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JAN 27 2023

TIFFANY RIDGEWAY
JACKSON COUNTY AUDITOR

Sponsor Spangler

RESOLUTION # 2023-04

RESOLUTION OF NECESSITY TO LEVY A TAX IN EXCESS OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF MAINTAINING AND OPERATING CEMETERIES, REQUESTING THE AUDITOR'S CERTIFICATION 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 revenue for the purpose of maintaining and operating cemeteries and thereby, it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of maintaining and operating cemeteries in the City of Wellston, Jackson County, Ohio.

WHEREAS, the Council for the City of Wellston, before it may seek approval of a levy by the electors of the City, is required to seek certification from the Jackson County Auditor pursuant to 5705.03,

NOW THEREFORE, BE IT RESOLVED, by the legislative authority of the City of Wellston, Jackson County, State of Ohio, as follows:

1. It is necessary to levy a tax in excess of the ten-mill limitation for the purpose of maintaining and operating cemeteries, said purposes being authorized by **R.C. 5705.19(T)**.
2. The levy is a renewal levy of a one (1.0) mill existing levy at a rate not to exceed 1.0 mill for each one dollar of taxable value, which amounts to one hundred dollars (\$100.00) for each one hundred thousand dollars of taxable value, for five years commencing with and first levied the 2023 tax year; first due and collected in calendar year 2024; and to be levied upon the entirety of the territory of the City of Wellston.
3. Pursuant to R.C. 5705.03(B) (1), the Clerk of Council is hereby directed to certify a copy of this resolution to the Jackson County Auditor. The Council requests that the Auditor certify to council within ten (10) days of receipt of this request, the total current tax valuation of the City, the levy's estimated effective rate, calculated using the rate described in division (B)(2)(b) or (d) of R.C. 5705.03, expressed in dollars, rounded to the nearest dollar, for each \$100,000 of the county auditor's appraised value, and the dollar amount of revenue, rounded to the nearest dollar, that would be generated by the specified number of mills for each one dollar of taxable value if said tax were approved by the electors.
4. This Council intends that this ballot measure shall be submitted to the entirety of the territory of the City of Wellston at the May 2, 2023 primary election.

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5. 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.
6. This Resolution is hereby declared to be an emergency, necessary for the immediate preservation of the public peace, health or safety of the City of Wellston. Therefore, this Resolution shall go into effect upon passage and approval by the Mayor, as provided in the Ohio Revised Code Section 731.30.

PASSED AND ADOPTED by the legislative authority of the City of Wellston this 5th day of January 2023.




President of Council

ATTEST:



Clerk of Council

Approved this 5th day of January, 2023.



Mayor

Published in accordance with the law and posted 1/17/23 through 2/17/23 at The Store, Wellston City Hall, Wellston Senior Citizens' Center, the Wellston Public Library, and the Wellston Post Office.

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