

RESOLUTION NO R-30-19

RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN MILL LIMITATION FOR CURRENT EXPENSES OF THE AVON BRANCH OF THE LORAIN PUBLIC LIBRARY SYSTEM, INCLUDING THE CONSTRUCTION AND OPERATION THEREOF AND DECLARING AN EMERGENCY

WHEREAS, the Board of Library Trustees of the Lorain Public Library System (the “Library”), a public library with a branch located in the City of Avon, Lorain County, Ohio (the “City”), has passed a resolution requesting the City to seek voter approval of a tax in excess of the ten-mill limitation for current expenses of the Library in the amount of two (2.00) mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation, for five years (the “Additional Levy”); and

WHEREAS, the Lorain County Auditor has certified that such tax will generate \$1,902,617 during the first year of collection, based on the current tax valuation of the City of \$951,308,260.

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

Section 1 - It is necessary to levy an additional tax in excess of the ten mill limitation for current expenses of the Avon Branch of the Lorain Public Library System, including the construction and operation thereof. The additional tax is to be levied upon the entire territory of the City.

Section 2 - The question of such Additional Levy shall be submitted to the electors in the entire territory of the City at the election to be held therein on March 17, 2020. All of the territory of the City is in Lorain County, Ohio. The Library shall reimburse the City for costs of the election as certified by the Board of Elections of Lorain County.

Section 3 - Such Additional Levy shall be at a rate not exceeding two (2.00) mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation, for 20 years.

Section 4 - Such Additional Levy shall be placed upon the tax list and duplicate for the tax year commencing in 2020, first due in calendar year 2021, if a majority of the electors voting thereon vote in favor thereof.

Section 5 - The form of the ballot to be used as said election shall be substantially as follows:

An additional tax for current expenses of the Avon Branch of the Lorain Public Library System, including construction and operation thereof, at a rate not exceeding two (2.00) mills for each one dollar of valuation, which amounts to \$0.20 for each one hundred dollars of valuation, for 20 years, commencing in 2020, first due in calendar year 2021.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

Section 6 - This Board finds, determines and declares that the levy of the tax, if approved by the electors, is necessary to the proper furnishing and rendering of free public library services in the City and for the residents of the City.

Section 7 - The Director of Finance shall be and is hereby directed to certify a copy of this resolution to the Board of Elections of Lorain County, Ohio, not later than December 18, 2019.

Section 8 - It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 Ohio Revised Code Section 121.22.

Section 9 - 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, the immediate emergency being that this Resolution is required to be immediately effective so that it can be timely filed with the Board of Elections in order to submit the levy to the electors on March 17, 2020; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

Resolution No. R-30-19 (Con't)

ATTEST:

Barbara Brooks, Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

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

CERTIFICATE OF BOARD OF ELECTIONS

(R.C. Sections 5705.03, 5705.19(D))
Public Library Operating Levy

The undersigned, Director of Elections of Lorain County, Ohio, hereby certifies that a certified copy of a resolution duly passed by the City Council of the City of Avon, Lorain County, Ohio (the "City"), on _____, 2019, submitting the question of an additional tax levy in the amount of two (2.00) mills at the election to be held on March 17, 2020, for current expenses of the Avon Branch of the Lorain Public Library System, including the construction and operation thereof, was filed in this office on _____, 2019.

WITNESS my hand at Elyria, Ohio on _____, 2019.

Director of Elections
Lorain County, Ohio