

Sponsor Hudson

**RESOLUTION # 2021-68**

**RESOLUTION TO PROCEED ON THE ISSUE OF A REPLACEMENT LEVY IN EXCESS OF THE TEN-MILL LIMITATION FOR PROVIDING FIRE PROTECTION FOR THE CITY OF WELLSTON, OHIO AS AUTHORIZED BY R.C. 5705.19(I)**

**WHEREAS**, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of the City of Wellston and thereby, it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, in the City of Wellston, Jackson County, Ohio.

**WHEREAS**, the Council for the City of Wellston, pursuant to R.C. 5705.03, previously passed a resolution declaring the necessity to levy a tax outside of the ten-mill limitation, for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, said purpose being authorized by **R.C. 5705.19(I)** and requesting the Jackson County Auditor to certify to this Council the total current tax valuation of the entirety of the territory of the City of Wellston, and the dollar amount of revenue that would be generated by the levy of one (1.0) mill, if said tax were approved by the electors. The Auditor has so certified to this Council.

**NOW THEREFORE, BE IT RESOLVED**, by the legislative authority of the City of Wellston, Jackson County, State of Ohio, with at least two thirds of its members in concurrence, as follows:

1. The amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of the City of Wellston and thereby it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of

lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, said purpose being authorized by **R.C. 5705.19(I)**.

2. Said levy shall be a replacement levy of a one (1.0) mill existing levy at a rate not to exceed 1.0 mill for each dollar of valuation, which amounts to ten cents (\$0.10) for each one hundred dollars of valuation, for five years commencing with the 2022 tax year; first due and collected in calendar year 2023; and to be levied upon the entirety of the territory of the City of Wellston.
3. This Council resolves that this ballot measure shall be submitted to the entirety of the territory of the City of Wellston at the May 3, 2022 primary election. A majority vote is necessary for passage of the levy.
4. The form and language of the ballot to be used at said election, as prepared by the Board of Elections, shall be substantially as follows:

“PROPOSED TAX LEVY – (REPLACEMENT)  
CITY OF WELLSTON  
JACKSON COUNTY, OHIO

A Majority Affirmative Vote Is Necessary For Passage

A replacement tax for the benefit of the City of Wellston, for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, at a rate not exceeding one (1.0) mill for each one dollar of valuation, which amounts to ten cents (\$0.10) for each one hundred dollars of valuation, for a period of five (5) years, commencing in 2022 first due in calendar year 2023.

FOR THE TAX LEVY  
AGAINST THE TAX LEVY”

5. The Clerk of Council is instructed to certify a copy of this Resolution to Proceed, the Auditor’s Certification and the prior Resolution of Necessity to the Jackson County Board of Elections and to the Jackson County Auditor.
6. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council or committees, and that all

deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with R.C. 121.22.

7. This Resolution shall be in full force and effect immediately upon passage by a two-thirds vote pursuant to ORC 5705.19.

PASSED AND ADOPTED by the legislative authority of the City of Wellston this 11<sup>th</sup> day of December 2021.

*David McWilliam*

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

ATTEST:

*M. B. Ewing*  
Clerk of Council



Approved this day of December 11<sup>th</sup>, 2021.

*Chris*

\_\_\_\_\_  
Mayor

Published in accordance with the law on \_\_\_\_\_ and \_\_\_\_\_ and posted 12/30/2021 through 1/30/2022 at The Store, Wellston City Hall, Wellston Senior Citizens' Center, the Wellston Public Library and the Wellston Post Office.

*M. B. Ewing*  
Clerk of Council



Prepared by: Randy H. Dupree, Law Director, City of Wellston

### CERTIFICATE OF ESTIMATED PROPERTY TAX REVENUE

The County Auditor of Jackson County, Ohio, does hereby certify the following:

1. On December 6, 2021 the taxing authority of City of Wellston certified a copy of its resolution or ordinance adopted December 2, 2021, requesting the County Auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by One (1.00) mill, to levy a tax outside the ten-mill limitation for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same pursuant to Revised Code Section 5705.19 (I) to be placed on the ballot at the May 3, 2022 Primary Election. The levy type is Replacement.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$67,312.92.
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$67,312,920.00.

  
TIFFANY RIDGEWAY  
JACKSON COUNTY AUDITOR

12/7/21  
DATE