

VILLAGE OF BOSTON HEIGHTS	Codified?	First Reading <u>X</u>	Waiver 3-Reading Rule _____
RESOLUTION NO: <u>2016 -7-34</u>	Yes _____	Second Reading _____	Yes <u>X</u>
INTRODUCED BY <u>B. BARTKO</u>	No <u>X</u>	Third Reading _____	No _____

A RESOLUTION DECLARING IT NECESSARY TO RENEW THE TAX LEVY AT THE TAX RATE OF 2.75 MILL AND REQUESTING THE SUMMIT COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE VILLAGE AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THIS RENEWAL LEVY, AND DECLARING AN EMERGENCY

WHEREAS, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Village and that it is necessary to levy a tax in excess of that limitation for the purposes of general construction, reconstruction, resurfacing and repair of streets, roads and bridges for the Village of Boston Heights under Section 5705.19(G) of the Ohio Revised Code; and,

WHEREAS, in accordance with Section 5705.03(B) of the Ohio Revised Code, in order to submit the question of a renewal tax levy pursuant to Section 5705.25 of the Ohio Revised Code, this Council must request that the Summit County Fiscal Officer certify (i) the total current valuation of the Village, and, (ii) the dollar amount of revenue that would be generated by the levy; and,

WHEREAS, in accordance with Section 5705.03(B) of the Ohio Revised Code, upon receipt of a certified copy of the resolution of this Council declaring the necessity of the tax, stating for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads and bridges at a rate not exceeding 2.75 mills noting the section of the Ohio Revised Code pursuant to which its submission to the electors is authorized, this Council desires to request the County Fiscal Officer to certify the total current tax valuation of the Village, and the dollar amount of revenue that would be generated by the proposed levy.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Boston Heights, Summit County, Ohio, two-thirds of the members elected therefore concurring that:

Section 1: This Council declares that it is necessary to have a renewal tax levied, for a period of five (5) years, of 2.75 mills ad valorem property tax outside of the ten mill limitation for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads and bridges within the Village of Boston Heights under Section 5705.19(G) of the Ohio Revised Code, and that it intends to submit the question of the renewal of the levy to the electors at an election on November 8, 2016, as authorized by the Ohio Revised Code.

Section 2: This Council requests that the Summit County Fiscal Officer certify to both (i) the total current tax valuation of the Village, and (ii) the dollar amount of revenue that would be generated by the 2.75 mill levy specified in Section 1.

Section 3: The Village Fiscal Officer is authorized and directed to deliver to the Summit County Fiscal Officer, no later than one week after passage, a certified copy of this Resolution and the form of the County Fiscal Officer's Certificate in connection therewith that is currently on file with the Clerk of Council.

Section 4: That all Resolutions and Ordinances which are in conflict with this Resolution are hereby replaced and/or rescinded to the extent they conflict.

Section 5: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including section 121.22 of the Ohio Revised Code.

Section 6: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety and welfare of the Village's resident and to comply with the strict timing requirements of the Ohio Revised Code regarding the levying of taxes outside the 10 mill limitations and shall take effect and be in force from and immediately after its passage.

PASSED:



BILL GONCY, MAYOR

ATTEST:



BETTY KLINGENBRG, FISCAL OFFICER

I, Betty Klingenberg, Fiscal Officer and Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Resolution **2016-7-34** was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on this **26th** day of **July, 2016**.