

COUNCIL OF THE VILLAGE OF ELMORE, OHIO

RESOLUTION NO. 5-19

**A RESOLUTION TO PROCEED WITH THE SUBMISSION OF
THE QUESTION OF LEVYING A RENEWAL TAX IN
EXCESS OF THE TEN-MILL LIMITATION
FOR THE PURPOSE OF STREETS AND ALLEYS**

The Council of the Village of Elmore, Ohio met in open session on June 24, 2019.

DAVID HOWER moved the adoption of the following resolution.

PREAMBLE

WHEREAS, Council approved a resolution declaring the necessity to levy a tax in excess of the ten-mill limitation:

and,

WHEREAS, the Ottawa County Auditor ("Auditor") has certified the following information to the Council:

The dollar amount of revenue that would be generated by a specified number of mills is:

- Specified number of mills: 3.0
- Dollar amount of revenue generated annually: \$ 62,600
- This rate amounts to the following for each one hundred dollars of tax valuation: \$0.30

RESOLUTION

NOW THEREFORE, BE IT RESOLVED, by Council, at least two-thirds (2/3) of all of the members of the Council concurring, as follows:

1. The Village shall proceed with the submission of the question of the tax to electors.
2. The rate of the levy, expressed in mills for each one dollar in tax valuation, as estimated by the Auditor, is as follows:
 - a. 3.0 mills

- b. This rate amounts to the following for each one hundred dollars of valuation: \$0.30
- c. The levy is a renewal levy; the rate is the same rate as the existing tax levy.

3. Pursuant to O.R.C. Section 5705.03(B)(1):

- a. The purpose of the tax is as follows: *It is necessary to levy a tax outside the ten-mill limitation to provide for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges as set out in section 5705.19(G) O.R.C.*
- b. The type of levy is: *a renewal levy*
- c. The sections of the Revised Code authorizing submission of the question of the tax are O.R.C. Section 5705.03, 5705.191, and 5705.25, and the following: *5705.19(G).*
- d. The term of the tax is as follows (in years or continuing): *5 years.*
- e. The territory where the tax is to be levied is *upon the entire territory of the Village of Elmore.*
- f. The date of the election at which the question of the tax shall appear on the ballot is as follows (“Election”): *November 5, 2019.*
- g. The territory where the ballot measure is to be submitted is *upon the entire territory of the Village of Elmore, Ohio.*
- h. The tax will be first levied and collected as follows: *The tax year in which the tax will first be levied is 2020; The calendar year in which the tax will first be collected is 2021.*
- i. The Village of Elmore has territory in Ottawa County and in each of the following counties: *Sandusky County.*

4. The Fiscal Officer is hereby directed to **certify the levy to the Auditor AND the Board of Elections ("BOE")**. Certification shall include copies of **ALL** of the following documents:
 - a. **Resolution of Necessity** adopted on May 13, 2019; and,
 - b. **Certification of the Auditor**; and,
 - c. **Resolution to Proceed** (this Resolution).

Certification shall occur by **no later than 4:00 PM on August 7, 2019** (90 days prior to the Election).

The Fiscal Officer shall also notify the BOE to cause notice of the Election on the question of levying the tax to be given as required by law.

5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of the Village of Elmore and the State of Ohio.
6. This resolution is hereby declared to be an emergency measure in the interest of public peace, health and safety of the citizens of Elmore, and shall be in full force and effect immediately after its passage.

BEN DRILL seconded the Motion, and being called upon its adoption,


the vote resulted as follows:

<i>Vote to Suspend the Rules</i>	<i>Yeas</i> <u> 5 </u>	<i>Nays</i> <u> 0 </u>
<i>Vote on Emergency Measure</i>	<i>Yeas</i> <u> 5 </u>	<i>Nays</i> <u> 0 </u>
<i>To Pass</i>	<i>Yeas</i> <u> 5 </u>	<i>Nays</i> <u> 0 </u>

Thereupon, a roll call vote was called upon for the adoption of the Resolution, and the vote resulted as follows:

Richard Claar	<u>YEA</u>
Jim Krumnow	<u>YEA</u>
Zach Floro	<u>ABSENT</u>
Dave Hower	<u>YEA</u>
Tom Jackson	<u>YEA</u>
Ben Drill	<u>YEA</u>

Adopted the 24th day of June 2019




Sheri Hayes, Fiscal Officer, Village of Elmore, Ohio

The State of Ohio, Ottawa County, ss.

I, Sheri Hayes, Fiscal Officer of the Village of Elmore do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of said Council Meeting; that the same has been compared by me with the Resolution on said Record and that it is a true and correct copy thereof.

Witness my signature, this 24th day of June 2019



Sheri Hayes, Fiscal Officer of the Village of Elmore, Ohio