

**COUNCIL OF THE VILLAGE OF ANTWERP
PAULDING COUNTY, OHIO**

RESOLUTION NO. 2023-10

**A RESOLUTION TO PROCEED WITH SUBMISSION OF THE QUESTION OF
LEVYING A TAX THAT IS A REPLACEMENT OF AN EXISTING LEVY IN EXCESS
OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND
MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, AND OTHER
EQUIPMENT USED DIRECTLY IN THE OPERATION OF THE POLICE
DEPARTMENT AND THE PAYMENT OF SALARIES OF PERMANENT POLICE
PERSONNEL, AND DECLARING AN EMERGENCY
(R.C. §§ 5705.03, 5705.19(J), 5705.191, 5705.192, and 5705.25)**

The Council of the Village of Antwerp, Paulding County, Ohio (“Council”) met in regular session on July 12, 2023, with the following members present:

Kenneth Reinhart
Bryan Smith
Bryce Steiner
Steve Jordan
Jason Franks

Bryce Steiner moved the adoption of the following Resolution:

PREAMBLE

WHEREAS, the Council, approved the following resolution declaring the necessity to levy a tax in excess of the ten-mill limitation:

Resolution No: 2023-02

Date Approved: April 17, 2023, and,

WHEREAS, the Paulding County Auditor (“Auditor”) has certified the following information to the Council:

1. The total current tax valuation of the Village is as follows:

\$28,095,640
2. The millage for the requested levy is 5.50 mills per \$1 of taxable value, which amounts to \$193.00 for each \$100,000 of the county auditor’s appraised value.
3. The estimated property tax gross revenue that will be produced by the stated millage, assuming the tax valuation of the Village remains constant throughout the life of the levy, is calculated to be \$154,526.

life of the levy, is calculated to be \$154,526.

RESOLUTION

NOW THEREFORE, BE IT RESOLVED, by the Council, at least two-thirds (2/3) of all of the members of the Council concurring, as follows:

1. The Council shall proceed with the submission of the question of the tax to electors.
2. The rate of the tax levy, expressed in mills for each \$1 in tax valuation as estimated by the Auditor, is as follows:
 - a. 5.5 mills;
 - b. This rate amounts to the following per \$1 of taxable value: \$193.00 for each \$100,000 of the county auditor's appraised value;
 - c. The estimated property tax gross revenue that will be produced by the stated millage, assuming the tax valuation of the Village remains constant throughout the life of the levy, is calculated to be \$154,526.
 - d. If the levy is a renewal levy or a replacement levy, this rate:
 X is the same rate as the existing tax levy.
 is not the same rate as the existing tax levy and is either:
 a reduction, the extent of the reduction being: mill(s)
 an increase, the extent of the increase being: mill(s)
3. Pursuant to R.C. § 5705.03(B)(1):
 - a. The purpose of the tax is the same purpose as the original existing levy: providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of the police department and the payment of salaries of permanent police personnel.
 - b. The type of levy is as follows:
 additional levy
 renewal levy: increase decrease

X replacement levy: ___ increase ___ decrease

- c. The sections of the Revised Code authorizing submission of the question of the tax are R.C. §§ 5705.03, 5705.191, 5705.192, and 5705.25 and the following:

 § 5705.19(J)

- d. The term of the tax is as follows (in years or continuing): continuing

- e. The territory where the tax is to be levied is as follows:

 X Upon the entire territory of the Village

___ If authorized by the Revised Code, the following described portion of the territory of the Village:

- f. The date of the election at which the question of the tax shall appear on the ballot is as follows (“Election”);

 November 7, 2023

- g. The territory where the ballot measure is to be submitted is as follows:

 X Upon the entire territory of the Village

___ If authorized by the Revised Code, the following described portion of the territory of the Village:

- h. The tax will be first levied and collected as follows:

The tax year in which the tax will first be levied is 2023; and

The calendar year in which the tax will first be collected is 2024.

1. The Village has territory in Paulding County and each of the following listed counties: None other than Paulding County.

4. The Fiscal Officer is hereby directed to **certify the levy to the Auditor AND the Board of Elections, Paulding County, Ohio (“BOE”)**. Certification shall include copies of **ALL** of the following documents:

- a. **Resolution of Necessity** (Resolution No. 2023-02 adopted on April 17, 2023); and,

- b. **Certification of the Auditor**; and,

c. **Resolution to Proceed** (This Resolution).

Certification shall occur by no later than 4:00 PM on August 9, 2023 (90 days prior to the Election)

The Fiscal Officer shall also notify the BOE to cause notice of the Election on the question of levying the tax to be given as required by law.

5. The BOE is hereby directed to submit substantially the following question to the electors at the Election:

| | |
|---|----------------------|
| <p>OFFICIAL QUESTIONS AND ISSUES BALLOT</p> <p>NOVEMBER 7, 2023</p> <p>PROPOSED TAX LEVY (REPLACEMENT) ANTWERP VILLAGE</p> <p>A majority affirmative vote is necessary for passage.</p> | |
| <p>A replacement of a tax for the benefit of Antwerp Village for the purpose of providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of the police department and the payment of salaries of permanent police personnel that the county auditor estimates will collect \$154,526 annually, at a rate not exceeding 5.5 mills for each \$1 of taxable value, which amounts to \$193.00 for \$100,000 of the county auditor's appraised value, for a continuing period of time, commencing in 2023 (first year the replacement tax is to be levied), first due in calendar year 2024 (first calendar year in which the tax shall be due).</p> | |
| | FOR THE TAX LEVY |
| | AGAINST THE TAX LEVY |

6. All formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of the Council, and 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 R.C. § 121.22.

7. That this Resolution is hereby declared to be and is passed as an emergency measure, the emergency being the need for the prudent and efficient administration of the Village affairs and to correct estimated revenues certified by the Auditor.

Said Ordinance is necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village of Antwerp.

8. This Ordinance shall be in full force and take effect immediately after its passage; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.
9. This Resolution shall be in full force and effect immediately upon adoption.

Jason Franks seconded the motion.

Voted on and signed this July 12, 2023, in the Village of Antwerp, Paulding County, Ohio.

Jean Reeb
JAN REEB, Mayor of the Village of Antwerp

ATTEST:

Kevin A. Hornish
KEVIN HORNISH, Fiscal Officer

State of Ohio
Paulding County

I, the undersigned Fiscal Officer of the Village of Antwerp, Paulding County, Ohio, hereby certify that the foregoing Resolution No. 2023-10 is taken and copied from the record of proceedings of the Council of the Village of Antwerp, Paulding County, Ohio, and that it has been compared by me with the resolution on the record and is a true and accurate copy. Further, I certify that the adoption of such resolution occurred in an open meeting held in compliance with R.C. § 121.22.

Date: 7/12/23

Kevin A. Hornish
Kevin Hornish, Fiscal Officer of the Village
of Antwerp, Paulding County, Ohio

Certificate of Estimated Property Tax Revenue

The county auditor of Paulding County, Ohio, does hereby certify the following:

1. On April 18, 2023, the taxing authority of the Village of Antwerp certified a copy of its resolution or ordinance adopted April 17, 2023, requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by (5.50) mills, to levy a tax outside the ten-mill limitation for the purpose of providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of the police department and the payment of salaries of permanent police personnel, pursuant to Revised Code §5705.19(j), to be placed on the ballot at the November 7, 2023 election. The levy type is a replacement of a continuing levy, commencing tax year 2023, first due in calendar year 2024.
2. The 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 \$154,526.
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$28,095,640
4. The millage for the requested levy is (5.50) mills per \$1 of taxable value, which amounts to \$193.00 for each \$100,000 of the county auditor's appraised value.



Auditor's signature



Date