

RESOLUTION NO. 2-13

A RESOLUTION REQUESTING THAT THE COUNTY AUDITOR, PURSUANT TO OHIO REVISED CODE SECTION 5705.03, CERTIFY TO THE CITY OF AVON THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A .45 MILLS RENEWAL LEVY FOR THE MAINTENANCE, MANAGEMENT AND OPERATION OF PUBLIC PARKS AND RECREATIONAL ACTIVITIES PURSUANT TO OHIO REVISED CODE SECTION 4704.19(H) AND DECLARING AN EMERGENCY

WHEREAS, the Parks levy, pursuant to Ohio Revised Code Section 5705.19(H) was passed by voters on November 4, 2008 and will expire in duplicate year 2012, the last collection being calendar year 2013; and

WHEREAS, in order to continue with maintenance, management and operation of the City's parks without interruption, a renewal levy is needed to be placed on the May 7, 2013 ballot, and;

WHEREAS, said levy would be a renewal for a period of five (5) years commencing in duplicate year 2013 with the first collection year being 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 – It is necessary, before authorizing a levy which is in excess of the Ten Mill limit, that the County Auditor certify to the City of Avon the total current tax valuation of the City and the dollar amount of revenue that would be generated by a .45 mills renewal levy for purpose of maintenance, management and operation of public parks and recreational activities pursuant to ORC §5705.19(H).

Section 2 – That the Clerk of Council is hereby directed to certify a copy of this Resolution to the Auditor of Lorain County.

Section 3 – That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken 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 actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 – That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity for the County Auditor to certify to the City of Avon the total current tax valuation of the City and the dollar amount of revenue that would be generated by a renewal levy for park maintenance, management and operation before the deadline for this levy has expired; therefore, this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

Resolution R-2-13 (Con't.)

PASSED: _____ DATE SIGNED: _____

BY: _____
Daniel S. Zegarac, President of Council

DATE SIGNED BY THE MAYOR: _____

James A. Smith, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young, Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director