RECORD OF ORDINANCES

Dayton Legal Blank, Inc. Form No. 30043

Resolution No. 61-09
~~Ordinance No.~~ _____ Passed June 22, 20 09

6/16/09-gmk
(Finance & Property)

Resolution No. 61-09

A Resolution on submission of request to the Stark County Auditor pursuant to Ohio Revised Code Section 5705.03(B) to certify to the City of North Canton, Stark County, Ohio, as taxing authority for the City of North Canton, Stark County, Ohio the total current tax valuation of the City of North Canton, Stark County, Ohio, as a subdivision and the dollar amount of revenue that would be generated for a replacement tax of one (1.0) mill pursuant to Ohio Revised Code Sections 5705.19, 5705.191 and 5705.25 for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2010, first due in calendar year 2011 and declaring the same to be an emergency.

BE IT RESOLVED BY THE COUNCIL OF THE CITY NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

WHEREAS, upon due investigation and consideration the Council of the City of North Canton has determined that the amount of taxes which may be raised within the ten (10) mill limitation in and for the City of North Canton, Stark County, Ohio, will be insufficient to provide an adequate amount for the necessary requirements for said City of North Canton, Stark county, Ohio for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2010, first due in calendar year 2011.

WHEREAS, by reason thereof, this Council has determined that it will be necessary to tax one (1.0) mill which is in excess of such limitation, for the purpose of providing additional funds for the City's portion of storm water improvements in the City of North Canton, commencing in 2010, first due in calendar year 2011.

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), this Council, as taxing authority for City of North Canton, Stark County, Ohio, is required to certify to the Stark County Auditor a Resolution requesting that the Stark County Auditor certify to this Council as taxing authority for City of North Canton, Stark County, Ohio, the total current tax valuation of City of North Canton, Stark County, Ohio as a subdivision, and the dollar amount of revenue that would be generated by a specified number of mill. In addition, this Council as said taxing authority of said City of North Canton is required to state the purpose of the tax, whether the tax is an additional levy or a renewal or a replacement of an existing tax and the section of the Ohio Revised Code authorizing submission of the question of the tax to the Stark County Board of Elections for determination as provided by law.

NOW THEREFORE, BE IT RESOLVED THAT the Council of the City of North Canton, Stark county, Ohio, on behalf of City of North Canton and as taxing authority for said City, does hereby determine that it is necessary to levy a tax, outside the ten (10) mill limitation for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2010, first due in calendar year 2011.

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BE IT FURTHER RESOLVED THAT the Council of the City of North Canton, Stark County, Ohio, as taxing authority for the City of North Canton, Stark County, Ohio, pursuant to the requirements of Ohio Revised Code Section 5705.03(B), does hereby certify to the Stark County Auditor this Resolution requesting that the Stark County Auditor certify to this taxing authority, the total current tax valuation of the City of North Canton, Stark County, Ohio, as a subdivision, and the dollar amount of revenue that would be generated by a replacement tax of one (1.0) mill for the purpose of providing additional funds for the City's portion of storm water sewer improvements in the City of North Canton, commencing in 2010, first due in calendar year 2011, pursuant to Ohio Revised Code Sections 5705.19(O), 5705.191 and 5705.25 authorizing submission of the question of the replacement of an existing tax at the November 3, 2009 general election.

BE IT FURTHER RESOLVED THAT the Clerk of Council, be, and is hereby directed and authorized to certify this Resolution to the Stark County Auditor pursuant to the provisions of Section 5705.03(B) of the Ohio Revised Code, and to proceed with all things necessary to be done in order to accomplish the purpose of this Resolution and the requirements of Section 5705.03(B) of the Ohio Revised Code.

BE IT FURTHER RESOLVED THAT 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 the Council and that all deliberations of the Council that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to submit the question on the ballot of the November general election; wherefore, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH
Passed: 6/22/09

MAYOR

SIGNED: 6/22, 2009

ATTEST:

CLERK OF COUNCIL

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