

**RESOLUTION NO. R-07-18**

**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 OF AVON HAVING TERRITORY LOCATED IN LORAIN COUNTY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A 1.90 MILLS RENEWAL LEVY FOR THE PURPOSE OF PROVIDING FOR STREET MAINTENANCE AND REPAIRS PURSUANT TO OHIO REVISED CODE §5705.19(G) AND DECLARING AN EMERGENCY**

**WHEREAS**, the Streets Levy was passed by voters on November 5, 2013 and will expire in duplicate year 2017, the last collection year being calendar year 2018; and

**WHEREAS**, in order to continue with Street Maintenance and Repairs without interruption, a renewal levy is needed to be placed on the May 8, 2018 ballot; and

**WHEREAS**, said levy would be a renewal for a period of five (5) years beginning in the duplicate year 2018, with the first collection being 2019.

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

Section 1 – That it is necessary, before authorizing a levy which is in excess of the Ten Mill limit, 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 of Avon that has territory located in Lorain County and the dollar amount of revenue that would be generated by a 1.90 mills renewal levy for the purpose of providing for street maintenance and repairs pursuant to Ohio Revised Code Section 5705.19(G). Said tax shall be levied upon the entire territory of the Subdivision (City of Avon) and be placed on the ballot at the May 8, 2018 election. Said ballot measure shall be submitted to the entire territory of the Subdivision (City of Avon). Such levy will be placed upon the tax list and duplicate for the current year beginning in the duplicate year 2018, with the first collection being 2019, if a majority of the electors voting thereon vote in favor thereof for five (5) years.

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Section 3 - That Resolution R-01-18 is hereby repealed.

Section 4 – 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

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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 1.9 mil renewal levy for street maintenance and repairs in sufficient time to place the levy on the ballot for the May 8, 2018 election and repeal Res. R-01-18; therefore, this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: \_\_\_\_\_ DATE SIGNED: \_\_\_\_\_

BY: \_\_\_\_\_  
Craig L. Witherspoon, President of Council

DATE SIGNED BY THE MAYOR: \_\_\_\_\_

\_\_\_\_\_  
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
John A. Gasior, Law Director

ATTEST:

\_\_\_\_\_  
Barbara Brooks, Clerk of Council

Posted: \_\_\_\_\_  
In Five Places as  
Provided by Council

Prepared by:

John A. Gasior, Esq.  
Law Director