

RESOLUTION NO. 24-25

SPONSORED BY COUNCIL MEMBER Schwartz ON THE 22nd DAY
OF July, 2024.

A RESOLUTION BY BEAVERCREEK CITY COUNCIL TO PROCEED TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(H), AS AMENDED, FOR PARKS AND RECREATIONAL PURPOSES, WHICH LEVY SHALL BE FORTY-NINE HUNDREDTHS (.49) MILLS, AND WHICH LEVY SHALL RUN FOR A CONTINUING PERIOD OF TIME, PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND DECLARING THAT THE QUESTION OF THE ADDITIONAL TAX LEVY SHALL BE SUBMITTED TO THE ELECTORS AT THE ELECTION TO BE HELD NOVEMBER 5, 2024.

WHEREAS, City Staff have carefully reviewed the status of the City's parks and recreational facilities and personnel and have determined that there is a need for additional funding to provide necessary repairs, maintenance, improvements, resources, and staff for the City's parks and recreational facilities; and

WHEREAS, it is in the best interest of the City that its parks and recreational facilities be adequately developed, improved, and maintained for the use, benefit, and enjoyment of the City's residents; and

WHEREAS, City Staff have recommended that the City seek additional funding in the form of a tax levy for the benefit of the City's parks and recreation; and

WHEREAS, after considering the recommendations of City Staff, this Council heretofore determined the necessity of levying an additional tax in excess of the ten-mill limitation for the benefit of this City pursuant to the provisions of Ohio Revised Code Section 5705.19 for parks and recreational purposes.

TWO-THIRDS OF ALL MEMBERS OF COUNCIL OF THE CITY OF BEAVERCREEK, OHIO, CONCUR AND HEREBY RESOLVE:

SECTION I: Council has received certification issued by the County Auditor for Greene County, Ohio, pursuant to Ohio Revised Code Section 5705.03, as amended.

SECTION II: 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 of Beavercreek.

SECTION III:

Pursuant to Ohio Revised Code Section 5705.19(H), as amended, it is necessary to levy an additional tax in excess of the ten-mill limitation, for parks and recreational purposes, upon the entire territory of the City of Beavercreek, at a rate not exceeding Forty-Nine Hundredths (.49) Mills for each \$1 of taxable value, which amounts to \$17.00 for each \$100,000 of the county auditor's appraised value, for a continuing period of time.

SECTION IV:

The City of Beavercreek will proceed with the submission of the question of the additional tax to the electors. Said levy shall be submitted to the electors of this City at the election to be held on Tuesday, November 5, 2024, and at the regular place or places of voting within this City as established by the Board of Elections of Greene County, Ohio during the election hours established by state law or by said Board of Elections.

SECTION V:

This ballot measure shall be submitted to voters in the entire territory of the City of Beavercreek, and the entire territory of the City of Beavercreek is located within Greene County, Ohio.

SECTION VI:

The form of the ballot to be used at said election shall be substantially as follows:

PROPOSED ADDITIONAL TAX LEVY

CITY OF BEAVERCREEK, OHIO

A majority affirmative vote is necessary for passage

An additional tax for the benefit of the City of Beavercreek, Ohio, pursuant to Ohio Revised Code Section 5705.19(H), as amended, for parks and recreational purposes, at a rate not exceeding Forty-Nine Hundredths (.49) Mills for each \$1 of taxable value, which amounts to \$17.00 for each \$100,000 of the county auditor's appraised value, for a continuing period of time, beginning in the year 2024 and first due and collectible in calendar year 2025.

	FOR THE TAX
	AGAINST THE TAX

SECTION VII:

Said levy shall be placed upon the tax list and duplicate of the then current year of 2024 (the proceeds of which levy first would be available for collection in the calendar year of 2025), if a majority of the qualified electors of this City voting thereon vote in favor thereof.

SECTION VIII:

The Clerk of Council is hereby directed to certify a copy of this Resolution, together with a copy of the county auditor's certification and the Resolution adopted by the City pursuant to Ohio Revised Code Section 5705.03(B)(1), to the Board of Elections of Greene County, Ohio, not later than four o'clock (4:00) p.m. on the ninetieth (90th) day before the date of said election and to request that the Board of Elections of Greene County, Ohio, cause notice of the election on the question of levying this additional tax to be given as required by law.

SECTION IX:

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.

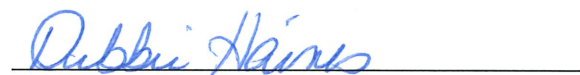
SECTION X:

Pursuant to Ohio Revised Code Section 5705.19, as amended, this Resolution shall go into immediate effect upon its passage, and no publication of the Resolution is necessary other than that provided for in the notice of election.

PASSED this 22nd day of July 2024.


MAYOR DON ADAMS

ATTEST:


DEBBIE HAINES, CLERK OF COUNCIL

PREPARED BY: CITY ATTORNEY

SUMMARY

A RESOLUTION BY BEAVERCREEK CITY COUNCIL TO PROCEED TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(H), AS AMENDED, FOR PARKS AND RECREATIONAL PURPOSES, WHICH LEVY SHALL BE FORTY-NINE HUNDREDTHS (.49) MILLS, AND WHICH LEVY SHALL RUN FOR A CONTINUING PERIOD OF TIME, PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND DECLARING THAT THE QUESTION OF THE ADDITIONAL TAX LEVY SHALL BE SUBMITTED TO THE ELECTORS AT THE ELECTION TO BE HELD NOVEMBER 5, 2024.