

RESOLUTION NO. 35-13

A RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT, AND DECLARING THE NECESSITY TO LEVY A THREE (3) MILL 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 AND DECLARING AN EMERGENCY

**WHEREAS**, the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by the Ohio Revised Code Section 5705.02 on the taxable property in the City of Painesville will be insufficient to provide adequate amount for the necessary requirements of said City; and

**WHEREAS**, it is necessary in order to provide additional funds for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads, bridges and appurtenances thereto in the City of Painesville, that taxes be levied on the taxable property in said City for a period of five (5) years in accordance with the Ohio Revised Code section 5705.19 (G) at a rate in excess of the maximum rate authorized by the Ohio Revised Code section 5705.02; and

**WHEREAS**, it is necessary to levy taxes for the years 2013, 2014, 2015, 2016 and 2017 at a rate for each year of three (3) mills on each dollar of tax valuation of taxable property within the City of Painesville in excess of the rate authorized by said Ohio Revised Code Section 5705.02; and

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

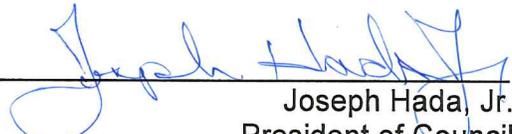
**SECTION I.** As the taxing authority for the City of Painesville, Ohio, the Painesville City Council certifies to the Lake County Board of Elections that the amount of taxes that may be raised within the ten (10) mill limitation will be insufficient to provide for the necessary requirements of the City and that it is necessary to levy a tax in excess of that limitation for the general construction, reconstruction, resurfacing, and repair of streets, roads and bridges within the City.

**SECTION II.** The amount of the increase in rate that is necessary to levy is three (3) mills in excess of the ten (10) mill limitation, to be placed on the tax for the City if approved by the majority of the electors voting, for a period of five (5) years, to-wit: 2013, 2014, 2015, 2016, and 2017, with the three (3) mills tax first levied in the tax year 2013 for collection in calendar year 2014.

**SECTION III.** The Clerk of Council be and she is hereby directed to certify a copy of this Resolution to the Board of Elections of Lake County, Ohio in order so that said Board of Elections may make the necessary arrangements for the submission of such question to the electors of said City at the November 5, 2013 general election, as provided by law.

**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 Board of Elections in order that the question of a tax levy may be submitted to the electorate for the November 2013 general election and, therefore, this Resolution shall become effective immediately upon its passage.

PASSED: June 17, 2013

  
Joseph Hada, Jr.  
President of Council

ATTEST:

  
Jennifer Bell  
Clerk of Council