

1 RESOLUTION NO. 2015-027

2
3 SPONSOR Mr. Pry

4
5 DATE January 26, 2015 COMMITTEE Committee of the Whole

6
7 **A Resolution submitting to the electors of the Akron-Summit County Public Library**
8 **district the question of levying a 1.4 mill renewal and a 0.5 mill increase of a tax in excess of**
9 **the ten-mill limitation for the benefit of the Akron-Summit County Public Library for the**
10 **period of six (6) years for the purpose of the current expenses of the public library, to be**
11 **certified for the ballot for the primary election on May 5, 2015, for the Executive, and**
12 **declaring an emergency.**

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14 WHEREAS, the Council of the County of Summit is the taxing authority of the County
15 pursuant to Article III, Section 3.01 of the County Charter; and

16
17 WHEREAS, the amount of taxes which may be raised within the ten-mill limitation on
18 the current tax duplicate will be insufficient to provide an adequate amount for the necessary
19 requirements of the Akron-Summit County Public Library, and that it is necessary to levy a 1.4
20 mill renewal and 0.5 mill increase of a tax in excess of such limitation to provide for the current
21 expenses of the public library, pursuant to Sections 5705.19, 5705.191 and 5705.23 of the Ohio
22 Revised Code; and

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24 WHEREAS, in May 2010, the voters of Summit County approved a 1.4 mill replacement
25 real estate property tax levy for the Akron-Summit County Public Library; and

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27 WHEREAS, on December 11, 2014, the Akron-Summit County Public Library Board of
28 Trustees adopted a resolution pursuant to Sections 3375.23 and 3375.40 of the Ohio Revised
29 Code, which is attached hereto as Exhibit A and incorporated herein as if fully restated, which
30 recommends and requests that a 1.4 mill renewal and 0.5 mill increase temporary real estate tax
31 levy, for a total of 1.9 mills, be placed on the ballot for the May 5, 2015 primary election for the
32 purpose of the current expenses of the public library; and

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34 WHEREAS, this Council has adopted a Resolution pursuant to Section 5705.03 of the
35 Ohio Revised Code declaring it necessary to renew and increase the aforesaid tax levy at the
36 aforesaid rate for a period of six (6) years and requesting the Summit County Fiscal Officer to
37 certify to the taxing authority the total current tax valuation of the County and the dollar amount
38 of revenue that would be generated by the aforesaid renewal and increase levy ("Initial
39 Resolution"); and

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41 WHEREAS, the County Fiscal Officer has provided the requested certification; and

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43 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
44 that the 1.4 mill renewal and 0.5 mill increase tax levy, for a total of 1.9 mills; requested by the
45 Akron-Summit County Public Library will provide for the current expenses of the public library
46 for the benefit of County residents living in the Akron-Summit County Public Library district
47 and is therefore, necessary and in the best interest of the County of Summit;

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49 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
50 of Ohio, two-thirds of all the members elected thereto concurring, that:

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4 SECTION 1

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6 The amount of taxes that may be raised within the ten-mill limitation on the current tax
7 duplicate will be insufficient to provide an adequate amount for the necessary requirements of
8 the Akron-Summit County Public Library, and it is necessary to levy a 1.4 mill renewal and a 0.5
9 mil increase of a tax in excess of such limitation to provide for the current expenses of the public
10 library, created pursuant to chapter 3375 of the Ohio Revised Code, after providing the normal
11 and customary percentage of the total general fund appropriation for that purpose.

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13 SECTION 2

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15 The County Fiscal Officer has certified to this Council the total current tax valuation of
16 the County and the dollar amount of revenue that would be generated annually by a 1.4 mill
17 renewal and 0.5 mill increase tax levy, for a total of 1.9 mills, calculated in the manner provided
18 in Section 5705.03 of the Ohio Revised Code, which is attached hereto as Exhibit B and
19 incorporated herein as if fully restated.

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21 SECTION 3

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23 It is necessary to levy a renewal of 1.4 mills and an increase of 0.5 mills of a tax in excess
24 of the ten-mill limitation for the benefit of the Akron-Summit County Public Library, for the
25 purpose of the current expenses of the public library, at a total rate not exceeding 1.9 mills, for a
26 period of six (6) years commencing with the tax duplicate of 2015 for collection in the years
27 2016 through 2021, inclusive.

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29 SECTION 4

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31 The question of a renewal of 1.4 mills and an increase of 0.5 mills of a tax for the benefit
32 of the Akron-Summit County Public Library, for the purpose of the current expenses of the
33 public library, at a rate not exceeding 1.9 mills, for a period of six (6) years, beginning with the
34 2015 tax list and duplicate, the proceeds of which levy first would be distributed in calendar year
35 2016, shall be submitted under the provisions of Sections 5705.19, 5705.191 and 5705.23 of the
36 Ohio Revised Code to the electors of the Akron-Summit County Public Library district at the
37 primary election to be held therein on May 5, 2015, as authorized by law. The election shall be
38 held at the regular places of voting in the County as established by the Board of Elections of
39 Summit County, Ohio, or otherwise, within the time provided by law and shall be conducted,
40 canvassed and certified in the manner provided by law.

1 RESOLUTION NO. 2015-027

2 PAGE THREE

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4 SECTION 5

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6 The ballot form for this question shall be substantially as follows:

PROPOSED TAX LEVY (RENEWAL AND INCREASE)	
Akron-Summit County Public Library	
A majority affirmative vote is necessary for passage	
A renewal of 1.4 mills and an increase of 0.5 mills to constitute a tax for the benefit of the Akron-Summit County Public Library for the purpose of the current expenses of the public library at a rate not exceeding 1.9 mills for each one dollar of valuation, which amounts to \$0.19 for each one hundred dollars of valuation, for a period of six (6) years commencing in 2015, first due in calendar year 2016.	
	For the Tax Levy
	Against the Tax Levy

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9 SECTION 6

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11 The Clerk of Council is authorized and directed to certify to the Board of Elections of
12 Summit County no later than ninety days prior to the primary election of May 5, 2015: (i) a copy
13 of the Initial Resolution referred to in the preamble, above, (ii) the aforementioned certification
14 of the Summit County Fiscal Officer, and (iii) a copy of this Resolution. This Council requests
15 that the Board of Elections of Summit County give notice of the election and prepare the
16 necessary ballots and supplies for the election in accordance with law.

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18 SECTION 7

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20 This resolution is hereby declared an emergency in the interest of the health, safety and
21 welfare of the citizens of the County of Summit and for the further reason to timely certify to the
22 Board of Elections the issue of levying the aforementioned tax.

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24
25 SECTION 8

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27 Provided this resolution receives the affirmative vote of eight (8) members, it shall take
28 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
29 effect and be in force at the earliest time provided by law.

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31 SECTION 9

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33 It is found and determined that all formal actions of this Council concerning and relating
34 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
35 deliberations of this Council and of any of its committees that resulted in such formal action,
36 were in meetings open to the public.

1 RESOLUTION NO. 2015-027

2 PAGE FOUR

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5 INTRODUCED January 5, 2015

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7 ADOPTED January 26, 2015

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11 CLERK OF COUNCIL


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13 PRESIDENT OF COUNCIL

14 APPROVED January 27, 2015

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16
17 EXECUTIVE

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19 ENACTED EFFECTIVE January 27, 2015

Voice Vote: 11-0: YES: Comunale, Crawford, Donofrio, Feeman, Kostandaras,
Kurt, Lee, Prentice, Rodgers, Schmidt, Shapiro