

REQUESTED BY: CITY MANAGER, SCOTT BAUER

DATE OF FIRST READING: 3/7/2023 WAIVE RULES?        YES ✓ NO

FINAL ACTION DATE: 3/21/2023 VOTE: ✓ YES        NO

SUSPENSION OF TWO READING RULE:

YES	NO
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ADOPTION OF ORDINANCE:

YES	NO
<u>✓</u>	<u>      </u>
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DENISE LINGO  
 ROBERT PARSONS  
 JOE ROETTING  
 KISHA DOSA  
 CORDEL GEORGE  
 PAUL YOUNG III  
 PEGGY RISSEL  
 TOTALS

Scott Bauer Made a motion to adopt this Resolution and  
Bob Parsons seconded the motion.

### RESOLUTION NO. 23-1202

#### RESOLUTION OF NECESSITY FOR LEVYING A TAX EXCEEDING TEN-MILL LIMITATION FOR POLICE SERVICES

**WHEREAS**, 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 Mt. Healthy, Hamilton County, Ohio; and

**WHEREAS**, police services are of utmost importance to the health, safety and welfare of the City and its residents; and

**WHEREAS**, a resolution declaring the necessity of levying a tax under Ohio Revised Code 5705.19 outside the ten-mill limitation must, pursuant to Ohio Revised Code 5705.03(B)(1), be passed and certified to the county auditor of Hamilton County in order to permit the City Council of Mt. Healthy to consider the levy of such a tax and must request that the county auditor certify to the City Council of Mt. Healthy the total current tax valuation of the City of Mt. Healthy and the dollar amount of revenue that would be generated by the tax; and

**WHEREAS**, Ohio Revised Code 5705.19(J) provides that a taxing authority such as a municipal corporation as the City of Mt. Healthy may levy a new additional tax for the purposes of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, for the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs; and

**WHEREAS**, Council of the City of Mt. Healthy, Ohio finds it necessary to put this new additional levy on the ballot on November 7, 2023 for the 1.54 mills that will last for a continuing period of time as allowed pursuant to Ohio Revised Code 5705.19(3)(a) beginning January 1, 2023; and

**WHEREAS**, the aforementioned new additional levy would be levied and collected upon the entire territory of the City of Mt. Healthy for a continuing period of time as allowed pursuant to Ohio Revised Code 5705.19(3)(a) beginning January 1, 2023; and

**WHEREAS**, the entire territory of the City of Mt. Healthy upon which the aforementioned new additional levy would affect exists only within Hamilton County, Ohio; and

**WHEREAS**, pursuant to ORC 5705.03(B)(1) the Hamilton County, Ohio Auditor must certify the dollar amount of a 1.54 mill additional levy before the issue can be placed on the ballot.

**NOW THEREFORE BE IT RESOLVED** by the Council of City of Mt. Healthy, Ohio, 7 members elected thereto concurring as follows:

1. 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 Mt. Healthy, Hamilton County, Ohio.
2. The City Council specifically finds and hereby determines that it is necessary to levy a new additional tax in excess of the ten-mill limitation for the health, safety and welfare of the City of Mt. Healthy and its residents and for the purpose of police services pursuant to 5705.19(J), at a rate of 1.54 mills for each one dollar of valuation, which amounts to fifteen and 4/10 cents (\$.154) for each one hundred dollars (\$100.00) of tax valuation of the taxable property within the entire territory of the City which only has territory in Hamilton County, Ohio.

3. That the City Council hereby orders that the new additional levy shall be placed upon the current tax list commencing January 1, 2023, first due in calendar year 2024, and last for a continuing period of time as allowed pursuant to Ohio Revised Code 5705.19(3)(a) on the entire territory of the City of Mt. Healthy (all of which exists within Hamilton County) if a majority of the electors voting thereon vote in favor thereof.
4. That the City Council hereby orders that the question of such new additional tax levy shall be submitted to the electors of City of Mt. Healthy at the election to be held therein on November 7, 2023.
5. The Council hereby requests that the county auditor of Hamilton County certify to this City Council, in accordance with R.C. 5705.03 (B)(1), the following:
  - a. the total current tax valuation of the City; and
  - b. the dollar amount of revenue that would be generated by the aforesaid new additional tax levy if approved by the electors.
6. That the City Clerk is hereby directed to certify a copy of this resolution to the county auditor of Hamilton County.
7. That it is hereby found and determined that all formal actions of this City Council concerning and relating to the passage of this Resolution were taken in an open meeting, and that all deliberations of this City Council and any of its committees that resulted in such formal action were taken in meetings open to the public, in compliance with all legal requirements including §121.22 of the Ohio Revised Code; and
8. That this Resolution shall be effective at the earliest date allowed by law.

Passed this 21<sup>st</sup> day of March, 2023.

Ross Bittner  
 President of Council

Attest: Dathleen Schmidt  
 Clerk of Council

Approved this 21<sup>st</sup> day of March, 2023.

[Signature]  
 Mayor

Approved as to form:



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Scott A. Sollmann (0081476)  
5300 Socialville Foster Rd., Suite 200  
Mason, OH 45040  
(513) 707-4249  
City of Mt. Healthy Law Director

**CERTIFICATION OF CITY FISCAL OFFICER**

The foregoing is hereby certified to be a true and accurate copy of Resolution #23-1202 passed by the Council of the City of Mt. Healthy, Hamilton County, Ohio, at its regular meeting on the 21<sup>st</sup> day of March, 2023.

Dated: 3-23-2023

  
Finance Director