

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

RESOLUTION NO. 6-05-1

A RESOLUTION AMENDING RESOLUTION NO. 8-00-2 DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE 10 MILL LIMITATION TO PROVIDE FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, REPAIR AND MAINTENANCE OF STREETS, ROADS AND BRIDGES IN THE VILLAGE OF NEW CONCORD, OHIO.

WHEREAS, the Village of New Concord has many streets, roads and bridges in need of general construction, reconstruction, resurfacing, repair and maintenance; and

WHEREAS, on November 7, 2000, the residents of the Village of New Concord approved a replacement 3.2 mill levy for the purpose of general construction, reconstruction, resurfacing, repair and maintenance of the streets, roads and bridges in the Village for a five-year period beginning with a tax list and duplicate for the year 2000, and

WHEREAS, said replacement 3.2 mill levy shall expire in 2005; and

WHEREAS, it is necessary to levy a tax in excess of the 10 mill levy limitation for the benefit of the Village of New Concord for the purpose previously stated herein; and

WHEREAS, it is in the best interest of the public health, safety and welfare of the residents of the Village of New Concord to levy a tax for such purposes in that village streets, roads and bridges may become in disrepair if the Village does not place this proposed tax levy on the ballot for the general election to be held on November 8, 2005.

NOW, THEREFORE, be it resolved by the Council of the Village of New Concord, State of Ohio, a majority of all members elected thereto concurring, as follows:

Section 1. It is hereby found, determined and declared that the amount of taxes which may be raised by the Village of New Concord within the 10 mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the general construction, reconstruction, resurfacing and repair of the streets, roads and bridges in the Village, and that it is necessary to levy a tax in excess of that limitation for the purpose of general construction, reconstruction, resurfacing and repair of the streets, roads and bridges in the Village in the amount of 3.2 mills, which amounts to 32 cents for each one hundred dollars of valuation each year, for a five-year period.

Section 2. The question of a replacement levy of 3.2 mills for the purpose of general construction, reconstruction, resurfacing and repair of the streets, roads and bridges in the Village for a five-year period, beginning with the tax list and duplicate for the current tax year, 2005, in compliance with the provisions of R.C. #5705.34, and with the proceeds of that levy first available to the Village in the calendar year 2005, shall be submitted under the provisions of R.C. #5705.19(G) to the Electors of the Village of New Concord, Ohio, at an election to be held on November 8, 2005, as authorized by law and shall be placed upon the tax list of the current tax year if a majority of the electors voting thereon vote in favor thereof.

Section 3. That the Clerk of Council of the Village of New Concord is hereby directed to certify a copy of this resolution to the Board of Elections of Muskingum County, Ohio prior to the 24th day of August, 2005, and notify said Board of Elections to cause notice of election on the questions of levying tax to be given as required by law.

Section 4. It is 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, and all deliberations of this Council and any of its committees that resulted in their formal action were in meetings open to the public, in compliance with all legal requirements, including R.C. #121.22.

Section 5. For the reasons state din the preamble hereto, which is made a part hereof, this resolution is hereby declared to be an emergency measure and shall take effect and be in full force from and after its passage and approval.

PASSED: June 13, 2005

Al Chaffee
Al Chaffee, President of Council

APROVED: June 13, 2005

R. Gregory Adams
R. Gregory Adams, Mayor

ATTEST: Sue Wilson
Sue Wilson, Clerk/Treasurer

I hereby certify that the above legislation was posted per Ordinance No. L-1-84-1.

Sue Wilson
Sue Wilson, Clerk