

RESOLUTION R-7-25

A RESOLUTION COMMITTING TO TERMINATE COLLECTION OF THE 2.0 MILLS POLICE OPERATING LEVY, THE .50 MILLS POLICE EQUIPMENT LEVY AND THE .50 MILLS FIRE EQUIPMENT LEVY EFFECTIVE JANUARY 1, 2026 SHOULD THE .20% INCOME TAX INCREASE FOR FUTURE FUNDING OF THE AVON POLICE AND FIRE DEPARTMENTS PASS ON MAY 6, 2025 (ISSUE NO. 3) AND DECLARING AN EMERGENCY

WHEREAS, on January 13, 2025, Council passed Resolution R-2-25 to place on the May 6th ballot a .20% income tax increase to provide a source of funding for the future needs of the Avon Police and Fire Departments; and

WHEREAS, currently those needs are met by three (3) existing property tax levies; and

WHEREAS, there is currently a .50 mills levy for Fire Equipment for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefore and for other purposes set forth in Ohio Revised Code §5705.19(I) to be used in the daily operation of the Avon Fire Department; and

WHEREAS, there is currently a .50 mills Police levy for the purpose of providing for maintenance of motor vehicles, communications, other equipment, buildings and sites for such buildings used directly in the operations of the Avon Police Department and for such other for purposes set forth in Ohio Revised Code §5705.19(J)

WHEREAS, there is currently a 2.0 mills continuous levy (passed by the voters on May 8, 1984) that provides for Police Department equipment and personnel of the Department of Public Safety; and

WHEREAS, Council is committed to stop collection on these three levies effective January 1, 2026 if the .20% income tax passes finding it to be in the best interest of the health, safety and welfare of the property owners and citizens of the Avon to do so.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 – That Council hereby declares that if the .20% income tax is passed by the voters of Avon at the May 6th, 2025 Special Election (Issue No. 3), then City Council will direct the Finance Director to exclude the following levies from the 2026 Tax Budget:

1. the current .50 mills levy for Fire Equipment for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor and for other purposes set forth in Ohio Revised Code §5705.19(I) to be used in the daily operation of the Avon Fire Department; and
2. the .50 mills Police levy for the purpose of providing for maintenance of motor vehicles, communications, other equipment, buildings and sites for such buildings used directly in the operations of the Avon Police Department; and

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3. the continuous 2.0 mills levy for Police Department equipment and personnel of the Department of Public Safety used directly in the operation of the Department of Public Safety.

By excluding these three (3) levies from the 2026 Tax Budget, City Council is effectively terminating collection of these levies in 2026.

Section 2- That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3- That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to declare to Avon voters that passage of the .20% income tax on May 6, 2025 will result in terminating collection of three (3) current police/fire levies in 2026 and thereafter; therefore, this resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks, Clerk of Council

POSTED: _____

Electronically and at City Hall as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director