

An Ordinance to Amend Section 8 of an Ordinance entitled "An Ordinance concerning the refinancing and improvements of the municipal water-works of the Town of Corydon, Indiana, authorizing the issuance of revenue bonds for that purpose and matters connected therewith," Approved May 13, 1957

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

Section 1. Section 8 of the above entitled ordinance is amended to read as follows:

Section 8. Beginning as of the date of the bonds authorized by this ordinance, the income and revenues of said waterworks, together with the income and revenues of any and all extensions, additions and improvements thereto and replacements thereof made pursuant to this ordinance or subsequently shall be set aside into a separate and special fund to be used and applied in the maintenance and operation thereof, in establishing a depreciation account, and in payment of the bonds authorized by this ordinance and the interest thereon. The proportion of the gross revenues of said waterworks system that shall be paid into the several accounts of said special fund is hereby fixed and determined as follows:

(a) Operation and Maintenance Account: Thirty-six per cent (36%) of the gross revenues of said waterworks system shall be paid into the operation and maintenance account and shall be used to pay the necessary costs of the reasonable and proper operation and maintenance of the system, including taxes. The sum so set aside for operation and maintenance shall be applied exclusively to that purpose until a surplus shall have been accumulated in the operation and maintenance account which will be equal to the cost of maintaining and operating the system during the remainder of the calendar, operating or fiscal year then current, and the cost of maintaining and operating the system during the calendar, operating or fiscal year then next ensuing. Any excess over such surplus may be transferred by the Board of Trustees to either the depreciation account or the Bond and Interest Redemption Account hereinafter created.

(b) Depreciation Account: Twelve per cent (12%) of the gross revenues of said waterworks system shall be paid into the Depreciation Account and shall be expended in making good depreciation of the system or in new construction, extensions, betterments or additions to the property of the system. Any accumulations in such Depreciation Account not required for immediate use may be invested in direct obligations of the United States Government, if permitted by law, and if so invested, the income from the investment shall be carried in the Depreciation Account. Said funds and the proceeds thereof shall not be used for any purpose other than as herein provided.

(c) Bond and Interest Redemption Account: Fifty-two per cent (52%) of the gross revenues of the waterworks system shall, as such revenues are received, be set apart and paid into a special account in the treasury of the Town, to be identified as the "Bond and Interest Redemption Account." The funds in said account shall be used solely for the purpose of paying the principal and interest of the bonds issued pursuant to the provisions of this ordinance, to the extent necessary for that purpose. If and when a surplus shall be created in said Bond and Interest Redemption Account which shall be in excess of the interest and principal of the bonds, plus ten per cent (10%), which are payable during the then current calendar, operating or fiscal year, together with the amount of interest and principal of the bonds which will become due and payable during the calendar, operating or fiscal year then next ensuing, plus ten per cent (10%), then the Board of Trustees may transfer any such excess over such required surplus to either the operation and maintenance account or to the Depreciation Account, or may direct that such excess funds over the required surplus shall be used in calling then outstanding bonds which are subject to redemption prior to maturity, at such price and on such terms as are provided in this ordinance.

No further payments need be made into the Bond and Interest Redemption Account when the amount contained therein equals or exceeds the amount of the principal of the bonds then outstanding together with the amount of interest payable thereon to the dates of maturity thereof.

All the funds of said several accounts shall be deposited in lawful depositories of the Town, and shall be continuously held and secured as provided by the laws of this state relating to the depositing, securing holding and investing of public funds. In no event shall any of the revenues of said waterworks system be transferred or used for any purpose not authorized by this ordinance so long as any of the bonds issued pursuant to the provisions of this ordinance shall be outstanding.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Passed and adopted by the Board of Trustees of the Town of Corydon, Indiana, on the 28th day of June, 1957.

Arville L. Kitterman
William B. Doolittle
W. Stevens Kirkham
Charles R. Rickett
Clifford Hurst
Board of Trustees

ATTEST:

Clella Kemp
Clerk-Treasurer