

P/C Finance 1/28/14
CA 2/25/14
1st R 3/18/14
2nd R 4/1/14
3rd R 4-15-14
B/C
Caucus 3/4/14
as amended

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 9895-2014

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE PURSUANT TO SECTION 5705.03 OF THE OHIO REVISED CODE REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY TO THE COUNCIL OF THE CITY OF BROOK PARK, OHIO, THE TOTAL CURRENT TAX VALUATION OF THE CITY OF BROOK PARK, OHIO AND THE DOLLAR AMOUNT OF REVENUE GENERATED BY A TAX LEVY OF FOUR AND 00/50 (4.50) MILLS FOR AN ADDITIONAL TAX LEVY FOR PARKS AND RECREATIONAL PURPOSES AS AUTHORIZED BY SECTION 5705.19(H) OF THE OHIO REVISED CODE AND FOR PROVIDING OR MAINTAINING SENIOR CITIZEN SERVICES OR FACILITIES AS AUTHORIZED BY SECTION 5705.19(Y) OF THE OHIO REVISED CODE,
AND DECLARING AN EMERGENCY.

WHEREAS, Section 5705.03 of the Ohio Revised Code requires the taxing authority of each subdivision to certify to the County Fiscal Officer a resolution or ordinance requesting that the County Fiscal Officer certify to the taxing authority the total current tax valuation of the subdivision, and the number of mills required to generate a specified amount of revenue or the dollar amount of revenue that would be generated by a specified number of mills prior to submitting any tax levy to the voters of the subdivision; and

WHEREAS, Council has determined that it is necessary to submit to the voters at the election to be held on November 4, 2014, the question of a tax levy for parks and recreational purposes as authorized by Section 5705.19(H) of the Ohio Revised Code and for providing or maintaining senior citizens services or facilities as authorized by Section 5705.19(Y) of the Ohio Revised Code.

WHEREAS, Council has further determined that pursuant to Section 5705.03 of the Ohio Revised Code, it is necessary to request the Cuyahoga County Fiscal Officer, through the adoption of the within ordinance, to certify to this Council the total current tax valuation of the City of Brook Park, Ohio, and the dollar amount of revenue that would be generated by the tax levy of four and 00/50 (4.50) mills per year by said proposed additional tax levy; and

WHEREAS, Council has also determined that obtaining the information as required by Section 5705.03 of the Ohio Revised Code, relative to placing the proposed tax levy at issue on the ballot, it is necessary for the proper financial operation of the City, and to give the County Fiscal Officer enough time to provide the information and make a recommendation to Council relative to the vote of said levy. The proper financial operation of the City is being directly related to the health, safety and welfare of the City, Council has therefore deemed this ordinance to be an emergency measure, and as such, it shall be effective immediately upon its adoption and due authentication by the Mayor and Clerk, respectfully; and

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: That pursuant to Section 5705.03 of the Ohio Revised Code, the Council of the City of Brook Park, Ohio, requests that the Cuyahoga County Fiscal Officer certify to this Council the total current tax valuation of the City of Brook Park, Ohio and the dollar amount of revenue that would be generated by a tax levy of four and 00/50 (4.50) mills for parks and recreational purposes as authorized by Section 5705.19(H) of the Ohio Revised Code and for providing or maintaining senior citizens services or facilities as authorized by Section 5705.19(Y) of the Ohio Revised Code.

SECTION 2: That the Clerk of this Council by, and is hereby directed to immediately certify a copy of this ordinance to the Fiscal Officer of Cuyahoga County, Ohio, in order to obtain the information necessary to submit the within proposed tax levy to the Board of Elections by the deadline for submission of candidates and ballot issues to be submitted to the electors of said City at the election to be held August 5, 2014.

SECTION 3: It is 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 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 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to obtain the information necessary to submit the within proposed tax levy to the Board of Elections by the deadline for submission to the electors of said City at the election held August 5, 2014; therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: April 15, 2014

Dennis P. Patton
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
Clerk of Council

APPROVED: [Signature]
MAYOR

4/15/2014
DATE

I HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS

[Signature]
DIRECTOR OF LAW

CERTIFICATE

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 9896-2014 passed on the 15th day of April 20 14 by said council.
Michelle Blazak
Clerk of Council

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5590 Smith Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.
commencing April 14, 2014
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council