

RESOLUTION NO. 2020-64

A RESOLUTION DETERMINING TO PROCEED TO SUBMIT TO THE ELECTORS OF THE CITY OF KENT THE QUESTION OF THE RENEWAL OF THE CITY'S EXISTING 0.73-MILL TAX LEVY FOR THE PURPOSE OF PROVIDING SUFFICIENT FUNDS FOR THE CURRENT EXPENSE OF MAINTAINING AND OPERATING A FIRE STATION IN THE CITY OF KENT WEST OF THE ERIE RAILROAD PURSUANT TO SECTIONS 5705.19(I) AND 5705.191 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, on June 17, 2020, this Council adopted Resolution No. 2020-53 pursuant to Section 5705.03 of the Revised Code declaring it necessary to renew the City's existing 0.73-mill tax levy for the purpose of providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad and requesting the Portage County Auditor to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by that renewal tax levy; and

WHEREAS, on June 18, 2020, the County Auditor certified that the total current tax valuation of the City is \$419,629,880 and the dollar amount of revenue that would be generated by that 0.73-mill renewal levy would be \$256,250 annually during the life of the levy, assuming that the total current tax valuation remains the same throughout the life of the levy.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, not less than two-thirds of all the members elected thereto concurring:

SECTION 1. That this Council finds, determines and declares that the amount of taxes which may be raised by the City of Kent within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an 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 providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad, and specifically that it is necessary to renew in its entirety for a period of five years the existing 0.73-mill tax levy approved by the voters of the City at an election on November 3, 2015, for that purpose.

SECTION 2. That the question of renewing the City's existing 0.73-mill ad valorem tax levy outside the ten-mill limitation for the purpose of providing sufficient funds for the current expense of maintaining and operating a fire station in the City of Kent west of the Erie Railroad for a period of five years, commencing with tax year 2021, the proceeds of which levy first would be due and collected and made available to this City in calendar year 2022, shall be submitted under the provisions of Sections 5705.19(I) and 5705.191 of the Ohio Revised Code to the electors of the City of Kent at an election to be held therein on November 3, 2020, as authorized by law. That election shall be held at the regular places of voting in this City as established by the Board of Elections of Portage County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law. A majority vote is required for passage.

SECTION 3. That the Clerk of Council is hereby authorized and directed to give or cause to be given notice of that election as provided by law.

SECTION 4. That the Clerk of Council is hereby further directed to deliver or cause to be delivered to the Board of Elections of Portage County, Ohio, before the close of business on Wednesday, August 5, 2020: (i) a copy of this Resolution, (ii) a copy of Resolution No. 2020-53 adopted by this Council on June 17, 2020, and referred to in the first preamble to this resolution and (iii) a copy of the related County Auditor's certification of current tax valuation and revenue referred to in the second preamble to this Resolution.

SECTION 5. That this Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were held, in meetings open to the public, in compliance with the law.

SECTION 6. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City and for the further reason that it is necessary that this Resolution be effective immediately so that it can be timely filed with the Board of Elections in order to submit the question of the levy to the electors at an election on November 3, 2020; for which reason and other reasons manifest to this Council this Resolution shall take effect and be in force immediately upon its adoption.

ADOPTED: July 15, 2020
Date

J. Fiala
Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: July 15, 2020
Date

ATTEST: Amy Wilkens
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF RESOLUTION No. 2020-~~64~~ ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON JULY 15, 2020.

(SEAL)

Amy Wilkens
AMY WILKENS
CLERK OF COUNCIL