

# RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 2020-R-12

Passed April 7<sup>th</sup>, 20 20

## VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO.: 2020-R-12

### RESOLUTION TO PROCEED [RC 5705.03 5705.19 5705.191]

A RESOLUTION DECLARING THAT THE AMOUNT OF TAXES THAT MAY BE RAISED WITHIN THE TEN-MILL LIMITATION WILL BE INSUFFICIENT TO PROVIDE FOR THE NECESSARY REQUIREMENTS OF THE SUBDIVISION AND THAT IT IS NECESSARY TO LEVY A TAX **RENEWAL** IN EXCESS OF THAT LIMITATION **CURRENT EXPENSES OF THE SUBDIVISION (PARKS)**; AT 1.60 MILLS AS ESTIMATED BY THE COUNTY AUDITOR AND THAT THE TAXING AUTHORITY WILL **PROCEED** WITH THE SUBMISSION OF THE QUESTION OF THE TAX TO THE ELECTORS.

WHEREAS, the Village adopted a RESOLUTION OF NECESSITY, No.: **2020-R-09** determining that it was necessary to levy a tax outside the ten-mill limitation and requesting the county auditor certify to the village certain tax valuation information; and

WHEREAS, on 3-19-2020, the county auditor of **Huron** County, Ohio has certified the following:

1. On March 18, 2020 the taxing authority of the **Village of Greenwich** certified a copy of its resolution adopted March 17, 2020, requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by **one and six tenths (1.60)** mills, to levy a tax outside the 10-mill limitation for **Current expense** purposes pursuant to Revised Code Section **5705.19(A)**, to be placed on the ballot at the November 3, 2020 election. The type is **renewal**.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$ 27,013.
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$ 18,502,780.

WHEREAS, Section 5705.03(B)(3) of the Ohio Revised Code provides that upon receiving the certification from the county auditor, the taxing authority may adopt a resolution or ordinance stating the rate of the tax levy, expressed in mills for each one dollar in tax valuation as estimated by the county auditor, and that the taxing authority will proceed with the submission of the question of the tax to electors. The taxing authority shall certify this resolution or ordinance, a copy of the county auditor's certification, and the resolution or ordinance the taxing authority adopted under division (B)(1) of this section to the proper county board of elections in the manner and within the time prescribed by the section of the Revised Code governing submission of the question; and

WHEREAS, Section 5705.191 of the Ohio Revised Code provides that the taxing authority of any subdivision, by a vote of two-thirds of all its members, may declare by resolution that the amount of taxes that 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 subdivision, and that it is necessary to levy a tax in excess of such limitation for any of the purposes in section 5705.19 of the Revised Code, and that the question of such additional tax levy shall be submitted to the electors of the subdivision at a general, primary, or special election to be held at a time therein specified; and

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WHEREAS, the funds generated by this levy has been historically and exclusively used by the Village of Greenwich for PARKS AND RECREATIONAL PURPOSES.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO, (RC 731.18) **TWO-THIRDS** OF ALL MEMBERS CONCURRING [RC 5705.191]:

SECTION 1. That Village Council hereby states that it will proceed with the submission of the question of the tax to electors. RC 5705.03(B)(3)

SECTION 2. That Village Council, by a vote of two-thirds of all its members, hereby declares that the amount of taxes that 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 **renewal** in excess of such limitation **current expenses of the subdivision (parks)**, and that the question of such additional tax levy shall be submitted to the electors of the Village at a **general** election to be held **November 03, 2020**. RC 5705.191

SECTION 3. That Village Council, as required by Section 5705.03(B)(1)(a)-(i) of the Ohio Revised Code, hereby states all of the following:

(a) The purpose of the tax:

**Current expenses of the subdivision.**

(b) The tax is:

**A Renewal (1.60mills)**

(c) The section of the Revised Code authorizing submission:

**R.C. 5705.19(A)**

(d) The term of years of the tax:

**Five (5) Years (2020, 2021, 2022, 2023, 2024)**

(e) The tax is to be levied upon;

**the entire territory of the subdivision:**

**Village of Greenwich, Ohio**

(f) The date of election:

**November 03, 2020**

(g) The ballot measure shall be submitted to: **the entire territory of the subdivision:**

**Village of Greenwich, Ohio**

(h) The tax year in which the tax will first be levied:

**2020;** and

The calendar year in which the tax will first be collected:

**2021**

(i) Each such county in which subdivision has territory:

**Huron County, Ohio**

SECTION 4. CERTIFY. A copy of this Resolution to Proceed, immediately after its passage, along with a copy of the county auditor's certification, and the Resolution of Necessity shall be certified to the board of elections in a manner provided by Section 5705.25 of the Revised Code. [RC 5705.03(B)(3), 5705.191]

SECTION 5. DISPENSE WITH THREE READINGS. [R.C. 731.17(A) (2)] That the legislative authority, upon a vote of at least **three-fourths of its members**, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days.

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**SECTION 6. IMMEDIATE EFFECT.** This Resolution to Proceed shall go into immediate effect upon passage. [RC 5705.19(AAA)(5), 5705.191]

**SECTION 7. NO PUBLICATION.** No publication of this resolution is necessary other than that provided for in the notice of election. [RC 5705.19(AAA)(5), 5705.191]

**SECTION 8. PUBLIC MEETING.** That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall take effect at the earliest period allowed by law.

PASSED AND ADOPTED on this 7<sup>th</sup> day of April, 2020.

### AUTHENTICATION and ATTESTATION

(RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary **TWO-THIRDS** OF ALL MEMBERS CONCURRING [RC 5705.191] votes required for passage.

Wesley Galles  
MAYOR

Jenny Jey  
FISCAL OFFICER

Vote on the passage was taken by yeas and nays and entered upon the journal as follows R.C. 731.17(A)(3):

YEAS: 5 NAYS: — ABSTAIN: —

First Reading: 04/07/2020  
Second Reading: \_\_\_\_\_ (may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))  
Third Reading: \_\_\_\_\_ (may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))

APPROVED AS TO FORM:

Steve Palmer  
VILLAGE SOLICITOR, Steve Palmer, Esq.

### CERTIFICATE OF PUBLICATION

RC 731.24

No publication of this resolution is necessary other than that provided for in the notice of election. [5705.19(AAA)(5), 5705.191]

### CERTIFICATE OF COPY

State of Ohio, Huron County, ss:

I, the undersigned Clerk of Council of the Village of Greenwich, in Huron County, Ohio, whose custody the files, journals and records of said Village are required by law to be kept, do hereby certify that the foregoing is taken and copied from the original now on file with said village, and that the foregoing is a true and correct copy or reproduction thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal this 7<sup>th</sup> day of April, 2020.

-SEAL-

Jenny Jey  
CLERK OF COUNCIL (Blue Ink)