

RESOLUTION R-2014-31

A RESOLUTION DECLARING IT NECESSARY TO ADD A TAX LEVY FOR PARKS AND RECREATIONAL PURPOSES AS AUTHORIZED IN OHIO REVISED CODE 5705.19(H) AND REQUESTING THE PORTAGE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE VILLAGE AND THE NUMBER OF MILS REQUIRED TO GENERATE \$25,000.00 OF REVENUE BY THE ADDITIONAL 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 do not include an amount for the necessary requirements of the Village of Windham and that it is necessary to levy a tax in excess of that limitation for the support of Parks and Recreational Purposes; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Section 5705.19(H) of the Revised Code, this Council must request that the Portage County Auditor certify (i) the total current tax valuation of the Village and (ii) the number of mills required to generate \$25,000.00 of revenue by the levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Council declaring the necessity of the tax, stating its purpose, as an additional tax, and the Section of the Revised Code authorizing its submission to the electors, and requesting such certification, the County Auditor is to certify the total current tax valuation of the Village and the number of mills required to generate \$25,000.00 of revenue by the proposed levy.

NOW THEREFORE BE IT RESOLVED by the Council of the Village of Windham, Portage County, Ohio, two-thirds or more of the members elected thereto concurring;

SECTION 1: This Council declares that it is necessary to add for a period of five (5) years, commencing in 2015, first due in calendar year 2016, an additional ad valorem property tax outside of the ten-mill limitation in the amount of the number of mills required to generate \$25,000.00 for Parks and Recreational Purposes, and that it intends to submit to the electors at an election on May 5, 2015 the question of the additional levy as authorized by Section 5705.19(H) of the Revised Code.

SECTION 2: This Council requests the Portage County Auditor to certify to it the number of mills required to generate \$25,000.00 of revenue by the proposed levy specified in Section 1.

SECTION 3: That the Fiscal Officer shall deliver a certified copy of this Resolution to the County Auditor promptly following adoption thereof.

SECTION 4: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage 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, including Section 121.22 of the Ohio Revised Code.

SECTION 5: The Village Council finds that this Resolution is declared to be an emergency measure, effective immediately upon its passage as necessary to preserve and advance the health, safety and general welfare of the Village, and for the further reason that it is necessary to obtain the information requested in this legislation before the July Council Meeting in order to determine if a levy should be placed on the May 5, 2015 ballot.

Passed on First Reading: November 25, 2014. Vote of Council: Ayes: Mrs. Barrett, Ms. Blewitt, Mr. Garrett, Mrs. Prem, Mrs. Rininger, Mr. Slusher Nays: None.

APPROVED:

Mayor Robert Donham

ATTEST:

Fiscal Officer Cherre M. Taylor

Approved as to form:

Village Solicitor Thomas Reitz

I, Lloyd C. Billman, Fiscal Officer of the Village of Windham, Portage County, Ohio, do hereby certify that the foregoing is taken and copied from the original Resolution R-2014-31 now on file, that the foregoing has been compared by me with the original documents, and that the same is a true and correct copy thereof.

Signed this 25th day of November, 2014.

Cheree M. Taylor