

CITY OF OBERLIN, OHIO

RESOLUTION No. R18-16 CMS

A RESOLUTION SUBMITTING THE QUESTION OF A RENEWAL TAX LEVY FOR THE PURPOSE OF CURRENT EXPENSES OF THE OBERLIN PUBLIC LIBRARY TO THE ELECTORS OF THE TERRITORY SERVED BY THE LIBRARY, PURSUANT TO SECTIONS 5705.19(D) and 5705.23 OF THE REVISED CODE AND DECLARING AN EMERGENCY

WHEREAS, at the election held on November 5, 2013, the electors of the territory served by the Oberlin Public Library approved a renewal tax levy totaling 1.5 mills for the purpose of current expenses of the Oberlin Public Library for a period of five years, the last collection of which will occur in calendar year 2019; and

WHEREAS, the Board of Library Trustees of the Oberlin Public Library has determined that the renewal of said tax levy upon its expiration is necessary for the proper operation of the Library; and

WHEREAS, on September 12, 2018 and October 10, 2018, the Board of Library Trustees of the Oberlin Public Library duly adopted Resolutions carrying out statutory procedures and declaring that the amount of taxes which may be raised within the ten-mill limitation by levies on the tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Oberlin Public Library, a municipal public library serving the City of Oberlin and the territory of the Oberlin City School District not in the City and the residents thereof; and,

WHEREAS, those Resolutions request this Council, as the taxing authority for the Oberlin Public Library and pursuant to Sections 5705.19(D) and 5705.23 of the Revised Code, submit the question of renewing the existing tax levy of 1.5 mills for each one dollar of valuation, which amounts to 15 cents for each one hundred dollars of valuation, to the electors of the territory served by the Library at an election to be held therein on May 7, 2019; and,

WHEREAS, this Council is in receipt of a certificate of the Lorain County Auditor, dated September 28, 2018 provided at the request of the Oberlin Public Library in connection with these tax levy proceedings, which states that the total current tax valuation of the territory served by the Oberlin Public Library is \$197,373,170 and that the amount of revenue that would be generated by the proposed 1.5 mill levy would be \$285,921 annually during the life the levy, assuming that the total current tax valuation of the territory served by the Library remains the same throughout the life of the levy.

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. In accordance with the aforesaid Resolutions of the Board of Library Trustees of the Oberlin Public Library, a municipal public library, it is hereby found, determined and declared that the amount of taxes which may be raised within the ten-mill limitation by levies on the tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Oberlin Public Library and it is therefore necessary to levy a tax in excess of such limitation for the purpose of the current expenses of the Oberlin Public Library in the total amount of 1.5 mills for five years.

Section 2. The question of a renewal tax levy of 1.5 mills for the purpose of the current expenses of the Oberlin Public Library for five years, beginning with the tax list and duplicate for the year 2019, the proceeds of which levy first would be available to the Board of Library Trustees in calendar year 2020, shall be submitted under the provisions of Sections 5705.19(D) 5705.23 of the Revised Code to the electors residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board and set forth in the preambles hereto, at an election to be held therein on May 7, 2019, as authorized by law, and that the election shall be held within the territory served by the Library at the regular places of voting established by the Board of Elections of Lorain County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3. The form of the ballot to be cast at the election on the question of this tax levy shall be substantially as follows:

OBERLIN PUBLIC LIBRARY
PROPOSED TAX LEVY (RENEWAL)

A majority affirmative vote is necessary for passage.

A renewal of 1.5 mills of an existing levy, to constitute a tax for the benefit of the Oberlin Public Library for the purpose of the current expenses of the Oberlin Public Library at a rate not exceeding 1.5 mills for each one dollar of valuation, which amounts to 15 cents for each one hundred dollars in valuation, for five years.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

Section 4. The Clerk of this Council be and is hereby authorized and directed to give or cause to be given notice of said election as provided by law.

Section 5. In accordance with Resolution No. R-18-10-4 of the Board of Library Trustees of the Oberlin Public Library, approved on October 10, 2018, said Board of Library Trustees determined and declared that it would pay or reimburse the City for the costs, as certified by the Board of Elections, of placing the 1.5-mill renewal tax levy on the May 7, 2019 ballot, and that in accordance with the policies of the Budget Commission this Council directs that such that such election costs be deducted from moneys of the Oberlin Public Library instead of the City's general fund.

Section 6. The Clerk of Council be and is hereby directed to certify a copy of this Resolution, the two Resolutions of the Board of Library Trustees and the certification of the Lorain County Auditor referred to in the preambles hereto to the Board of Elections of Lorain County, Ohio, not later than February 6, 2019.

Section 7. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance were adopted in an open meeting of the

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 8. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Oberlin, and for the further reason that its immediate effectiveness is necessary to meet the filing deadlines for the May 7, 2019 election; wherefore, and in accordance with Section 5705.23 of the Revised Code, this Resolution shall be in full force and effect immediately upon its adoption.

PASSED: 1st Reading: November 19, 2018

2nd Reading: December 3, 2018 (E)

3rd Reading: _____

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



BRYAN BURGESS
PRESIDENT OF COUNCIL

POSTED: 12/04/2018

EFFECTIVE DATE: 12/03/2018

CERTIFICATE OF FILING
FOR TAX LEVY

State of Ohio)

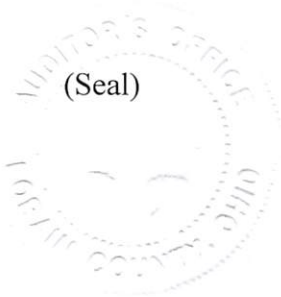
Lorain County) ss
)

I, J. Craig Snodgrass, CPA, CGFM, the duly elected and qualified Auditor in and for the County and State aforesaid, do hereby certify that Belinda B. Anderson, the duly elected/appointed, qualified or acting Clerk of Council for said City of Oberlin of Lorain County, Ohio has this day officially filed in the office of the Auditor of Lorain County a certified copy of a Resolution R18-16CMS adopted on December 3, 2018.

To proceed to submit to the electors residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board, at an election to be held on May 7, 2019 the question of an existing tax levy in excess of the ten-mill limitation.

Levy – Renewal
Rate – 1.50 mills
Number of years – 5 years
For the purpose of current expenses for the Oberlin Public Library. See attached resolution.

WITNESS my hand and Official Seal at Elyria, Ohio this 15th day of January 2019.



(Seal)

J. Craig Snodgrass / LB
County Auditor in and for Lorain County, Ohio

DIRECTOR OF ELECTION'S RECEIPT

The undersigned, Director of Elections of the County of Lorain, Ohio, does hereby acknowledge receipt on this 15th day of January, 2019, from the City of Oberlin of certified copies of Resolutions adopted by the Board of Library Trustees of the Oberlin Public Library on **October 10, 2018**, a related certification of the Lorain County Auditor dated **September 28, 2018**, a certified copy of Resolution **No. R18-16 CMS**, adopted by the Council of the City of Oberlin on **December 3, 2018**, submitting the question of the **renewal** of an existing tax levy in the amount of 1.5 mills for five years at an election to be held on **May 7, 2019**, for the purpose of the current expenses of the Oberlin Public Library, and a related form of notice of election. Those Resolutions request that the question be submitted to all of the electors residing within the boundaries of the territory served by the Oberlin Public Library, as determined by the State Library Board, being all of the territory of the City of Oberlin and all of the territory of the Oberlin City School District not in the City.



Director of Elections
County of Lorain, Ohio

Dated: 1/15, 2019

Newspaper Oberlin
Tribune**Receipt for Resolutions**

No.

Office of the Board of Elections, Lorain County, Ohio, January 15, 2019Received of Oberlin City For Oberlin Public Library

DESCRIPTION - PURPOSE, RATE, DATE OF ELECTION, ETC.

- TAX LEVY - Renewal / 1.5 mills / 5 years / current exp.
- BOND ISSUE - _____
- CHARTER AMENDMENT - _____
- OTHER - _____

BOARD OF ELECTIONS, By



(SIGNED)