

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_\_

## ORDINANCE 28-2017

**A ORDINANCE DECLARING IT NECESSARY TO RENEW ALL OF AN EXISTING 1.3 MILL TAX LEVY FOR THE PURPOSE OF PROVIDING CURRENT EXPENSES OF OPERATING, MAINTAINING AND IMPROVING THE VILLAGE OF GENOA PARKS, AND REQUESTING THE OTTAWA COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE VILLAGE AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY; AND DECLARING AN EMERGENCY.**

**WHEREAS**, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Village and that it is necessary to levy a tax in excess of that limitation for the purpose of providing for the payment of current expenses; and

**WHEREAS**, on November 6, 2012, the electors of the Village approved the replacement of all of an existing 1.3 mill tax levy outside of the ten-mill limitation for the purpose of providing for the payment of current expenses of operating, maintaining and improving Veteran's Memorial Park, at a rate not exceeding 1.3 mills, for five years, which will have its last year of collection in 2017; and

**WHEREAS**, this Council finds that it is necessary to renew that levy in excess of the ten-mill limitation for the purpose of current expenses for an additional five years; and

**WHEREAS**, in accordance with Section 5705.03(B) of the Revised Code, in order to submit the question of a tax levy pursuant to Sections 5705.19 and 5705.191 of the Revised Code, this Council must request that the Ottawa County Auditor (or, as appropriate, any successor officer of the County performing the functions formerly performed by the County Auditor; as used herein, "County Auditor" shall include such successor officer as appropriate) certify (i) the total current tax valuation of the Village and (ii) the dollar amount of revenue that would be generated by the levy; and

**WHEREAS**, in accordance with Section 5705.03(B) of the Revised Code, upon receipt of a certified copy of a resolution of this Council declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the Section of the Revised Code authorizing its submission to the electors, and requesting such certification, the County Auditor is to certify the total current tax valuation of the Village and the dollar amount of revenue that would be generated by the proposed levy;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF GENOA, OTTAWA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** This Council declares that it is necessary to renew, for five years, an existing 1.3 mill ad valorem property tax outside of the ten-mill limitation for the purpose of providing current expenses of operating, maintaining and improving Veteran's Memorial Park and that it intends to submit the question of that renewal tax levy to the electors at an election on November 7, 2017, as authorized by Sections 5705.19 and 5705.191 of the Revised Code. If approved, the 1.3 mill renewal tax would be first levied in tax year 2017, for first collection in calendar year 2018.

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**SECTION 2.** This Council requests the Ottawa County Auditor to certify to it both (i) the total current tax valuation of the Village and (ii) the dollar amount of revenue that would be generated by the 1.3 mill levy specified in Section 1.

**SECTION 3.** The Clerk of Council is directed to deliver or cause to be delivered a certified copy of this Ordinance to the Ottawa County Auditor.

**SECTION 4.** It is hereby found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Genoa and the State of Ohio.

**SECTION 5.** This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Village and to meet a situation affecting health, property and the public peace, and for the further reason that this Ordinance is required to be immediately effective so that it can be timely filed with the Ottawa County Auditor, in order that the question of the renewal of the 1.3 mill levy for the purpose stated in Section 1 may be submitted to the electors at an election on November 7, 2017; wherefore, this Ordinance shall be in full force and effect immediately upon its adoption by not less than five affirmative votes of Council and approval by the Mayor.

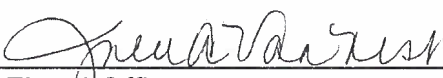
Vote to suspend rules: For: 5 Against: 0

Vote on emergency clause: For: 5 Against: 0

Vote on final adoption: For: 5 Against: 0

**ADOPTED** 5-15-17 As an emergency measure.

ATTEST:

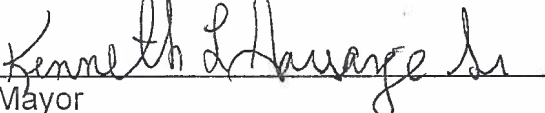
  
\_\_\_\_\_  
Fiscal Officer

  
\_\_\_\_\_  
President of Council

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Village Attorney

APPROVED:

  
\_\_\_\_\_  
Mayor