

**RESOLUTION NO. 22-04**

**A RESOLUTION BY BEAVERCREEK CITY COUNCIL TO TERMINATE EXISTING PROPERTY TAX LEVIES (THE POLICE LEVY PASSED IN 1981 (.9 MILLS), THE POLICE LEVY PASSED IN 1983 (3.0 MILLS), THE STREET LEVY PASSED IN 1983 (1.0 MILLS); THE POLICE LEVY PASSED IN 1985 (1.2 MILLS), AND THE STREET LEVY PASSED IN 2014 (2.0 MILLS)) UPON THE APPROVAL BY A MAJORITY OF THE CITY OF BEAVERCREEK'S ELECTORATE OF A ONE PERCENT (1%) INCOME TAX AT THE MAY 3, 2022 ELECTION.**

**WHEREAS**, Beaver Creek City Council has determined that it is necessary to increase annual revenues in the City for the purpose of providing additional funds for general municipal operations, including public safety and public services, maintenance, equipment, municipal services and facilities, infrastructure, and capital improvements in the City of Beaver Creek; and

**WHEREAS**, to provide sufficient funding for the purposes described above, Council for the City of Beaver Creek has determined that it is necessary to implement a one percent (1%) municipal income tax in the City of Beaver Creek; and

**WHEREAS**, Section 10.05 of the Charter of the City of Beaver Creek, Ohio, provides that City Council must have the approval of a majority of the City's electors voting on the implementation of an income tax levy before an income tax can be implemented in the City of Beaver Creek; and

**WHEREAS**, the implementation of a one percent (1%) income tax will reduce the City's reliance of property taxes; and

**WHEREAS**, City Council has adopted an Income Tax Ordinance authorizing the one percent (1%) income tax described herein, which Ordinance is being submitted to the City's electors for approval at the May 3, 2022 election; and

**WHEREAS**, in accordance with Ohio Revised Code Section 5705.19, street levies and police levies may be terminated by the taxing authority if a Resolution is adopted stating that the continuance of the levies is unnecessary and that the levies shall be terminated; and

**WHEREAS**, City Council hereby declares that upon approval by a majority of the City of Beaver Creek's electorate of the implementation of a one percent (1%) income tax at the May 3, 2022 election, City Council shall ensure that all requisite legislation is timely submitted to the Greene County Budget Commission to terminate the following existing property tax levies for the tax year 2022, payable in 2023: (1) Police Levy passed in 1981 (0.9 mills), (2) Police Levy passed in 1983 (3.0 mills), (3) Street Levy passed in 1983 (1.0 mills), (4) Police Levy passed in 1985 (1.2 mills), and (5) Street Levy passed in 2014 (2.0 mills); and

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEAVERCREEK, STATE OF OHIO:**

**SECTION I:**

Upon approval by a majority of the City of Beavercreek's electorate of the implementation of a one percent (1%) income tax at the May 3, 2022 election, City Council shall ensure that all requisite legislation is timely submitted to the Greene County Budget Commission to terminate the following existing property tax levies for the tax year 2022, payable in 2023: (1) Police Levy passed in 1981 (0.9 mills), (2) Police Levy passed in 1983 (3.0 mills), (3) Street Levy passed in 1983 (1.0 mills), (4) Police Levy passed in 1985 (1.2 mills), and (5) Street Levy passed in 2014 (2.0 mills).


**SECTION II:**

It is hereby 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 this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

**SECTION III:**

This Resolution shall take effect and be in full force from and after its passage.

PASSED this 24<sup>th</sup> day of January, 2022.

  
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MAYOR

ATTEST:

  
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CLERK OF BEAVERCREEK COUNCIL

PREPARED BY: CITY ATTORNEY

**SUMMARY**

**A RESOLUTION BY BEAVERCREEK CITY COUNCIL TO TERMINATE CERTAIN EXISTING PROPERTY TAX LEVIES UPON THE APPROVAL BY A MAJORITY OF THE CITY OF BEAVERCREEK'S ELECTORATE OF A ONE PERCENT (1%) INCOME TAX AT THE MAY 3, 2022 ELECTION.**