

# RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

Resolution No. 2023-R-16

Passed July 11, 20 23

## VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO. 2023-R-16

### A RESOLUTION AUTHORIZING AND DIRECTING THE FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH THE OHIO ATTORNEY GENERAL FOR DELINQUENT DEBT COLLECTION AND DECLARING AND EMERGENCY

WHEREAS, the Fiscal Officer reports that there are certain amounts of delinquent debt payable to the village in the form of unpaid municipal income taxes; and

WHEREAS, Ohio R.C. 131.02(A) provides that if an amount payable to a political subdivision is past due, the political subdivision may, with the approval of the attorney general, certify the amount to the attorney general pursuant to this section; and

WHEREAS, the village has requested that the Attorney General undertake the collection of delinquent debt owed to the village.

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE AUTHORITY OF THE VILLAGE OF GREENWICH, STATE OF OHIO, (RC 731.18):

**SECTION 1.** That the Fiscal Officer is hereby authorized and directed to enter into a DELINQUENT DEBT COLLECTION AGREEMENT BETWEEN THE OHIO ATTORNEY GENERAL AND THE VILLAGE OF GREENWICH (attached hereto and incorporated herein by reference).

**SECTION 2.** That the Agreement shall apply to delinquent debt amounts owed to the village that meet the criteria specified in the Agreement on the attached Exhibit "A"

**SECTION 3.** That regarding any income tax debt, the Fiscal Officer is instructed to warrant and assure that procedures outlined in Ohio R.C. 718.18 (Service of Assessment) are complied with, that notice to such income tax debtors were provided by certified mail containing an indication that the debt will be referred for collection by federal and state tax refund offset. (See Agreement Section 3.5.1)

**SECTION 4. 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.

**SECTION 5. DECLARATION OF EMERGENCY:** That by two-thirds vote of all the members elected to the legislative authority, this legislation is hereby declared to be an emergency measure, pursuant to RC 731.30, necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s): ***To begin delinquent debt collection as soon as possible.***

**SECTION 6. PUBLIC MEETING.** It is found and determined that all formal action of this public body concerning or relating to the passage of this legislation 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 be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 11 day of July, 2023.

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## ATTESTATION

(RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required for passage by R.C. 731.17.

Wesley Sallee  
MAYOR

Shelbie Cherry  
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: 0 ABSTAIN: 0

First Reading: July 11, 2023

Second Reading: Dispensed [may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2)]

Third Reading: Dispensed [may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2)]

PREPARED BY AND APPROVED AS TO FORM [See also RC 731.21(B)]:

VILLAGE SOLICITOR, Steve Palmer

## CERTIFICATE OF PUBLICATION

RC 731.24

I hereby certify that a succinct summary of the above legislation was/will be published *once a week for two consecutive weeks* as required by RC 731.21 and 731.22(A) in the following newspaper(s) of general circulation: *Shopper's Helper North, 211 Myrtle Ave., P.O. Box 368, Willard, OH 44890, 419.935.0184.*

Shelbie Cherry  
CLERK OF COUNCIL

## ATTACHMENT