

TEMPORARY RESOLUTION NO. 148-22

PERMANENT RESOLUTION NO. 149-22

A RESOLUTION TO SUBMIT TO THE FAIRFIELD COUNTY AUDITOR A REQUEST TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED FROM A REPLACEMENT LEVY OF 3 MILLS FOR THE PURPOSES OF PROVIDING FUNDS FOR GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS, AND BRIDGES IN THE CITY, AND DECLARING AN EMERGENCY

WHEREAS, Lancaster City Council is considering a tax to replace the 3-mill levy that is currently collected for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in the City, as it is set to expire December 31, 2023; and

WHEREAS, in order to determine the revenue generated by such a tax, the City needs to obtain the current total tax valuation from the Fairfield County Auditor;

BE IT RESOLVED by the Council of the City of Lancaster, Ohio, two-thirds of all members elected thereto concurring, that:

SECTION 1. This Council determines that the amount of taxes which may be raised within the 10-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount necessary for the purposes of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in the City, and this Council further determines it is necessary to levy a tax in excess of such 10-mill limitation for such purpose.

SECTION 2. This Council intends to submit to the electors of the City at the election to be held on the May 2, 2023, the question of levying a replacement tax of 3 mills for the purposes of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in the City.

SECTION 3. This Council, as the taxing authority for the City, pursuant to Ohio Revised Code Section 5705.03(B), requests that the Fairfield County Auditor certify to this Council the current total tax valuation of the City and the dollar amount that would be generated by a replacement tax of 3 mills for the purposes of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges pursuant to Ohio Revised Code Section 5705.19(G).

SECTION 4. The Clerk of this Council is directed to certify a copy of this resolution to the Fairfield County Auditor pursuant to the provisions of Ohio Revised Code Section 5705.03(B), and the Clerk is authorized to perform all actions necessary to accomplish the purpose of this resolution.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were taken in meetings open to the public in compliance with the law.

SECTION 6. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this resolution must be delivered to the Fairfield County Auditor in order to obtain the Fairfield County Auditor's certification of the facts requested in this resolution for consideration by this Council in determining as to whether to submit the question of the replacement tax to the electors on May 2, 2023; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: 12/12/22 after 3rd reading. Vote: Yeas 9 Nays 0

Date Approved: 12/12/22

[Signature]
President of Council

Clerk: Teresa Lee Sandy

[Signature]
Mayor

Offered by: Ken McCut

Second by: Cory Johnson

Requested by Law Committee

The foregoing is a true and correct copy of Resolution 149-2022 as adopted by the Council of the City of Lancaster, Ohio at its meeting on 12/12, 2022.

Offered by: Ken McCut

Second by: Cory Johnson

Requested by: Law Committee

I, Teresa Lee Sandy, Clerk of Council do hereby certify that on _____, 2022 and _____, 2022 in the Lancaster Eagle Gazette published the summary of this resolution in accordance with Ohio Revised Code 731.24.

Clerk of Council