

**CITY OF KIRTLAND**

**RESOLUTION NUMBER 21-R-33**

**A RESOLUTION PURSUANT TO SECTION 5705.19(h) OF THE OHIO REVISED CODE SUBMITTING TO THE ELECTORS OF THE CITY A QUESTION OF PROVIDING FOR A RENEWAL OF THE CURRENT LEVY OF 0.85 MILL FOR FIVE YEARS FOR COMMUNITY SENIOR CITIZEN AND RECREATIONAL FACILITIES AND PROGRAMS, OUTSIDE THE TEN MILL LIMITATION.**

**WHEREAS**, the City of Kirtland is in need of funds for maintaining community senior citizen and recreational facilities and programs; and

**WHEREAS**, the amount of taxes that may be raised within the ten mill limitation will be insufficient to provide for the requirements of the City of Kirtland, and it is necessary to renew the levy for the current tax which exceeds that limitation for the above purposes;

**WHEREAS**, this Council has adopted Resolution No. 21-R-31 declaring it necessary to renew the aforesaid 0.85 mill tax levy for five years and requesting the Lake County Auditor to certify both (i) the total current tax valuation of the City of Kirtland and (ii) the dollar amount of revenue that would be generated by that renewal levy;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Kirtland, County of Lake and State of Ohio, that:

**SECTION I:** Two-thirds of all members elected hereto concurring, Council hereby determines that the amount of taxes that may be raised within the ten mill limitation will be insufficient to provide for the requirements of the City of Kirtland, and that it is necessary to levy a renewal of the current tax outside of the ten mill limitation for the benefit of the City of Kirtland for maintaining community senior citizen and recreational facilities and programs.

**SECTION II:** The question of a renewal of the aforesaid 0.85 mill tax levy for the purpose referred to above, for five years, beginning with the tax list and duplicate for the year 2021, the proceeds of which levy first would be available to the City of Kirtland in the calendar year 2022 under the provisions of Section 5705.19(h) of the Ohio Revised Code, to the electors of the city of Kirtland at an election to be held therein on November 2, 2021, as authorized by law. That election shall be held at the regular places of voting in the city as established by the Lake County Board of Elections, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

**SECTION III:** This tax levy shall be a renewal of the current tax outside of the ten mill limitation and will constitute a tax of 0.85 mill for each one thousand dollars of valuation, which amounts to \$.085 for each one hundred dollars of valuation.

**SECTION IV:** The levy shall remain in effect for five years and shall begin with the 2021 tax duplicate, to be collected in the years 2022, 2023, 2024, 2025 and 2026 if the electors voting on it approve the levy as provided by law.

**SECTION V:** The Clerk of Council shall certify a copy of this resolution to the Board of Elections of Lake County, Ohio, not less than ninety (90) days before the election to be held on November 2, 2021, and request the Board to provide for notice of election as required by law.

**SECTION VI:** The form of the ballot shall be as follows:

KIRTLAND CITY  
PROPOSED TAX LEVY (RENEWAL)

A majority of affirmative vote is necessary for passage.

“A renewal of a tax for the benefit of the City of Kirtland, Lake County, Ohio for the purpose of providing funds for maintaining senior citizen and community recreational facilities and programs at a rate not exceeding 0.85 mill for each dollar of valuation which amounts to 8.5 cents for each one hundred dollars of valuation, for five years, commencing in 2021, first due in calendar year 2022.”

FOR THE TAX LEVY

AGAINST THE TAX LEVY

**SECTION VII:** The Clerk of Council be and is hereby directed to deliver a certified copy of this Resolution, 21-R-33 together with Resolution No. 21-R-31, referred to in the preamble to this Resolution, and the related County auditor's certificate, to the Lake County Board of Elections, in accordance with law.

**SECTION VIII:**

(a) It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were passed 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.

(b) This Resolution shall be in effect from and after its adoption at the earliest period allowed by law.

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Third Reading: \_\_\_\_\_

DATE PASSED: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Submitted to the Mayor for his  
Approval on this \_\_\_\_\_ day of  
\_\_\_\_\_, 2021.

ATTEST:

Approved by the Mayor, this \_\_\_\_\_ day  
of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Clerk of Council  
Sr. Citizen & Rec. Levy Renewal 2021

\_\_\_\_\_  
Mayor Kevin F. Potter