

RESOLUTION NO. 137-2022

**TITLE: RESOLUTION TO PROCEED
TAX LEVY - POLICE**

A RESOLUTION DETERMINING TO PROCEED WITH THE SUBMISSION OF THE QUESTION OF AN ADDITIONAL TAX LEVY IN EXCESS OF THE TEN-MILL LIMITATION BY AMENDING RESOLUTION NO. 100-2022 TO CORRECT ERRORS IN DRAFTING THE PRIOR RESOLUTION FOR THE PURPOSE OF THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, OR MAINTENANCE OF BUILDINGS, EQUIPMENT, AND SUPPLIES FOR POLICE PURSUANT TO SECTION 5705.19(ZZ) OF THE REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Resolution No. 136-2022 adopted by this Council on September 7, 2022 (the "Resolution of Necessity"), this City requested the County Fiscal Officer to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by 0.75 mills for the purposes set forth in the Section 1 hereof;

WHEREAS, the County Fiscal Officer has certified to this Council that the total tax valuation of the City is \$395,971,700 and that the estimated property tax revenue that will be produced by .75 mills for each \$1.00 of tax valuation is \$296,979; and

WHEREAS, this Council has determined that it is necessary to submit to the electors of the City the question of the levy of an additional tax, in excess of the ten-mill limitation at the rate of 0.75 mills for each \$1.00 of tax valuation, which amounts to 7.5 cents for each \$100 of tax valuation, for a period of 10 years (commencing with a levy on the tax list and duplicate for the year 2022 to be first due and distributed to the City in calendar year 2023), as described below.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Barberton, Summit County, State of Ohio, that:

SECTION 1. This Council hereby determines to proceed with the submission to the electors of the entire territory of the City at an election to be held on November 8, 2022 the question of the levy of an additional tax, in excess of the ten-mill limitation at the rate of 0.75 mills for each \$1.00 of tax valuation, which amounts to 7.5 cents for each \$100 of tax valuation, (commencing with a levy on the tax list and duplicate for the year 2022 to be first due and distributed to the City in calendar year 2023) for the purpose of the acquisition, construction, improvement, or maintenance of buildings, equipment, and supplies for police in accordance with Section 5705.19(ZZ) of the Revised Code. It is currently estimated by the County Fiscal Officer that the rate of 0.75 mills for each \$1.00 of tax valuation will generate \$296,979.

SECTION 2. The Clerk of Council is hereby authorized and directed to immediately certify to the Board of Elections copies of this Resolution, the Resolution of Necessity and certification of the County Fiscal Officer referred to in the recitals hereto. This Council hereby requests that the Board of Elections prepare ballot forms and make other necessary arrangements for the submission of this question to the electors of the City, all in accordance with the law.

SECTION 3. This Council finds and determines 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 committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 4. This resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this resolution must be immediately effective so that it can be timely filed with the Board of Elections in order to submit the tax levy to the voters on November 8, 2022. Wherefore, provided this resolution receives the necessary affirmative vote of the members elected or appointed to this Council, this resolution shall take effect immediately upon its adoption by Council and approval by the Mayor; otherwise, it shall take effect and be in full force from and after the earliest time allowed by law.

Passed September 12, 2022

Clerk of Council

President of Council

Approved _____2022

Mayor