

RESOLUTION NO. R-17-16

A RESOLUTION SUBMITTING THE QUESTION OF A ONE-HALF (.5) MILL RENEWAL TAX WHICH IS IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING BUILDINGS AND EQUIPMENT USED DIRECTLY IN THE OPERATION OF THE AVON POLICE DEPARTMENT AND FOR OTHER PURPOSES SET FORTH IN OHIO REVISED CODE SECTION 5705.19(J) AND DECLARING AN EMERGENCY

WHEREAS, Council deems it necessary and in the best interest of the Municipality to provide funds to maintain motor vehicles, communications, other equipment, buildings and sites for such buildings used directly in the operations of the Avon Police Department and for such other for purposes set forth in Ohio Revised Code §5705.19(J); and

WHEREAS, a renewal of the one-half (.5) mill levy, which is in excess of the Ten Mill limitation, for a period of five (5) years commencing in duplicate year 2017 with first collection year being 2018, is necessary to provide funding for said purposes; and

WHEREAS, the Auditor has certified that the tax will generate \$361,707 during the first year of collection, based on the current assessed value of the City of \$815,953.830; and

WHEREAS, the Ohio Revised Code authorizes the renewal of the existing levy.

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

Section 1 - That Council hereby deems it necessary and in the best interests of the Municipality to levy a renewal tax of one-half (.5) mills, which is in excess of the Ten Mill limitation, for a period of five (5) years commencing in duplicate year 2017, with first collection year being 2018, to maintain motor vehicles, communications, other equipment, buildings and sites for such buildings used directly in the operations of the Avon Police Department and for such other for purposes set forth in Ohio Revised Code §5705.19(J).

Section 2 – That the question of such renewal tax levy shall be submitted to the electors of the City at the General Election to be held on November 8, 2016.

Section 3 - That the renewal levy shall be at the same rate of the existing levy, viz., 0.5 (5/10th) mills for each One Dollar (\$1.00) of valuation, which amounts to Five Cents (\$.05) for each One Hundred Dollars (\$100.00) of valuation, for a period of five (5) years commencing in duplicate year 2017 with first collection year being 2018.

Section 4 - That the form of the ballot at the General Election on the question of the renewal levy shall be as follows:

A Majority Vote is Necessary for Passage

A renewal of a tax for the benefit of the City of Avon to maintain motor vehicles, communications, other equipment, buildings and sites for such buildings used directly in the operation of the Avon Police Department and for other purposes set forth in Ohio Revised Code §5705.19(J) at a rate not exceeding 0.5 (5/10th) mills for each One Dollar (\$1.00) of valuation, which amounts to Five Cents (\$.05) for each One Hundred Dollars (\$100.00) in valuation, for five (5) years commencing in duplicate year 2017 with first collection year being 2018.

	FOR THE LEVY
	AGAINST THE LEVY

Section 5 - The Clerk of this Council is hereby instructed to file a certified copy of this Resolution and the proposed form of the ballot question with the Lorain County Board of Elections no later than August 10, 2016 which is Ninety (90) days prior to the General Election to be held on November 8, 2016. The renewal levy shall not take effect unless approved by a majority of the electors voting upon the proposed ballot question at the election held pursuant to this Resolution.

Section 6 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those 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 7 - That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to propose a Police Renewal Levy to provide funds for the purposes set forth in Ohio Revised Code §5705.19(J) which are used directly in the daily operation of the Avon Police Department ; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

BY: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

Resolution R-17-16 (Cont't.)

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks, Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director