

CITY OF ENGLEWOOD

IN

MONTGOMERY COUNTY, OHIO

RESOLUTION NO: 28-19

Passed: July 23, 2019

**A RESOLUTION:** STATING THE INTENTION TO PROCEED TO SUBMIT THE QUESTION OF A 2.0 MILL FIRE AND EMS CONTINUOUS TAX LEVY IN EXCESS OF THE TEN-MILL LIMITATION TO THE VOTERS AND CERTIFYING SAME TO THE MONTGOMERY COUNTY BOARD OF ELECTIONS

**WHEREAS**, the amount of taxes that may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of this city; and

**WHEREAS**, it is in the best interests of the City of Englewood to submit a new 2.0 mill Fire and EMS tax levy that provides critical revenues needed to operate these city services as described in R.C. 5705.19(A); and

**WHEREAS**, on June 25, 2019, City of Englewood Council adopted Resolution No. 18-19 (the "Resolution of Necessity") declaring it necessary to levy a tax outside the ten-mill limitation and requesting the Montgomery County Auditor to certify to the City of Englewood City Council the total current tax valuation of the subdivision and the dollar amount of revenue that would be generated by the number of mills specified therein as required in R.C. 5705.03; and

**WHEREAS**, as directed in the Resolution of Necessity, the Clerk of Council certified a copy of the Resolution of Necessity to the county auditor in order that the county auditor could certify such matters in accordance with R.C. 5705.03; and

**WHEREAS**, the county auditor has certified the matters set forth in the Resolution of Necessity in accordance with R.C. 5705.03; and

**WHEREAS**, by virtue of this Resolution the City of Englewood Council intends to certify its decision to proceed to the Montgomery County Board of Elections with the question of the 2.0 mill additional continuous tax levy to the electors of the city at an election to be held on November 05, 2019;

**NOW, THEREFORE, BE IT RESOLVED BY AT LEAST A TWO-THIRDS VOTE OF THE COUNCIL OF THE CITY OF ENGLEWOOD, MONTGOMERY COUNTY, OHIO, AS FOLLOWS:**

**SECTION I**

The question of passage of said continuous Fire and EMS tax levy shall be submitted to the electors of the City of Englewood, entirely located in Montgomery County, at an election to be held on November 05, 2019. If a majority of the voters voting on this new levy vote in favor thereof, this levy

shall be first placed on the tax list and duplicate for the tax year 2019, for collection in calendar year 2020.

**SECTION II**

The continuous tax levy shall be for the purposes of operating and maintaining the Fire and EMS department and shall be at a rate equal to two (2.0) mills for each one dollar (\$1.00) of valuation, which according to the county auditor amounts to twenty cents (\$0.20) for each one hundred dollars (\$100.00) of valuation.

**SECTION III**

That the Clerk of Council be and is hereby directed to certify forthwith a copy of this Resolution to the Montgomery County Board of Elections, along with a copy of Resolution of Necessity 18-19 and a copy of the Montgomery County auditor's certification related to the Resolution of Necessity, at the earliest possible time so that the question shall be certified to the Montgomery County Board of Elections within the time period required under R.C. 3501.02(F).

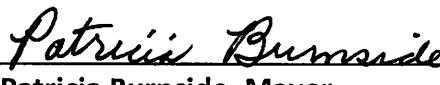
**SECTION IV**

It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

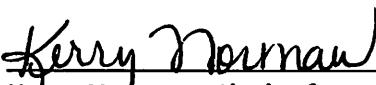
**SECTION V**

That this Resolution shall be in full force and effect at the earliest date allowed by law.

Passed this 23<sup>rd</sup> day of July, 2019.

  
\_\_\_\_\_  
Patricia Burnside, Mayor

ATTEST:

  
\_\_\_\_\_  
Kerry Norman, Clerk of Council

## C E R T I F I C A T E

I, **Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio**, do hereby certify the foregoing is a true and correct copy from the *Record of Proceedings* of said City. **WITNESS** my signature this 23rd day of July, 2019.

Kerry Norman  
Kerry Norman, Clerk of Council

## CERTIFICATE OF POSTING

I, **Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio**, do hereby certify publication of the foregoing **RESOLUTION** was made as designated by Sections 224.01 and 24.02 of the Englewood Code.

Kerry Norman  
Kerry Norman, Clerk of Council