

RESOLUTION NO. R-34-23

A RESOLUTION ACCEPTING THE REVISED AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AFTER THE NOVEMBER 7, 2023 GENERAL ELECTION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY

WHEREAS, Council passed Resolution R-32-23 on October 23, 2023 accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor; and

WHEREAS, the Renewal of the Avon Parks and Recreation Levy was passed by the voters at the November 7, 2023 General Election and needs to be included in the Schedules attached to this legislation as Exhibit A; and

WHEREAS, Council finds that a revision of the schedules attached as Exhibit A to reflect the passage of the Parks and Recreation Renewal Levy would be in the best interests of the health, safety and welfare of the citizens of Avon, Ohio.

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

Section 1 – That the revised amounts and rates, as determined by the Budget Commission in its certification, be, and the same are hereby accepted as set forth in Exhibit A attached hereto and incorporated herein by this reference.

Section 2 – That there is hereby levied on the tax duplicate of the City of Avon the rate of each tax necessary to be levied within and outside the Ten Mill limitation as set forth in the attached revised "Schedule A" which is made a part of this Resolution by reference.

Section 3 – 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 4 – 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 Avon, the immediate emergency being the necessity to accept the revised amounts and rates as set forth in Exhibit A and in compliance with Ohio Revised Code; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: December 18, 2023 DATE SIGNED: December 18, 2023

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: December 19, 2023

BKJ
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Barbara Brooks, Clerk of Council

Posted: December 20, 2023
Electronically and at City Hall as
Provided by Council

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

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Resolution No. R-34-23, passed by the Council of said City on December 18, 2023.

IN WITNESS WHEREOF, I have on this 19th day of December, 2023, affixed my signature and official seal.

Barbara J. Brooks
Barbara J. Brooks, Clerk of the Council
of the City of Avon, Ohio

AVON CITY

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR
(CITY COUNCIL)

Revised Code, Secs. 5705.34, 5705.35

The Council of the City of AVON Lorain
County, Ohio, met in Regular session on the 18th day of December,
2023, at the office of the Council Chambers of the Municipal Building,
with the following members present:

Brian Fischer	Council President
Craig Witherspoon	Council at Large
Jennifer Demaline	Ward 1
Dennis McBride	Ward 2
Anthony Moore	Ward 3
Scott Radcliffe	Ward 4

Mr. McBride moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously
adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2024; and

WHEREAS, The Budget Commission of Lorain County, Ohio, has certified its action
thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary
to be levied by this Council, and what part thereof is without, and what part within the ten mill tax
limitation; therefore, be it

RESOLVED, By the Council of the City of Avon
Lorain County, Ohio, that the amounts and rates, as determined by the Budget
Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City
the rate of each tax necessary to be levied within and without the ten mill limitation as
follows:

AVON CITY

SCHEDULE A SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES				
FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Commission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to Be Levied	
			Inside 10 Mill Limit	Outside 10 Mill Limit
	Column II	Column IV	V	VI
General Fund - Inside		2,574,632	2.30	
Police Pension - Inside		335,821	0.30	
2017 Fire	461,475			0.50
2008 Street Improvement	1,558,627			1.90
2008 Parks & Recreation	369,149			0.45
Renewal passed 11/07/23				
2007 Police	410,165			0.50
1984 Police	559,077			2.00
2020 Library	2,032,125			2.00
TOTAL	5,390,618	2,910,453	2.60	7.35
SCHEDULE B LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES				
FUND	Maximum Rate Authorized to Be Levied			
General Fund:				
Special Revenue Funds:				
Police Levy authorized by voters on 05/08/84 Continuing years.	2.00			
Fire Levy authorized by voters on 11/02/2021 for not to exceed 5 years. Beginning 2022 Duplicate Expiring Last Collection 2027	0.50			
Policy Levy authorized by voters on 11/02/2021 for not to exceed 5 years. Beginning 2022 Duplicate Expiring Last Collection 2027	0.50			
Street Improvement Levy authorized by voters on 11/08/22 for not to exceed 5 years. Beginning 2023 Duplicate Expiring Last Collection 2028	1.90			
Parks & Recreation Levy authorized by voters on 11/07/2023 for not to exceed 5 years. Beginning 2023 Duplicate Expiring Last Collection 2028 Renewal passed 11/07/23	0.45			
Library Levy authorized by voters on 03/17/20 for not to exceed 20 years. Beginning 2020 Duplicate Expiring Last Collection 2040	2.00			
	7.35			

AVON CITY

and be it further

RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy
of this Resolution to the County Auditor of said County.

Mr. Radcliffe seconded the Resolution and the roll being called upon
its adoption the vote resulted as follows:

<u>Mr. Witherspoon</u>	<u>X</u> yes	<u> </u> no
<u>Mrs. Demaline</u>	<u>X</u> yes	<u> </u> no
<u>Mr. McBride</u>	<u>X</u> yes	<u> </u> no
<u>Mr. Moore</u>	<u>X</u>	
<u>Mr. Radcliffe</u>	<u>X</u> yes	<u> </u> no
<u>Mr. Fischer</u>	<u>X</u>	
<u> </u>	<u> </u> yes	<u> </u> no

Adopted the 18th day of December, 2023

Brian Incin
President of Council

Attest:

Baileana Brooks
Clerk of Council

AVON CITY

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, LORAIN County, ss.

I, Barbara J. Brooks, Clerk of the Council of the City of
AVON, within and for said County, and in whose
custody the Files and Records of said Council are required by the Laws of the State of
Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original
Resolution No. R-34-23

now on file, that the foregoing has been compared by me with said original document,
and that the same is a true and correct copy thereof.

WITNESS my signature, this 19th day of December 2023

Barbara Brooks
Clerk of Council

1. A copy of this Resolution must be certified to the County Auditor within the time prescribed by Sec. 5705.34 R.C., or at such later
date as may be approved by the Department of Taxation of Ohio.

No. R-34-23

COUNCIL OF THE CITY OF

AVON

LORAIN County, Ohio

RESOLUTION

ACCEPTING THE AMOUNTS AND RATES AS
DETERMINED BY THE BUDGET COMMISSION
AND AUTHORIZING THE NECESSARY TAX
LEVIES AND CERTIFYING THEM TO THE
COUNTY AUDITOR.

(City Council)

Adopted December 18 2023

Barbara Brooks

Clerk of Council

Filed _____ 2023

County Auditor

By _____
Deputy