

ORDINANCE 2020-13

AN ORDINANCE REPEALING AND SUSPENDING COLLECTION OF THE 0.5 PARK LEVY RENEWED IN 2019 AND DECLARING AN EMERGENCY

WHEREAS, in May of 2019 an existing 0.5 Park Levy was renewed by the electors of the Village of Swanton, a copy of which is attached hereto as Exhibit A;

WHEREAS, the Village of Swanton agreed to Repeal and Suspend Collection of said levy if a new park levy was passed in 2020;

WHEREAS, the 2020 Park Levy passed;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Swanton, two thirds or more of its members elected thereto concurring as follows:

Section 1. The Village of Swanton repeals the 0.5 Park Levy which was renewed in 2019 and authorizes the Fulton and Lucas County Auditor to suspend collection of the same, with the repeal and collection to be effective at the time the park levy passed in 2020 becomes effective in December of 2020;

Section 2. The Village Administrator and such other Village officials as appropriate, are authorized to provide such information to the Fulton and Lucas County Auditors as is necessary to stop the collection of the prior park tax levy once the new levy becomes effective;

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of the Council and any committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including § 121.22 of the Revised Code of the State of Ohio.

Section 4. This this Ordinance is declared an emergency measure becoming effective immediately upon its passage by Council and approval by the Mayor so the Village of Swanton can fulfill its promise to repeal said levy.

Motion to Suspend the Rules

Moved: Kreuz            Second: Pilliod            YEAS: 6            NAYS: 0

Vote on Passage

Moved: Rochelle            Second: Westhoven            YEAS: 6            NAYS: 0

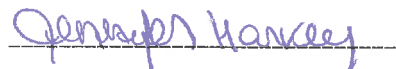
Date of Passage: May 26, 2020

  
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Neil Toeppe, Mayor

Attest:

I, Jennifer Harkey, Fiscal Officer of the Village of Swanton, do hereby certify that this is a true and accurate copy of Ordinance 2020-13, passed on May 26, 2020

  
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Jennifer Harkey, Fiscal Officer

A RESOLUTION SUBMITTING TO THE ELECTORS OF THE VILLAGE OF SWANTON THE QUESTION OF THE RENEWAL OF AN EXISTING 0.5 MILL LEVY FOR THE PURPOSE OF THE CONSTRUCTION AND ACQUISITION OF SPECIFIC PERMANENT IMPROVEMENTS FOR VILLAGE PARKS PURSUANT TO CHAPTER 5705 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY

**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 said Village of Swanton, Fulton County, Ohio; and

**WHEREAS**, said Village of Swanton has received and reviewed the certification from the Fulton and Lucas County Auditors as to the total current valuation of this subdivision and the dollar amount of revenue that would be generated by specific number of mills; therefore be it

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Village of Swanton, Ohio, two-thirds (2/3) of the members elected thereto concurring and as follows:

Section One: that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of the Village of Swanton for the purpose of the construction and acquisition of specific permanent improvements for Village park, at a rate not exceeding fifty hundredths (0.5) mills for each one dollar of valuation, which amounts to ZERO dollars and FIVE cents ( \$0.05 ) for each one hundred dollars of valuation for a period of 5 years, which tax will be a RENEWAL of an existing 0.5 mill levy; and be it further

Section Two: that said Village of Swanton proceed with the levy of said tax and that the question of levying the RENEWAL tax be submitted to the electors of said Village of Swanton at the election to be held at the usual voting places within said Village of Swanton on the 8<sup>th</sup> day of May, 2019; and be it further

Section Three: That the form of ballot to be cast at such election on the question of such tax levy shall be substantially as follows:

“ A MAJORITY affirmative vote is necessary for passage.

A RENEWAL of an existing 0.5 mill levy to constitute a tax for the benefit of the CONSTRUCTION AND ACQUISITION OF SPECIFIC PERMANENT IMPROVEMENTS FOR VILLAGE PARKS, at a rate not exceeding 0.5 mill for each one dollar of valuation, which amounts to five cents (\$0.05) for each one hundred dollars of valuation for five (5) years, commencing in 2019, first due in calendar year 2020.”

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

Section Four: that the Village of Swanton Fiscal Officer be and hereby is directed to certify a copy of this Resolution to the Board of Elections, Fulton County, Ohio no later than ninety (90) days prior to the election upon which it will be voted and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

Section Five: That it is found and determined that all formal actions of this Village Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Village Council, and that all deliberations of this Village 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 Six: That this Resolution shall be declared an emergency measure necessary for the immediate preservation of public health, safety and welfare of the Village of Swanton; wherefore this resolution shall be in full force and effective immediately upon passage.

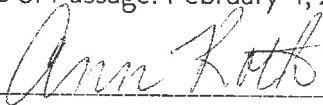
Motion to Suspend the Rules

Moved: Dzyak                      Second: Westhoven                      YEAS: 6                      NAYS: 0

Vote on Passage

Moved: Dzyak                      Second: Westhoven                      YEAS: 6                      NAYS: 0

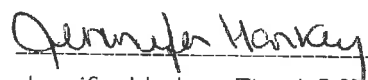
Date of Passage: February 4, 2019

  
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Ann Roth, Mayor

Attest:

I, Jennifer Harkey, Fiscal Officer of the Village of Swanton, do hereby certify that this is a true and accurate copy of Resolution 2019-04, passed on February 4, 2019

  
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Jennifer Harkey, Fiscal Officer

# Certificate of Result of Election On Tax Levy in Excess of the Ten Mill Limitation

R.C. 3501.11, 3505.33, 5705.19 - 5705.25

The State of Ohio, Fulton County, ss.

To <sup>1</sup> Village of Swanton

We, the undersigned, Fulton County Board of Elections, do hereby certify that the  
Special Election held in the Village of Swanton on the  
7 day of May, 2019 on the question of levying a tax, in excess of the ten mill limitation,  
(Day) (Month) (Year)  
for the benefit of the subdivision for the purpose of  
construction and acquisition of specific permanent improvements for the village park

Tax being:<sup>2</sup>

a renewal of a tax of 0.5 mill

at the rate not exceeding 0.5 mills for each one dollar of valuation, which amounts to \$0.05  
for each one hundred dollars of valuation, for Five years  
resulted as follows: (Number of years the levy is to run, "life of indebtedness", or continuing period of time")

**Total number of votes cast:**

four hundred forty-four ( 444 )  
(Write number of votes in words) (In figures)

**For the tax levy:**

three hundred fourteen ( 314 )  
(Write number of votes in words) (In figures)

**Against the tax levy:**

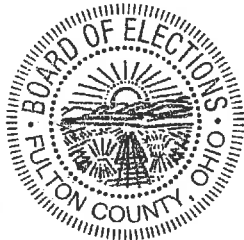
one hundred thirty ( 130 )  
(Write number of votes in words) (In figures)

as the same appears by the abstract of votes duly certified and signed by us and deposited in our office.

IN WITNESS WHEREOF, we have hereunto subscribed our names officially at

Wauseon

, Ohio, this 22 day of May, 2019  
(Day) (Month) (Year)



*Frank J. Hartman*  
(Chair)  
*[Signature]*  
*John Weber*

Attest:

Board of Elections

# Report of Official Results by the Most Populous County for Local Questions and Issues

(District/subdivision results reported by county)

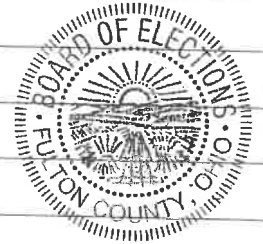
SOS administrative purposes only

Report of the votes cast in the district/subdivision for the following question or issue:

<b>County Board of Elections:</b>	Fulton	<b>District/ Subdivision:</b>	Swanton
<b>Election Date:</b>	May 7, 2019	<b>Purpose:</b>	Construct & acquire specific permanent improvements for the village park
<b>Issue Type:</b>	Levy	<b>Millage:</b>	0.5
<b>Levy Type</b> <small>(if applicable) :</small>	Renewal	<b>Percentage:</b> (for income/sales tax)	

List all counties alphabetically and record the vote totals below.

Overlap County/Countries	Yes Votes	No Votes	Comments
Fulton	302	126	
Lucas	12	4	
<b>Total(s)</b>	<b>314</b>	<b>130</b>	



Provided for SOS administrative purposes only