

RES # 10-04

A RESOLUTION OF THE COUNCIL OF THORNVILLE DECLARING THE NECESSITY TO LEVY A RENEWAL TAX IN EXCESS OF THE TEN MILL LIMITATION IN THE AMOUNT OF TWO AND FOUR TENTHS (2.4) MILLS FOR CURRENT OPERATING EXPENSES PURPOSE AND DECLARING AN EMERGENCY.

WHEREAS, Council for the Village of Thornville has determined a tax levy is necessary to fund current operating expenses; and

WHEREAS, the amount of taxes which may be raised within the ten mill limitation of the tax levy will be insufficient to provide an adequate amount of current operating expenses within the Village; and,

WHEREAS, Council believes sufficient revenue for current operating expenses within the Village is essential for the health and welfare of the citizens of the Village; and

WHEREAS, the current operating levy expires in 2010 tax year.

NOW THEREFORE, be it resolved by the Council of the Village of Thornville, Ohio, by two-thirds of all members elected thereto concurring that:

Section I: Authorization to Submit Tax. In accordance with Section 5705.03 (A) of the Ohio Revised Code, the taxing authority of each subdivision may levy taxes annually on the real and personal property within the subdivision for the propose of paying the current operating expenses of the subdivision and acquiring or constructing permanent improvements.

Section II: Authorization to Levy a Tax in Excess of Ten Mill Limitation. Pursuant to Section 5705.19 (A) of the Ohio Revised Code, the taxing authority of any subdivision at any time and in any year, by vote of two thirds of all the members of the taxing authority may declare by resolution and certify the resolution to the board of elections not less than seventy-five days before the election upon which it will be voted that the amount of taxes that may be raised within the ten mill limitation will be insufficient to provide for the necessary requirements of the subdivision and that it is necessary to levy a tax in excess of that limitation for current operating purposes.

Section III: Necessity to Levy Tax. Council hereby declares that the amount of taxes that may be raised within the ten mill limitation is insufficient to provide for current operating expenses purposes and that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of the Village for the purposes set forth herein.

Section IV. Amount and Duration of Tax Levy. The tax levy shall be a two and four tenth (2.4) mill renewal levy in excess of the ten mill limitation for the purposes of generating revenue for current operating expenses within the Village as provided for in Chapter 5705.19 (A) of the Ohio Revised Code for an extended period of five (5) years beginning January 1, 2012 (tax year 2011) in accordance with Section 5705.19 of the

Ohio Revised Code.. This tax is a renewal of a levy for current operating expenses which expires in tax year 2010.

Section V: Certification to the Board of Elections. Upon receipt of the certification from the Perry County Auditor in accordance with Section 5705.03 (B) of the Ohio Revised Code, the Mayor is hereby authorized and directed to certify a copy of this Resolution to the Perry County Board of Elections as provided by law, and notify the Board of Elections to cause notice of the election on the question of levying the tax to be given as required by law. The Resolution certified to the Board of Election shall be accompanied by a copy of the County Auditor's certification and shall include with the certification the rate of the tax levy, expressed in mills for each dollar in tax valuation as estimated by the Perry County Auditor, in accordance with Section 5705.03 (B) (3) of the Ohio Revised Code.

Section VI: Election. The question of levying the renewal tax shall be submitted to the electors of the Village of Thornville at the general election to be held at the usual voting place within said Village on November 2, 2010.

Section VII: Tax list and Duplicate If the majority of electors voting on the renewal tax levy vote in favor thereof, the first calendar year in which the levy will be due is 2012. The tax levy shall first apply to the tax and duplicate for the tax year 2011.

Section VIII: This Resolution shall take effect immediately in accordance with Section 5705.19 of the Ohio Revised Code.

Passed:

June 28, 2010

Attest:

Sandy Davis
Sandy Davis, Clerk of Council

Approved:

Beth A. Patrick
Beth A. Patrick, Mayor

Approved as to Form:

D. Michael Crites, Solicitor