

**RESOLUTION NO. 2023-08
VILLAGE OF BUCKEYE LAKE, OHIO**

A RESOLUTION TO PROCEED WITH A RENEWAL LEVY WITH AN INCREASE IN RATE OF THREE (3) MILLS TO A TOTAL OF EIGHT (8) MILLS ON PROPERTY IN EXCESS OF THE TEN-MILL LIMITATION FOR FIRE AND EMS PROTECTION SERVICES AND TO SUBMIT THE QUESTION OF THE RENEWAL TAX WITH AN INCREASE TO THE ELECTORS OF THE VILLAGE AT THE MAY 2, 2023, ELECTION AND THE DECLARATION OF AN EMERGENCY.

WHEREAS, on January 10, 2023, this Council, by Resolution 2023-06, determined the amount of taxes that may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the Village fire department for fire and EMS protection services, and it is necessary to continue and renew the levy with an increase of three (3) mills for a total of eight (8), the existing five mill levy having expired in 2022 which is last collected in 2023, the levy to be for five (5) years, to be applied in 2023 and first collected in 2024, for the same purpose of fire and EMS protection services, said tax being in excess of to the ten-mill limitation, and said levy renewing the expired tax, pursuant to Ohio Revised Code 5705.19; and

WHEREAS, this Council, in compliance with Ohio Revised Code Section 5705.03, did certify to the Auditors of Fairfield and Licking Counties Resolution 2023-06, requesting the Auditors to certify the total current tax valuation of the Village of Buckeye Lake in said respective counties, and the dollar amount of revenue that would be generated by the continuation and renewal of the levy with an increase to eight mills (8 mills); and

WHEREAS, the Auditor of Licking County has certified to this Council that the total subdivision valuation is \$82,001,794.00, and that the property tax revenue that will be produced by the stated millage, assuming the taxable value of the subdivision remains constant throughout the life of the levy, is calculated to be \$513,370.00 and that the millage amounts to \$280.00 for each \$100,000 of the county auditor's appraised value, such Certificate of Estimated Property Tax Revenue is attached hereto as Exhibit A; and

WHEREAS, pursuant to Section 5705.03 and 5705.19 of the Ohio Revised Code, the taxing authority of the Village of Buckeye Lake, is authorized by law to place a renewal tax levy with an increase before the electors residing within the Village's boundaries; and

WHEREAS, this Resolution to place the renewal with increase levy on the May 2, 2023, ballot must be filed with the Board of Election before 4:00PM on February 1, 2023;

NOW THEREFORE, BE IT RESOLVED,

Section 1: The Village of Buckeye Lake hereby declares it will proceed with placing the issue on the ballot, May 2, 2023 election, a renewal levy, with an increase of three (3) mills for a renewal total of eight mills (8) levy, for fire and EMS protection services, for a period of five (5) years, commencing January 1, 2023, to be first collected in 2024.

Section 2: It is hereby declared the form of the ballot to be used at said regular election shall be substantially as follows, with the proposed language on the question of the renewal levy reading as follows, or in a similar manner as follows:

PROPOSED TAX LEVY (RENEWAL WITH INCREASE)
VILLAGE OF BUCKEYE LAKE

A majority affirmative vote is necessary for passage

Shall a levy renewing an existing levy by the Village of Buckeye Lake for the purpose of fire and EMS protection services be continued, at a three (3) mill increased rate, said rate not exceeding eight mills (8 mills) for each one dollar of valuation, which amounts to Twenty Eight Cents (\$0.28) for each One Hundred Dollars of valuation, for a term of five (5) years, beginning in tax year 2023, to first be collected in calendar year 2024.

For the Tax Levy _____

Against the Tax Levy _____

Section 3: The question approving the renewal levy with increase as set forth in Section 2 shall be submitted to the electors of the Village of Buckeye Lake, Ohio, at the election on May 2, 2023.

Section 4: The Village Clerk is hereby authorized and directed to certify a copy of this Resolution, with the attached Exhibit A, and a copy of Resolution 2023-06, passed on January 10, 2023, to the Board of Elections in both Fairfield and Licking Counties, no later than 4:00PM on February 1, 2023.

Section 5: It is hereby found 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 all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6: For the reasons in the preamble, and pursuant to Ohio Revised Code 5705, this Resolution is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and general welfare of the citizens of Buckeye Lake, Ohio. Therefore, this resolution shall become effective immediately upon its passage by Council.

ADOPTED this 23rd day of January, 2023

Attest: Samantha Torres
Council Clerk, Samantha Torres

Linda Goodman
Council President, Linda Goodman

Date filed with Mayor: 1-23, 2023

Date Approved by Mayor: 1-23, 2023

Jeryne Peterson
Mayor, Jeryne Peterson

APPROVED: Approved as to form on this day, January 23, 2023.

[Signature]

Bradley S. Nicodemus, Esq.
Solicitor, Village of Buckeye Lake