

CITY OF NAPOLEON, OHIO

RESOLUTION NO. 011-19

**A RESOLUTION AMENDING RESOLUTION 066-18 AND RESOLUTION 001-19
AS IT PERTAINS TO MILLAGE AND BALLOT LANGUAGE; AND
DECLARING AN EMERGENCY**

WHEREAS, the Ohio Secretary of State is mandating minor changes and corrections to the millage numbers listed in City of Napoleon Resolution 066-18 and Resolution 001-19 and to the ballot language included in Resolution 001-19 in order to proceed with the levy of an additional property tax in excess of the ten mill limitation for the purpose of providing additional funds for parks and recreational purposes as described in section 5705.19(h) of the Ohio Revised Code and to submit the question of the tax to the electors at the May 7, 2019, election; **Now Therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON,
COUNTY OF HENRY, OHIO (AT LEAST TWO THIRDS OF ITS MEMBERS
CONCURRING) THAT:**

Section 1. That the following amendments to Resolution 066-18 are hereby made:

Section 1 of Resolution 066-18 shall now read as follows: That, it is necessary to levy an additional property tax, upon the entire territory of the City Of Napoleon, in excess of the ten-mill limitation for the benefit of the City of Napoleon for the purpose of providing additional funds for parks and recreational purposes as described in Section 5705.19(H) of the Ohio Revised Code at a rate not exceeding 1.9 mills for each one dollar (\$1.00) of valuation, which amounts to ~~sixty-seven thousandths cents (\$0.067)~~ **nineteen cents (\$0.19)** for each one hundred dollars (\$100.00) of valuation, for a period of twenty (20) years, and which levy is an additional tax levy of 1.9 mills, with the additional levy commencing in the tax year 2019, first due and/or collected in calendar year 2020.

Section 2. That the following amendments to Resolution 001-19 are hereby made:

Section 2 of Resolution 001-19 shall now read as follows: That, it is necessary to levy an additional property tax, upon the entire territory of the City Of Napoleon, in excess of the ten-mill limitation for the benefit of the City of Napoleon for the purpose of providing additional funds for parks and recreational purposes as described in Section 5705.19(H) of the Ohio Revised Code at a rate not exceeding 1.9 mills for each one dollar (\$1.00) of valuation, which amounts to ~~sixty-seven thousandths cents (\$0.067)~~ **nineteen cents (\$0.19)** for each one hundred dollars (\$100.00) of valuation, for a period of twenty (20) years, and which levy is an additional tax levy of 1.9 mills, with the additional levy commencing in the tax year 2019, first due and/or collected in calendar year 2020.

Section 4 of Resolution 001-19 shall now read as follows: That, it is hereby declared the form of the ballot to be used at said primary election shall be substantially as follows:

PROPOSED TAX LEVY (ADDITIONAL)
CITY OF NAPOLEON

A majority affirmative vote is necessary for passage

An additional tax for the benefit of the City of Napoleon for the purpose of providing additional funds for parks and recreational purposes at a rate not exceeding one and nine tenths (1.9) mills for each one dollar (\$1.00) of valuation, which amounts to ~~sixty-seven thousandths cents (\$0.067)~~ nineteen cents (\$0.19) for each one hundred dollars (\$100.00) of valuation, for a period of twenty (20) years, beginning in tax year 2019, to first be collected in calendar year 2020.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

Section 3. That Resolution 066-18 and 001-19 are hereby amended as described above.

Section 4. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 5. That, the City of Napoleon Clerk is hereby directed to certify a copy of this Resolution to the Board of Elections AND to the County Auditor no later than February 6, 2019.

Section 6. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

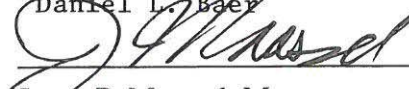
Section 7. That, the Resolution is an emergency measure necessary for the health, safety, and welfare of the citizens of Napoleon, Ohio for reason that the deadline for tax levies is near and the Resolution needs to be effective immediately upon its passage.

Passed: February 4, 2019



Joseph D. Bialorucki, Council President Pro-Tem
Daniel L. Baer

Approved: February 4, 2019



Jason P. Maassel, Mayor

VOTE ON PASSAGE 5 Yea 0 Nay 0 Abstain

Attest:

Roxanne Dietrich
Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 001-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 9th day of February, 2019; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

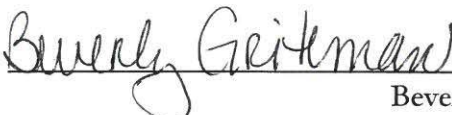
Roxanne Dietrich
Roxanne Dietrich, interim Clerk of Council

STATE OF OHIO
COUNTY OF HENRY

Kimberly Imm, being first duly sworn, states that she is the Assistant Publisher of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 9th day of February, 2019.


Kimberly Imm

Subscribed and sworn to before me this
12th day of February, 2019


Beverly Griteman
Notary Public,
State of Ohio
My Commission Expires
February 13, 2021

Printer's Fee: \$177.00

Notary Fee: \$2.00

**Summary of Ordinance No. 010-19,
and Resolution No.(s) 008-19, 009-19, 011-19**

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinances and Resolutions, or any item mentioned in this notice, may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

Ordinance No. 010-19

AN ORDINANCE TO APPROVE CURRENT NOVEMBER 2018 REPLACEMENT PAGES TO THE NAPOLEON CODIFIED ORDINANCES

In this legislation, the City of Napoleon approved the replacement pages to the City Codified Ordinances through November 2018.

Resolution 008-19

A RESOLUTION AUTHORIZING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF NAPOLEON, OHIO, AND JUST BUSCH INVESTMENTS, LLC WITHIN NAPOLEON CRA #2; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized a CRA Agreement with Just Busch Investments, LLC.

Resolution 009-19

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE PURPOSE OF PURCHASING A 2019 FORD INTERCEPTOR SUV FOR THE CITY OF NAPOLEON POLICE DEPARTMENT, AND TO SOLE SOURCE SAID PURCHASE TO STATEWIDE FORD; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon approved the purchase of a 2019 SUV for the City Police Department.

Resolution 011-19

A RESOLUTION AMENDING RESOLUTION 066-18 AND RESOLUTION 001-19 AS IT PERTAINS TO MILLAGE AND BALLOT LANGUAGE; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon amended the two previous pieces of legislation pertaining to millage and ballot language.

All of the above summaries are approved as to form and correctness by Billy D. Harmon, City Law Director

