

COUNCIL CHAMBER

City of Berea, Ohio

RESOLUTION No. 2016-68

By Nick Haschka Sponsored By Mayor Cyril M. Kleem

A RESOLUTION

SUBMITTING TO THE VOTERS OF THE CITY OF BEREА, OHIO, THE QUESTION OF THE RENEWAL OF THE 4.1 MILL TAX LEVY FOR THE PURPOSE OF PROVIDING FOR THE CURRENT EXPENSES OF THE CITY OF BEREА, PURSUANT TO OHIO REVISED CODE SECTION 5705.191.

WHEREAS, the people of the City of Berea, at the election held November 4, 1975, approved a 4.1 mill tax levy to be used for the current expenses of the City; and

WHEREAS, since its initial approval in 1975, the electors of the City of Berea have consistently voted to renew this levy; and

WHEREAS, the authority of the City to levy said tax expires with the levy to be made on the 2016 tax duplicate for distribution to the City in 2017; and

WHEREAS, this Council finds it necessary to renew said 4.1 mill levy in accordance with Section 5705.191 of the Ohio Revised Code, in order to maintain such revenue without interruption.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Berea, State of Ohio:

SECTION 1. That it is hereby found, determined and declared that the amount of taxes which may be raised by the City of Berea, Cuyahoga County, Ohio, by levies at the maximum rates within the ten-mill limitation and the limitation of the Charter of the City on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City, and it is therefore necessary to levy a tax in excess of such limitations for the purpose of providing for the current expenses of the City, at the rate of 4.1 mills for a period of five years.

SECTION 2. That the question of the renewal of said tax levy of 4.1 mills, upon the tax list and duplicate for five years beginning with the 2016 tax list and duplicate and with the first distribution of the proceeds of said levy to the City in the calendar year 2017, for the purpose of providing for the current expenses of the City under provisions of Ohio Revised Code Section 5705.191, shall be submitted to the electors of the City of Berea at the election to be held on the 8th day of November, 2016, as authorized by law, and said election shall be held at the regular places of voting in the City, as established by the Board of Elections of Cuyahoga County, Ohio, or otherwise, within the time provided by law and shall be conducted, canvassed and certified in a manner provided by law.

SECTION 3. That the form of ballot to be cast at the election described in Section 2, above, on the question of such tax, shall be as follows:

A majority affirmative vote is necessary for passage.

A renewal of a tax for the benefit of the City of Berea for the purpose of providing for the current expenses of said City, at a rate not exceeding 4.1 mills for each one dollar of valuation which amounts to 41 cents for each one hundred dollars of valuation, for five years.

FOR RENEWAL OF THE TAX LEVY

AGAINST RENEWAL OF THE TAX LEVY

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SECTION 4. That the Clerk of Council is hereby authorized and directed to request that notice of said election be given as provided by law.

SECTION 5. That the Clerk of Council is hereby directed to certify a copy of this Resolution, immediately upon its passage and approval, to the Board of Elections of Cuyahoga County, Ohio.

SECTION 6. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 7. That this Resolution shall go into immediate effect upon its passage by two-thirds or more of Council's affirmative vote, and signature of the Mayor, in accordance with Section 5705.191 of the Revised Code.

PASSED: August 10, 2016

[Signature]
President Pro Tempore of Council

ATTEST: [Signature]
Clerk of Council

APPROVED: August 10, 2016

[Signature]
Mayor

Approved as to Form:

[Signature]
Director of Law