

RESOLUTION NO. 2010-073

First Reading Passage Requested

J. Dodson

SPONSOR Mr. Pry

DATE 2-16-10

COMMITTEE: Finance

A Resolution declaring it necessary to levy a replacement tax outside the ten mill limitation for the benefit of the Akron-Summit County Public Library and requesting the County Fiscal Officer to certify to the taxing authority the total current tax valuation of the County and the dollar amount of revenue that would be generated by a specified number of mills for the purpose of the current expenses of the public library, and repealing Resolution No. 2010-018, for the Executive, and declaring an emergency.

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

WHEREAS, this Council, as the taxing authority for the County of Summit, by the adoption of this Resolution, determines that the amount of taxes which may be raised within the ten-mill limitation on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the County of Summit, and that it is necessary to levy a replacement tax in excess of such limitation to provide for the current expenses of the public library, pursuant to Ohio Revised Code sections 5705.19, 5705.191, 5705.192 and 5705.23; and

WHEREAS, the Akron-Summit County Public Library Board of Trustees has recommended that a 1.4 mill replacement tax levy be placed on the ballot for the May 4, 2010 primary election for the purpose of the current expenses of the public library; and

WHEREAS, pursuant to Section 5705.03(B) of the Ohio Revised Code, it is necessary for the taxing authority to certify to the County Fiscal Officer a resolution requesting that the County Fiscal Officer certify to the taxing authority the total current tax valuation of the county, and the dollar amount of revenue that would be generated by a specified number of mills,

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

SECTION 1

It is necessary to levy a replacement tax in excess of the ten-mill limitation 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 1.4 mills, for a period of five (5) years commencing with the tax duplicate of 2010 for collection in the years 2011 through 2015.

SECTION 2

In accordance with Section 5705.03 of the Ohio Revised Code, this Council authorizes and requests the Clerk of Council to certify a copy of this resolution to the County Fiscal Officer for calculation of the total current tax valuation of the County and for calculation of the dollar amount of revenue that would be generated by the replacement tax of 1.4 mills.

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SECTION 3

Resolution No. 2010-018 is hereby repealed in its entirety.

SECTION 4

This resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason to timely certify to the Board of Elections this ballot issue.

SECTION 5

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

SECTION 6

It 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 action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED February 16, 2010

ADOPTED 2-16-2010

Shouley F. Green
CLERK OF COUNCIL

[Signature]
PRESIDENT OF COUNCIL

APPROVED 2-16-2010

Russell M. Pung by [Signature]
EXECUTIVE

I hereby certify that the foregoing is a true and correct copy of Resolution no. 2010-073 as taken from the records on file in the office of the County of Summit Council.

Shouley F. Green
2-16-10 Clerk of Council

ENACTED EFFECTIVE 2-16-2010

Voice Vote: 10-0 Yes: Comunale, Crawford, Feeman, Kostandaras, Poda, Prentice, Rodgers, Schmidt, Shapiro, Smith ABSENT: Crossland

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