence, South 21 deg. 49' East, 192.0 feet to the true point of beginning, containing 0.41 acres, more or less.

Being part of the land conveyed to Joseph W. Conroy in Deed Record 196, on page 14.

Also:-

HOWARD PROPERTY

Part of Survey #129 of the Illinois Grant more particularly described as follows:

Commencing at the east corner of said grant #129; thence North 36 deg. 04' West, on the northeast line of said Grant #129, 3397.1 feet to the east corner of Joseph W. Conroy's land; thence, South 57 deg. 55' West, along the southeast line of the said Conroy's land, 1655.0 feet to a railroad spike in the center line of the Sellersburg and Bennettsville Road; thence, South 36 deg. 08' East, in said centerline, 314.0 feet to a railroad spike in the centerline of the St. Joe road; thence, South 68 deg. 11' West, in said centerline,

377.6 feet; thence, North 21 deg. 49' West, 25.0 feet to the true point of beginning; thence, South 68 deg. 11' West, 32.4 feet to a 5/8" iron pipe; thence, North 21 deg. 49' West, 192.0 feet to a 5/8" iron pipe; thence, North 68 deg. 11' East, 32.4 feet; thence, South 21 deg. 49' East, 192.0 feet to the true point of beginning, containing 0.14 acres, more or less.

Being part of the land conveyed to Joseph W. Conroy in Deed Record 196, on page 14.

BEYL PROPERTY

Part of Survey #129 of the Illinois Grant more particularly described as follows: Commencing at the east corner of said Grant #129, thence North 36 deg. 04' West on the northeast line of said Grant #129, 3397.1 feet to the east corner of Joseph W. Conroy's land; thence South 57 deg. 55' West along the southeast line of the said Conroy's land, 1655.0 feet to a railroad spike in the center line of the Sellersburg and Bennettsville Road; thence South 36 deg. 08' East in said center line 314.0 feet to a railroad spike in the center line of the St. Joe Road; thence South 68 deg. 11' West in said center line 410.0 feet; thence North 21 deg. 49' West 25.0 feet to a 5/8" iron pipe at the true point of beginning; thence South 68 deg. 11' West 100.0 feet to a 5/8" iron pipe; thence North 21 deg. 49' West 192.0 feet to a 5/8" iron pipe; thence North 68 deg. 11' East 100.0 feet to a 5/8" iron pipe; thence South 21 deg. 49' East 192.0 feet to the true point of beginning, containing 0.44 Acres, more or less.

That the Petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described parcels of real estate owned by G. Wayne Phillips and Claudia Sue Phillips, husband and wife, Michael E. Howard and Sue C. Howard, husband and wife, and Glen D. Beyl and Carolyn F. Beyl, husband and wife, are hereby annexed into the Town of Sellersburg, Indiana.

It is further Ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this Ordinance.

This Ordinance No. 423 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED THIS 14th day of April, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier

Keith Coats
Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 424ORDINANCE AMENDING ANNEXATION OF SHARP,
GRAF, BRYSON, AND RAMSER PROPERTIES

WHEREAS, the Sellersburg Town Board previously passed an Ordinance annexing property owned by Horace F. Sharp and Ruth I. Sharp, Norma J. Graf, Wayne L. Bryson and Connie J. Bryson, and Clarence L. Ramser, Jr. and Rita Ramser,

That the Ordinance should also include the applicable roadways or streets running adjacent to this property.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that all streets and roadways adjacent to the foregoing properties are hereby annexed into the Town of Sellersburg with those properties.

PASSED AND ADOPTED this 14th day of April, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier

Keith Coats
Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer

ORDINANCE NO. 425

ORDINANCE APPROVING AND GRANTING
RENEWAL OF THE CONTRACT GRANTING
A CABLE TELEVISION FRANCHISE.

WHEREAS, the Town of Sellersburg, Indiana (herein the "Town") approved and enacted on the 24th day of May, 1966 a contract granting franchise to the G.R.C. to build, construct, operate and maintain a cable television system in the Town of Sellersburg, Indiana, and setting forth conditions accompanying the granting of this franchise; providing for a penalty for the violations of portions of this contract; providing for a savings clause; providing for the effect of this contract upon other ordinances and resolutions; and

WHEREAS, Section 3 of the Franchise provides that the franchise may be renewed for one (1) additional term of twenty (20) years beyond its original expiration date of May 24, 1986, with renewal at the option of the Grantee and subject to the same conditions; and

WHEREAS, Grantee has notified the Town of its intent to exercise the option to renew the franchise contract for a term of twenty (20) years; and

WHEREAS, it appears that the cable television service provided by Clark County Cablevision, serves the public interest and that it will be in the public interest to grant the franchise renewal:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TOWN TRUSTEES OF SELLERSBURG:

1. That the Town hereby approves the action of renewal option exercised by Clark County Cablevision and grants a twenty (20) year renewal of the franchise contract originally granted by the Town on the 24th day of May, 1966 and subsequently amended and currently effective.
2. That subject to the provisions hereof, this contract shall take effect and continue and remain in effect upon its passage and approval.
3. That any time rates are to be increased Grantee agrees to come before the Board and explain the ~~required~~ increase.

TOWN OF SELLERSBURG BY ITS
BOARD OF TRUSTEES

MELVIN CURTIS, PRESIDENT

William R. Collier
WILLIAM R. COLLIER

Dwight K. Coats
DWIGHT K. COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURE

ORDINANCE ANNEXING DAVIS AND HOWARD PROPERTIES

WHEREAS, A Petition for annexation was filed by James R. Davis and Carolyn S. Davis, husband and wife, and Michael E. Howard and Sue C. Howard, husband and wife, with the Town of Sellersburg, Indiana, asking that certain privately owned real estate contiguous to the Town be annexed into the Town pursuant to I.C. 36-4-3-5 and that the corporate limits of the Town be extended so as to include the privately owned real estate described as follows:

DAVIS PROPERTY:

Part of Survey #129 of the Illinois Grant more particularly described as follows: Commencing at the east corner of said Grant #129, thence North 36 deg. 04' West, on the northeast line of said Grant #129, 3397.1 feet to the east corner of Joseph W. Conroy's land; thence South 57 deg. 55' West along the Southeast line of the said Conroy's land, 1655.0 feet to a railroad spike in the center line of the Sellersburg and Bennettsville Road; thence South 36 deg. 08' East in said center line, 314.0 feet to a railroad spike in the center line of the St. Joe Road; thence South 68 deg. 11' West in said center line, 560.0 feet; thence North 21 deg. 49' West 25.0 feet to a 5/8" iron pipe at the true point of beginning; thence South 68 deg. 11' West 100.0 feet; thence North 21 deg. 49' West 192.0 feet; thence North 68 deg. 11' East 100.0 feet to a 5/8" iron pipe; thence South 21 deg. 49' East 192.0 feet to the true point of beginning, containing 0.44 acres, more or less.

HOWARD PROPERTY:

Part of survey #129 of the Illinois Grant more particularly described as follows: Commencing at the east corner of said Grant #129; thence north 36 degrees 04 minutes west, on the northeast line of said Grant #129, 3397.1 feet to the east corner of Joseph W. Conroy's land; thence south 57 degrees 55 minutes west, along the southeast line of the said Conroy's land, 1655.0 feet to a railroad spike in the center line of the Sellersburg and Bennettsville Road; thence south 36 degrees 08 minutes east,

in said center line, 314.0 feet to a railroad spike in the center line of the St. Joe Road; thence south 68 degrees 11 minutes west, in said center line, 410.0 feet; thence north 21 degrees 49 minutes west, 217.0 feet to an iron pipe at the true point of beginning; thence north 22 degrees 20 minutes west, 50.0 feet to a marked 1/2" iron pipe; thence north 68 degrees 11 minutes east, 124.85 feet to a marked 1/2" iron pipe; thence south 21 degrees 49 minutes east, 50.0 feet to a 5/8" iron pipe; thence south 68 degrees 11 minutes west, 124.4 feet to the true point of beginning. Containing 0.14 acres more or less.

Being part of the land conveyed to Joseph W. Conroy in Deed Record 196 on page 14.

That the Petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described parcel of real estate owned by James R. Davis and Carolyn S. Davis, husband and wife, and the parcel of real estate owned by Michael E. Howard and Sue C. Howard, husband and wife, are hereby annexed into the Town of Sellersburg, Indiana.

It is further Ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this Ordinance.

This Ordinance No. 426 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED THIS 9th day of June, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis, President

William Collier

William Collier

Keith Coats

Keith Coats

ATTEST:

Anna McCartney

Anna McCartney, Clerk-Treasurer

ORDINANCE NO. ~~427~~ 427AN ORDINANCE AMENDING ORDINANCE
NO. 207, OPEN BURNING ORDINANCE

WHEREAS, the Sellersburg Town Board previously passed Ordinance No. 207 on December 11, 1958, which Ordinance prohibited the burning of any trash, leaves or other matter upon any street or alley in the Town, or on the outside between specified hours;

WHEREAS, said Ordinance provided a fine upon conviction of an amount not to exceed \$5.00 for each offense;

WHEREAS, the Sellersburg Chief of Police recommended to increase said fine to correctly reflect the severity of the offense;

WHEREAS, the Sellersburg Town Board believes that the fine should be increased to the sum of \$500.00.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Sellersburg:

That any person violating Ordinance No. 207 "Open Burning Ordinance" shall, upon conviction, be fined an amount not to exceed \$500.00 for each offense.

PASSED AND ADOPTED THIS 23rd day of June, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

William Collier
WILLIAM COLLIER

KEITH COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER

ORDINANCE 428

ORDINANCE ANNEXING DREYER ESTATES, INC. PROPERTY

WHEREAS, A Petition for annexation was filed by Clark E. Dreyer and Geneva Dreyer, husband and wife, with the Town of Sellersburg, Indiana, asking that certain privately owned real estate contiguous to the Town be annexed into the Town pursuant to I.C. 36-4-3-5 and that the corporate limits of the Town be extended so as to include the privately owned real estate described as follows:

Tract No. 1:

A part of Survey No. 130 of the Illinois Grant, Silver Creek Township, Clark County, Indiana, described as follows:

Beginning at the South corner of Survey No. 130,

Thence N 35 deg. 42' W 1387.5 feet along the survey line to the West corner of Dreyer Estates Section No. 1 and a nail in Dreyer Lane, THE TRUE PLACE OF BEGINNING.

Thence N 35 deg. 42' W 120 feet to a nail,

Thence N 54 deg. 18' E 112 feet to an iron pin,

Thence S 35 deg. 42' E 120 feet to an iron pin on the West line of Clareva Rd.

Thence S 54 deg. 18' W 112 feet along the West line of Clareva Rd. to THE TRUE PLACE OF BEGINNING, Containing 0.309 acre more or less.

Subject to the County Road Right-of-Way and any easements of record.

Also subject to 6 foot utility easements on the NW and NE lines and 20 foot utility and drainage easements along the SW and SE lines, said easements being hereby dedicated for public use.

Tract No. 2:

A part of Survey No. 130 of the Illinois Grant, Silver Creek Township, Clark County, Indiana, described as follows:

Beginning at the South corner of Survey No. 130,

Thence N 35 deg. 42' W 1387.5 feet along the survey line to the West corner of Dreyer Estates Section No. 1 and a nail in Dreyer Lane,

Thence N 54 deg. 18' E 112 feet along the West line of Clareva Rd. to an iron pin, THE TRUE PLACE OF BEGINNING,

Thence N 35 deg. 42' W 120 feet to an iron pin,

Thence N 54 deg. 18' E 112 feet to an iron pin,

Thence S 35 deg. 42' E 120 feet to an iron pin on the West line of Clareva Rd.

Thence S 54 deg. 18' W 112 feet along the West line of Clareva Rd. to THE TRUE PLACE OF BEGINNING,

Containing 0.309 acre more or less, subject to any easements of record.

Subject to 6 foot utility easements on the NW and SW lines, a 20 foot drainage and utility easement along the SE line and a 10 foot utility and drainage easement along the NE line, said easements being hereby dedicated for public use.

Tract No. 3:

A part of Survey No. 130 of the Illinois Grant, Silver Creek Township, Clark County, Indiana, described as follows:

Beginning at the South corner of Survey No. 130,

Thence N 35 deg. 42' W 1387.5 feet along the survey line to the West corner of Dreyer Estates Section No. 1 and a nail in Dreyer Lane,

Thence N 54 deg. 18' E 224 feet along the West line of Clareva Rd. to an iron pin, THE TRUE PLACE OF BEGINNING,

Thence N 35 deg. 42' W 120 feet to an iron pin,

Thence N 54 deg. 18' E 112 feet to an iron pin,

Thence S 35 deg. 42' E 119.23 feet to an iron pin on the West line of Clareva Rd.

Thence along said line on a curve to the right, chord 26.01 feet, bearing S 52 deg. 36' 21" W, radius 440 feet to an iron pin,

Thence S 54 deg. 18' W 86 feet along the West line of Clareva Rd. to THE TRUE PLACE OF BEGINNING,

Containing 0.309 acre more or less, subject to any easements of record.

Subject to 6 foot utility easements along the NW and NE lines, a 20 foot utility and drainage easement along the SE line and a 10 foot utility and drainage easement along the SW line, said easements being hereby dedicated for public use.

Tract No. 4:

A part of Survey No. 130 of the Illinois Grant, Silver Creek Township, Clark County, Indiana, described as follows:

Beginning at the South corner of Survey No. 130,

Thence N 35 deg. 42' W 1387.5 feet along the survey line to the West corner of Dreyer Estates Section No. 1 and a nail in Dreyer Lane,

Thence N 54 deg. 18' E 310 feet along the West line of Clareva Rd. to an iron pin,

Thence N 52 deg. 36' 21" E 26.01 feet to an iron pin on the West line of Clareva Rd., THE TRUE PLACE OF BEGINNING,

Thence N 35 deg. 42' W 119.23 feet to an iron pin,

Thence N 54 deg. 18' E 74.46 feet to an iron pin,

Thence S 57 deg. 24' 12" E 77.49 feet to an iron pin,

Thence along the County Right-of-Way on a curve to the right, chord 37.43 feet, bearing S 8 deg. 56' 36" E, Radius 25 feet, to an iron pin on the West line of Clareva Rd.

Thence along the West line of Clareva Rd. on a curve to the right, chord 87.39 feet, bearing S 45 deg. 12' 47" W, radius 440 feet to THE TRUE PLACE OF BEGINNING,

Containing 0.23 acre more or less, subject to any easements of record.

Also subject to 6 foot utility easements along the NW and SW lines and 20 foot utility easements along the NE, East and SE lines, said easements being hereby dedicated for public use.

That the Petitioners have represented that they are the sole owners of record of the above-described real estate and that this real estate is not situated within the limits of any municipality, but is contiguous to the Town of Sellersburg.

THEREFORE, BE IT ORDAINED by the Sellersburg Town Board that the above-described parcels of real estate owned by Clark E. Dreyer and Geneva Dreyer, husband and wife, are hereby annexed into the Town of Sellersburg, Indiana.

It is further Ordered that the Clerk-Treasurer of the Town of Sellersburg publish this Ordinance in accordance with I.C. 36-4-3-7 and I.C. 5-3-1, which require the first publication to be made within two weeks after the date of adoption of this Ordinance.

This Ordinance No. 428 shall take effect sixty (60) days after its final publication.

PASSED AND ADOPTED THIS 25 day of August, 1986.

TOWN OF SELLERSBURG, INDIANA
BY ITS BOARD OF TRUSTEES

Melvin Curtis
Melvin Curtis, President

William R. Collier
William Collier

Keith Coats
Keith Coats

ATTEST:

Anna McCartney
Anna McCartney, Clerk-Treasurer



AN ORDINANCE OF THE TOWN OF SELLERSBURG, COUNTY OF CLARK, INDIANA, CREATING A COMMISSION FOR REDEVELOPMENT TO BE KNOWN AND DESIGNATED AS THE TOWN OF SELLERSBURG REDEVELOPMENT COMMISSION

WHEREAS, the legislature of the State of Indiana has authorized cities, towns, and counties in Indiana to create departments to be known and designated as Redevelopment Commissions, I.C. 36-7-14-1 through 36-7-14-40, to serve in a public and governmental capacity in cooperation with private enterprise for the purpose of clearing, replanning and redeveloping blighted areas; and

WHEREAS, a blighted area means an area in which normal development and occupancy are undesirable or impossible because of: lack of development; cessation of growth, deterioration of improvements; character of occupancy; age; obsolescence; substandard buildings or other factors that impair values or prevent a normal use or development of property. (I.C. 36-7-1-3, as added by Acts 1981, P.L. 309.3)

WHEREAS, the clearance, replacing and redevelopment of blighted areas in the Town of Sellersburg, Indiana is and would be in the best interests of the citizens of the Town of Sellersburg so that a Commission for Redevelopment should and ought to be established to carry out such a program.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF SELLERSBURG, COUNTY OF CLARK, INDIANA, IN A MEETING ASSEMBLED THAT:

SECTION I

A new Commission to be known and designated as the Town of Sellersburg Redevelopment Commission be and the same is hereby created and established with full power and authority to act as provided by law.

SECTION II

The Town Board of the Town of Sellersburg, County of Clark, Indiana, be and hereby is authorized and empowered to create by appointment a Board of Redevelopment Commission and, in general to do any and all things necessary for the promotion of the rights, duties, powers and privileges of said Department of Redevelopment.

SECTION III

~~The Town of Sellersburg Redevelopment Commission shall be~~
 composed of five (5) members. Each Redevelopment Commissioner shall serve for one (1) year from the first day of January after his appointment and until his successor is appointed and has qualified; except that the original commissioners shall serve from the date of their appointment until the first day of January in the second year after their appointment. If a vacancy occurs, a successor shall be appointed in the same manner as the original commissioner, and the successor shall serve for the remainder of the vacated term.

SECTION IV

The Commission shall be governed in all other respects in accordance with I.C. 36-7-14 et.seq.

THIS ORDINANCE PASSED AND ADOPTED by the Board of Trustees of the Town of Sellersburg, Indiana, on this 27th day of October, 1986.

TOWN OF SELLERSBURG, INDIANA
 BY ITS BOARD OF TRUSTEES

Melvin Curtis
 Melvin Curtis, President

William R. Collier

D. Keith Coats
 D. Keith Coats

ATTEST:

Anna McCartney
 Anna McCartney, Clerk-Treasurer

ORDINANCE 431

LITTERING ORDINANCE

Be it Ordained by the Board of Trustees of the Town of Sellersburg:

That the putting, throwing, dumping, leaving or depositing or causing to be put, thrown, dumped, left or deposited, any paper, boxes, tin cans, brush, brick, wood, glass, dirt, sand, gravel, grass, leaves, debris, rubbish or refuse of any kind or character whatsoever, in or upon or within the limits of any street, alley, sidewalk, yard, thoroughfare or public way in the Town of Sellersburg, without permission, shall be unlawful.

That any person, firm, corporation or entity found to be in violation of this Ordinance shall be fined the sum of \$ 50.00 for each violation found to have been committed, and shall further be required to clean up, remove or eliminate the condition for which said citation was issued.

That an emergency exists requiring this Ordinance to be in effect immediately and the Clerk-Treasurer is therefore instructed to post a copy of this Ordinance in a public place within each District of the Town and to further cause to be published said Ordinance in its entirety.

PASSED AND ADOPTED this 27 day of Oct, 1986.

TOWN OF SELLERSBURG BY ITS
BOARD OF TRUSTEES

Melvin Curtis
MELVIN CURTIS, PRESIDENT

WILLIAM R. COLLIER

Dwight K Coats
DWIGHT K. COATS

ATTEST:

Anna McCartney
ANNA MCCARTNEY, CLERK-TREASURER