

RESOLUTION NO. 026-23R

A RESOLUTION DECLARING THE THAT THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVIES ON THE CURRENT TAX DUPLICATE WITHIN THE TEN-MILL LIMITATION WILL BE INSUFFICIENT TO PROVIDE FOR THE NECESSARY REQUIREMENTS OF THE CITY OF SANDUSKY AND THAT IT IS NECESSARY TO LEVY AN ADDITIONAL TAX IN EXCESS OF SUCH LIMITATION FOR PARKS AND RECREATIONAL PURPOSES; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, pursuant to Sections 5705.03 and 5705.19 of the Ohio Revised Code, the taxing authority of the City of Sandusky, by vote of two-thirds of the members of the taxing authority, is authorized by law to place an additional levy before the electors residing within the City of Sandusky's (the "City") boundaries; and

WHEREAS, the City of Sandusky City Commission ("City Commission") finds that 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 the City; and

WHEREAS, the City Commission has determined that in order to provide adequate funds for parks and recreational purposes, it is necessary to place an additional levy, in excess of the ten-mill limitation, at a rate of 1.26 mills for each \$1.00 of taxable value for a continuing period of time pursuant to R.C. 5705.19; and

WHEREAS, Ohio Revised Code Section 5705.03(B) requires the taxing authority of the subdivision to certify to the Auditor of Erie County, Ohio ("County Auditor") a resolution or ordinance requesting that the County Auditor certify to the taxing authority the total current tax value of the City of Sandusky, and the estimated revenue that would be generated by 1.26 mills based on such total taxable value (rounded to the nearest thousand), and the amount generated by 1.26 mills expressed in dollars (rounded to the nearest dollar) for each \$100,000 of the County Auditor's appraised value; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to request from the County Auditor the foregoing certificates before proceeding with the submission of the question to the electors of the City of Sandusky at the next regular municipal election; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the City's park and recreational operations, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter; and NOW, THEREFORE

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

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Section 1. That the City Commission of the City of Sandusky, Ohio, hereby declares that the amount of taxes that may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the subdivision, and that it is necessary to levy a tax in excess of such limitation for parks and recreational purposes as authorized by R.C. 5705.19(H). The question of such levy shall be submitted to all of the electors in the entire territory of the City at the election to be held November 7, 2023. All of the territory of the City is in Erie County.

Section 2. That the City Commission as the taxing authority for the City of Sandusky, Ohio does hereby determine that it is necessary to levy a new tax for a continuing period of time pursuant to R.C. 5705.19 at the rate for each year of 1.26 mills on each \$1.00 of taxable value within the City of Sandusky, Ohio, beginning in tax year 2023 and to be first collected in calendar year 2024.

Section 3. That the Auditor of Erie County, Ohio is hereby requested to certify to City Commission, within ten (10) days of receipt of this Resolution, the City's total current taxable value, and the estimated revenue that would be generated by a new tax of 1.26 mills based on such total taxable value (rounded to the nearest thousand), and the amount generated by 1.26 mills expressed in dollars (rounded to the nearest dollar) for each \$100,000 of the County Auditor's appraised value.

Section 4. The Clerk of the City Commission is hereby authorized and directed to certify this Resolution to the County Auditor pursuant to the provisions of R.C. 5705.03(B), and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution and the requirements of R.C. 5705.03(B).

Section 5. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 6. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations

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of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 7. That, for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: June 12, 2023