

RESOLUTION NO. R-21-14

A RESOLUTION SUBMITTING TO THE ELECTORATE THE QUESTION OF REPLACING THE EXISTING 3.75 MILLS TAX LEVY WITH AN INCREASE OF 4.5 MILLS, TOTALING 8.25, FOR THE VILLAGE, FOR THE PURPOSES PROVIDED UNDER SECTION 5705.19(I) OF THE OHIO REVISED CODE, 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 will be insufficient to provide an adequate amount for the necessary requirements of the Village and that it is necessary to levy a tax in excess of that limitation for the provision and maintenance of fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under Section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs Village of Clinton under Section 5705.19(I) of the Ohio Revised Code; and,

WHEREAS, in accordance with Section 5705.03(B) of the Ohio Revised Code, in order to submit the question of a replacement tax levy with an increase pursuant to Section 5705.25 of the Ohio Revised Code, this Council requested that the Summit County Fiscal Officer certify (i) the total current valuation of the Village, and, (ii) the dollar amount of revenue that would be generated by the levy; and,

WHEREAS, in accordance with Section 5705.03(B) of the Ohio Revised Code, having received a certified copy of the resolution of this Council declaring the necessity of the tax, stating its purpose, stating whether it is an additional levy, a renewal or a replacement of an existing tax, noting the section of the Ohio Revised Code pursuant to which its submission to the electors is authorized, the County Fiscal Officer certified the total current tax valuation of the Village, and the dollar amount of revenue that would be generated by the proposed levy; and,

WHEREAS, the County Fiscal Officer has certified that the total tax valuation of the Village is \$35,212,200, and that the estimated property tax revenue that will be produced by 8.25 mills for each \$1.00 of tax valuation is \$290,501; and,

WHEREAS, in accordance with Section 5705.03(B)(2) of the Ohio Revised Code, upon receipt of the County Fiscal Officer's Certification of total current tax valuation of the Village and the dollar amount of revenue that would be generated by the proposed levy, this Council has determined that it is necessary to submit to the electors of the Village of Clinton the question of levying the aforesaid replacement tax in excess of the ten-mill limitation, as described herein.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Clinton, Summit County, Ohio, two-thirds (2/3) of all members concurring as follows:

Section 1: This Council hereby determines to proceed with the submission to the electors of the Village at an election to be held on November 2, 2021 the question of replacing the existing 3.75 mill tax levy with an increase of an additional 4.5 mills, for a period of five (5) years, for a total of 8.25 mill ad valorem property tax outside of the ten mill limitation, for a continuing period time (commencing with a levy on the tax list and duplicate of the year 2022 to be first due, collected and distributed to the Village in calendar year 2023, for the purpose of providing the capital needs of and maintaining the operations of the fire department in the Village of Clinton as provided in Section 5705.19(I) of the Ohio Revised Code.

Section 2: This Council declares that it is necessary to have the aforesaid replacement tax levied, for a period of five (5) years (i.e. 2022-2026), of 8.25 mills ad valorem property tax outside of the ten mill limitation for the provision and maintenance of fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under Section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs, all as provided under Section 5705.19(I) of the Ohio Revised Code.

Section 3: Pursuant to Ohio Revised Code 5705.03, on June 18, 2021, the County Fiscal Officer certified to the Village of Clinton that the tax revenue to be produced by the stated millage is calculated to be \$290,501, calculated at a tax of 8.25 mills for each dollar of valuation, which amounts to Five Cents (\$.25 for each One Hundred Dollars (\$100.00) of valuation).

Section 4: The proposed tax is to be levied on the entire territory of the village, meaning within corporate limits of the Village of Clinton, which is situated in Summit County, Ohio. Clinton does not have territory outside said county.

Section 5: The levy shall be placed on the tax list, i.e. be levied, beginning in 2022 for the first collection in 2023, if the electors voting on it approve the levy as provided by law.

Section 6: The levy shall be levied and remain in effect for five years, i.e. 2022, 2023, 2024, 2025, and 2026. The levy shall be collected during 2023, 2024, 2025, 2026, and 2027.

Section 7: The levy shall be submitted to be voted upon by the electors within the Village of Clinton, Summit County, Ohio at the general election to be held on November 2, 2021. A majority shall be needed for passage.

Section 8: The Fiscal Officer of the Village of Clinton shall certify a copy of this Resolution to the Board of Elections of the County of Summit no later than August 1, 2021 in order to meet the filing deadline. This Council hereby requests that the Board of Elections prepare ballot forms and make other necessary arrangements for the submission of this question to the electors of the Village, all in accordance with law.

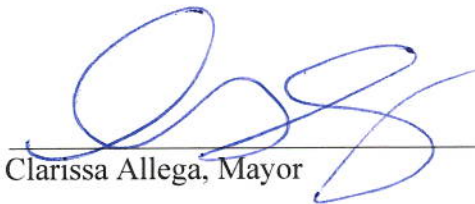
Section 9: All prior resolutions on this exact subject and to this end are hereby repealed and rescinded.

Section 10: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

Section 11: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 12: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety and welfare of the Village's residents and to comply with the strict timing requirements of the Ohio Revised Code regarding the levying of taxes outside the 10 mill limitations and shall take effect and be in force from and immediately after its passage.

Approved July 20, 2021


Clarissa Allegra, Mayor

By 
Leah Weirick, Fiscal Officer


Bud McDaniel, President of Council

Enacted Effective July 20, 2021

ON ROLL CALL: L. Rash Y J. Godwin A M. Gensimore Y
K. Goch Y E. Conroy Y B. McDaniel Y

A = Absent

CERTIFICATION

I, Leah Weirick, Fiscal Officer of the Village of Clinton, Summit County, Ohio do hereby certify that the foregoing Resolution No. R-21-14 is a correct copy of the legislation passed by a 2/3 vote of members of the Village of Clinton Council, which was duly passed by Council and approved by the Mayor of the Village of Clinton on July 20, 2021 given under my hand the official seal this 20th day of July, 2021.

By: 
Leah Weirick, Fiscal Officer