

RESOLUTION NO. 30-13

A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL THREE (3) MILL TAX IN EXCESS OF THE TEN (10) MILL LIMITATION AND REQUESTING LAKE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THE ROAD AND STREET LEVY, AND DECLARING AN EMERGENCY

**WHEREAS**, the Council of the City of Painesville, Lake County, State of Ohio finds that the amount of taxes which may be raised within the ten (10) mill limitation by levies on the current tax duplicate will be insufficient to provide adequate amount for the necessary requirements of the City and that it is necessary to levy a tax in excess of that limitation for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads, bridges and appurtenances thereto; and

**WHEREAS**, in accordance with Section 5705.03(B) of the Ohio Revised Code, in order to submit the question of levying an additional three (3) Mill tax pursuant to Section 5705.19 and 5705.191 of the Ohio Revised Code, Council must request the Lake County Auditor to certify (i) the total current tax valuation of the City and (ii) the dollar amount of the revenue that would be generated by the road and street levy; and

**WHEREAS**, in accordance with Section 5705.03(B) of the Ohio Revised Code, upon receipt of a certified copy of the resolution of Council declaring the necessity of the tax, stating its purpose whether it is an addition levy or a renewal or a replacement of an existing tax, and the Section of the Ohio Revised Code authoring its submission to the electors, and requesting certificate, the Lake County Auditor is to verify the total current tax valuation of the City and the dollar amount of revenue that would be generated by the proposed levy.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, COUNTY OF LAKE STATE OF OHIO:**

**Section I.** The Council declares that it is a necessity to levy an additional five (5) years three (3) mill ad valorem property tax in excess of the ten (10) mill limitation for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads, bridges and appurtenances thereto in the City on the November 5, 2013 as authorized by Section 5705.19 (G) and 5705.191 of the Ohio Revised Code. If approved the three (3) mill tax would be first levied in tax year 2013, for collection in first collection in calendar year 2014

**Section II.** The Council requests that the Lake County Auditor Certify to it both (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the three (3) mill tax road levy as specified in Section 1.

**Section III.** That the Clerk of Council is hereby authorized to forward a certified copy of this resolution to the Board of Elections of Lake County.

**Section IV.** That this Resolution is passed as an emergency measure necessary for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to timely file with the Lake County Auditor in order that the question of a tax levy may be submitted to the electorate, provide it is approved by Council and, therefore, this Resolution shall become effective immediately upon its passage.

PASSED: June 3, 2013

  
Joseph Hada Jr.  
President of Council

ATTEST:

  
Jennifer Bell  
Clerk of Council