

# VILLAGE OF BENTLEYVILLE, OHIO

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**RESOLUTION NO: 2020-06**  
**INTRODUCED BY: KVACEK**  
**2<sup>nd</sup> Reading**

**A RESOLUTION**  
**DECLARING IT NECESSARY TO RENEW AN EXISTING 3.7 MILL TAX LEVY AND**  
**REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL**  
**CURRENT TAX VALUATION OF THE VILLAGE AND DOLLAR AMOUNT OF REVENUE**  
**THAT WOULD BE GENERATED BY THAT RENEWAL LEVY AND DECLARING AN**  
**EMERGENCY.**

**WHEREAS**, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Village and that it is necessary to levy a tax in excess of that limitation for the purpose of current operating expenses; and

**WHEREAS**, this Council finds that the Village of Bentleyville wholly is located within Cuyahoga County, Ohio; and

**WHEREAS**, in accordance with Division (B) of Section 5705.03 of the Revised Code, as amended by AM. Sub. S.B. No. 201, effective December 21, 1998, in order to submit the question of a renewal tax levy, this Council requests from the Cuyahoga County Fiscal Officer a certificate of (i) the total current tax valuation of the Village and (ii) the dollar amount of a revenue be generated by the renewal levy; and

**WHEREAS**, in accordance with Division (B) of Section 5705.03 of the Revised Code, a certified copy of a resolution of this Council declaring the necessity of the tax, stating its purpose, stating whether it is an additional levy, a renewal or a replacement of an existing tax, noting the Section of the Revised Code, pursuant to which its submission to the electors is authorized, and requesting County Fiscal Officer's certification of the total current tax valuation of the Village and the dollar amount of revenue that would be generated by the proposed levy, will be submitted to the County Fiscal Officer.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Village of Bentleyville, County of Cuyahoga and State of Ohio:

**Section 1.** This Council declares that it is necessary to renew, for a period of five- years, the levy of an existing 3.7 mill ad valorem property tax outside of the ten-mill limitation, and to be levied on the tax duplicate for the whole of the Village of Bentleyville beginning in the year 2020 and first collected in the year 2021, for the purpose of current operating expenses, and that it intends to submit the question of the renewal of that levy to the electors of the whole Village at an election on November 3, 2020, as authorized by Section 5705.19(A) and 5705.191 of the Revised Code.

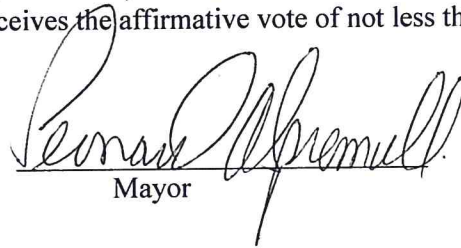
**Section 2.** This Council will request and receive from the Cuyahoga County Fiscal Officer a certificate of both (i) the total tax valuation of the Village and (ii) the dollar amount of revenue that would be generated by the 3.7 mill levy specified in Section 1.

**Section 3.** That the Village Fiscal Officer is authorized and directed to deliver promptly to the Cuyahoga County Fiscal Officer a certified copy of this Resolution and the County Fiscal Officer's Certificate in connection therewith that is currently on file with the Fiscal Officer.

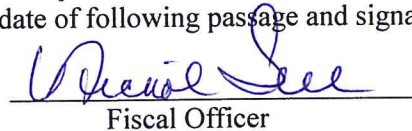
**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees, that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, or safety and for the further reason that this Resolution is required to be immediately effective to provide for the submission of the question of the renewal of the 3.7 mill levy to the electors at an election on November 3, 2020, to enable the Village to continue to receive those revenues without interruption; wherefore, this Resolution shall take effect and be in force immediately upon its passage, provided it receives the affirmative vote of not less than four member elected to Council; and approved.

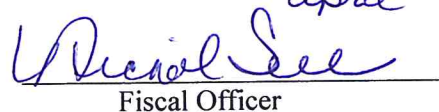
Passed: April 15, 2020

  
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Mayor

I, the undersigned, Fiscal Officer of the Village of Bentleyville, hereby certify that there is no newspaper published or having an office of publication in the same Village and that I published the foregoing Resolution by posting the same in five (5) of the most public places of said Village, as defined by Resolution of Council, for a period of fifteen (15) days, beginning the date of following passage and signature by the Mayor.

  
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Fiscal Officer

I, the undersigned, Fiscal Officer of the Village of Bentleyville, hereby certify that the foregoing is a true copy of Resolution 2020-06 duly enacted by the Council of said Village on ~~March~~ April 15, 2020

  
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Fiscal Officer