

**MEMORANDUM OF AGREEMENT  
OF ACTIVE, INTERIM, & INACTIVE DEPOSITS**

Agreement made as of \_\_\_\_\_ between First National Bank (Bank) and the City of Avon (Depositor).

Depositor hereby confirms that it has designated Bank as a public depository of its active, interim and inactive deposits for the period of designation from \_\_\_\_\_ to June 30<sup>th</sup>, 2021; both dates inclusive.

**ACTIVE DEPOSITS**

- a. Bank agrees to accept active deposits for deposit from depositor such sums during the period of designation as Depositor may from time to time deposit to the credit of Depositor's active deposits account subject to Bank's rules and regulations from time to time in effect for commercial accounts. Bank agrees to keep such sums on deposit pending payment thereof to Depositor or Depositor's order.
- b. Bank agrees that the sums deposited to the credit of Depositor's active deposits account may be drawn against and paid by check executed by such authorized person or persons and according to such procedure as Depositor may from time to time designate and prescribe in writing. Depository must be notified in writing if designated person or persons change.
- c. Bank agrees to supply to Depositor's treasurer each month only during the period of designation a statement of the daily activity in and the balance of Depositor's active deposits account for that month.
- d. The maximum dollar amount of such public monies on deposit as active, inactive or interim deposits at any one time during the period covered by this designation is \$25,000,000.

**INTERIM AND INACTIVE DEPOSITS**

- a. Whenever any interim or inactive deposits of Depositor are awarded to and accepted by Bank pursuant of Chapter 135, of the Ohio Revised Code, the deposits shall be evidenced by Bank's certificate of deposit or evidence thereof, bearing interest at such rates as may be agreed upon by Bank and Depositor prior to the issuance of said certificate or evidence thereof and as agreed to in writing by Bank and Depositor. Interim deposits may have a term of up to one year. Inactive deposits may have a term ending at the close of the period of designation given above.

**PLEGGED COLLATERAL – OHIO REVISED CODE CHAPTER 135**

Bank agrees to secure its obligations under this agreement and its other obligations as a public depository of Depositor's active, interim, and inactive deposits by depositing with safekeeping trustees, Federal Reserve Bank of Cleveland, or any other eligible trustee, eligible securities in the amount and in the manner required by the Ohio Uniform Depository Act (Chapter 135, Ohio Revised Code). Depositor hereby authorizes Bank on a continuing basis during the term of designation to substitute securities for those then deposited with such trustees, provided only that the securities being deposited be eligible securities having a current market value equal or greater than the current market value of the securities for which they are to be substituted. Each substitution may be made without any prior notice or approval of Depositor.

**City of Avon**

**FIRST NATIONAL BANK**

\_\_\_\_\_  
Authorized Signer

\_\_\_\_\_  
Authorized Signer

\_\_\_\_\_  
Name/Title

Jim English, AVP Treasury Management Officer

\_\_\_\_\_  
Authorized Signer

\_\_\_\_\_  
Name/Title