

**RESOLUTION NO. R95-15 CMS**

**A RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT THE VOTE OF THE ELECTORS TO BE INSUFFICIENT, AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE**

WHEREAS, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said City of Oberlin, Lorain County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, two-thirds (2/3rds) of all members elected thereto concurring:

SECTION 1. It is necessary to levy a tax in excess of the ten mill limitation for the benefit of the City of Oberlin for the purpose of providing funds for the payment of Police Pension Fund requirements at a rate not to exceed .70 (7/10ths) mills for each One Dollar of Valuation, which amounts to \$.70 for each One Thousand Dollars of Valuation for the years 1996, 1997, 1998, 1999, and 2000.

SECTION 2. That said levy is a renewal tax levy for a period of five years for the purpose of providing additional funds for the payment of Police Pension Fund requirements of the City of Oberlin, in accordance with Section 5705.19(J) of the Ohio Revised Code.

SECTION 3. That said levy shall be placed upon the ballot at an election which shall be held on March 19, 1996.

SECTION 4. That said levy shall be placed upon the tax list of the current year if a majority of the electors voting thereon vote in favor thereof.

SECTION 5. That the Clerk of the Council of the City of Oberlin be and is hereby directed to certify a copy of this resolution to the Board of Elections, Lorain County, Elyria, Ohio, prior to the 4th day of January, 1996, and notify said Board of Elections to cause Notice of Election on the question of levying said tax to be given as required by law.

SECTION 6. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this resolution were adopted in an open meeting of the 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.

# CERTIFICATE OF RESULT OF ELECTION On Tax Levy in Excess of the Ten Mill Limitation

Revised Code Sections 3501.11, 3505.33, 5705.19 - 5705.25

1996 APR 18 PM 12: 59

The State of Ohio, LORAIN County, ss.

To: \_\_\_\_\_

We, the undersigned, Board of Elections of said county, do hereby certify that the PRIMARY Election held in OBERLIN CITY in said county, on the 19TH day of MARCH, 1996,  
(Primary, General or Special)  
(Name of subdivision)

on the question of levying a tax, in excess of the ten mill limitation, for the benefit of said subdivision for the purpose of

PAYMENT OF POLICE PENSION FUND

Said tax being: <sup>2</sup>

a renewal of a tax of 0.7 mill

at a rate not exceeding 0.7 mills for each one dollar of valuation, which amounts to \$0.07  
(Rate expressed in dollars and cents)

for each one hundred dollars of valuation, for five (5) years, resulted as follows:  
(Number of years the levy is to run, "life of indebtedness," or "continuing period of time")

Total number of votes cast:

ONE THOUSAND SIXTY SEVEN (Write number of votes in words) (1,067) (In figures)

For the tax levy:

SEVEN HUNDRED NINETY THREE (Write number of votes in words) (793) (In figures)

Against the tax levy:

TWO HUNDRED SEVENTY FOUR (Write number of votes in words) (274) (In figures)

as the same appears by the Abstract of Votes duly certified and signed by us and deposited in our office.

IN WITNESS WHEREOF, We have hereunto subscribed our names officially, at ELYRIA, Ohio, this 15th day of APRIL, 1996

[Signature] Chairman  
[Signature]  
[Signature]  
[Signature]

Attest: [Signature] Director

LORAIN County, Ohio

<sup>1</sup> Ohio Dept. of Taxation, Tax Equalization Division; the Board of County Commissioners of \_\_\_\_\_ County; the Council of the City or Village of \_\_\_\_\_; the Board of Education of \_\_\_\_\_ School District; the Board of Township Trustees of \_\_\_\_\_ Township; or other taxing authority.  
<sup>2</sup> Here insert one of the following:  
"...an additional tax of \_\_\_\_\_ mills"  
"...a renewal of an existing tax of \_\_\_\_\_ mills"  
"...a renewal of a tax of \_\_\_\_\_ mills and an increase of \_\_\_\_\_ mills to constitute a tax of \_\_\_\_\_ mills"  
"...a renewal of a part of a \_\_\_\_\_ mill existing levy, being a reduction of \_\_\_\_\_ mills to constitute a tax of \_\_\_\_\_ mills"  
"...a replacement of \_\_\_\_\_ mills and an increase of \_\_\_\_\_ mills to constitute a tax of \_\_\_\_\_ mills"  
"...a replacement of part of an existing levy, being a reduction of \_\_\_\_\_ mills to constitute a tax of \_\_\_\_\_ mills"  
"...a replacement of a tax of \_\_\_\_\_ mills"

## Receipt for Resolutions

No.

Office of the Board of Elections,

*Gorran*

County, Ohio,

*28 Dec*

, 19

*95*

Received of

*BERLIN**City**Clerk of Council*

DESCRIPTION — PURPOSE, RATE, DATE OF ELECTION, ETC.

 TAX LEVY —*R 95-15**0.70 mills**Police Pension* BOND ISSUE —*5 yrs**(Renewal)* CHARTER AMENDMENT — OTHER —

BOARD OF ELECTIONS, By

(SIGNED)

SECTION 7. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety and welfare of the citizens of Oberlin, Ohio, to wit:

"to meet the time requirements of the Ohio Revised Code"

and shall take effect immediately upon passage.

PASSED: 1st Reading - November 20, 1995  
2nd Reading - December 4, 1995 (E)  
3rd Reading -

ATTEST:

  
\_\_\_\_\_  
CLERK OF COUNCIL

  
\_\_\_\_\_  
CHAIR OF COUNCIL

POSTED: December 6, 1995

EFFECTIVE DATE: December 4, 1995