

## **RESOLUTION NO. R10-05 CMS**

A RESOLUTION REQUESTING THAT THE COUNTY AUDITOR, PURSUANT TO OHIO REVISED CODE SECTION 5705.03, CERTIFY TO THE CITY OF OBERLIN THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THE RENEWAL, REPLACEMENT, OR REPLACEMENT AND INCREASE OF CERTAIN LEVIES, AND DECLARING AN EMERGENCY

WHEREAS, two levies, one for Current Expenses and one for Collection and Disposal of Garbage and Refuse, pursuant to Ohio Revised Code Sections 5705.19, 5705.25 and 5705.192, were approved by the voters of the municipality on May 2, 2006, and expire December 31, 2010, with the last collection year being calendar year 2011; and

WHEREAS, in order to continue to pay for current expenses of the municipality and the collection and disposal of garbage and refuse, it is necessary that renewal, replacements, or replacements and increases of these levies be placed on the November 2, 2010, ballot.

NOW, THEREFORE, be it Resolved by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. Pursuant to Ohio Revised Code Section 5705.03, the City of Oberlin hereby requests that the Lorain County Auditor certify to the City of Oberlin the total current tax valuation of the City and; 1) the dollar amount of revenue that would be generated by a renewal of the existing 1.2 mill levy for Current Expenses of the municipality that expires on December 31, 2010, and a renewal of the existing 3.0 mill levy for the Collection and Disposal of Garbage and Refuse that expires on December 31, 2010; 2) the amount of revenue that would be generated if these same levies were replaced instead of renewed; and 3) the amount of revenue that would be generated from a replacement of the 1.2 mill levy for Current Expenses with an increase of 0.30 mills totaling 1.5 mills, and the amount of revenue that would be generated from a replacement of the 3.0 mill levy for the Collection and Disposal of Garbage and Refuse with an increase of 0.20 mills totaling 3.2 mills, as authorized by Sections 5705.19(A), 5705.19(V), 5705.192, and 5705.25 of the Ohio Revised Code.

SECTION 2. That the Clerk of Council is hereby directed to immediately certify a copy of this Resolution to the Auditor of Lorain County upon its passage.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption 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 4. That this Resolution be and hereby is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

“to ensure that the County Auditor certifies the total current tax valuation of the City and the dollar amount of revenue that would be generated in order to pass legislation for the renewal, replacement, or replacement and increase of certain City of Oberlin tax levies prior to the deadline for placing levies on the November ballot,”

and shall take effect immediately upon passage.

PASSED: 1<sup>st</sup> Reading – June 7, 2010 (S)(E)  
2<sup>nd</sup> Reading  
3<sup>rd</sup> Reading

ATTEST:

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BELINDA B. ANDERSON, CMC  
CLERK OF COUNCIL

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KENNETH SLOANE  
PRESIDENT OF COUNCIL

POSTED: 06/08/2010

EFFECTIVE DATE: 06/07/2010