

**RESOLUTION NO. R05-02 CMS**

**A RESOLUTION AMENDING RESOLUTION NO. R05-01 CMS REQUESTING THAT THE COUNTY AUDITOR, PURSUANT TO OHIO REVISED CODE SECTION 5705.03, CERTIFY TO THE CITY OF OBERLIN THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THE RENEWAL OR REPLACEMENT OF VARIOUS LEVIES, AND DECLARING AN EMERGENCY**

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**WHEREAS, two levies, one for police pensions and one for fire pensions, pursuant to Ohio Revised Code Sections 5705.19 (w) and 5705.25, were approved by Oberlin voters on March 7, 2000, and expired December 31, 2004, with the last collection year being calendar year 2005; and**

**WHEREAS, in order to continue to pay for police pensions and fire pensions, renewal or replacements of these levies need to be placed on the May 3, 2005, ballot.**

**NOW THEREFORE, BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:**

**SECTION 1. Pursuant to Ohio Revised Code Section 5705.03, the City of Oberlin hereby requests that the Lorain County Auditor certify to the City of Oberlin the total current tax valuation of the City and the dollar amount of revenue that would be generated by a renewal of the 0.3 mill levy for Police Pensions, and a renewal of the 0.6 mill levy for Fire Pensions, and the amount of revenue that would be generated if these same levies were replaced instead of renewed, as authorized by Sections 5705.19 (w), 5705.192 and 5705.25 of the Ohio Revised Code.**

**SECTION 2. The Clerk of Council is hereby directed to certify a copy of this Resolution to the Auditor of Lorain County.**

**SECTION 3. It is 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 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.**

Section 4. That this Resolution be and hereby is declared to be an emergency measure necessary for the preservation of the public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

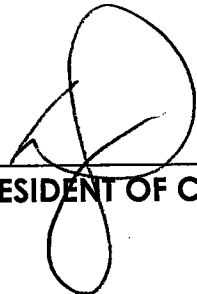
"to ensure that the County Auditor certifies the total current tax valuation of the City and the dollar amount of revenue that would be generated in order to pass legislation for the replacement or renewals of the various levies detailed in Section 1 before the deadline for placing the levies on the ballot,"

and shall take effect immediately upon passage.

**PASSED:** 1<sup>st</sup> Reading – January 25, 2005 (Suspension of Rules)(E)  
2<sup>nd</sup> Reading -  
3<sup>rd</sup> Reading -

**ATTEST:**

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

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

**POSTED:** January 25, 2005

**EFFECTIVE DATE:** January 25, 2005