

RESOLUTION NO. 2021-007

**RESOLUTION DECLARING THE NECESSITY FOR LEVYING A
TAX EXCEEDING THE TEN-MILL LIMITATION AND
REQUESTING THE COUNTY AUDITOR
TO PROVIDE CERTAIN INFORMATION PURSUANT TO
OHIO REVISED CODE SECTION 5705.03(B)**

Trustee Fleshman moved for the adoption of the following Resolution:

WHEREAS, the Board of Trustees of Franklin Township, Franklin County, Ohio (the “Board”) provides police services through the Franklin Township Police District (“Police District”), which services the **unincorporated** portions of Franklin Township, Franklin County, Ohio (the “Township”); and

WHEREAS, the Board is the taxing authority for the Police District;
and

WHEREAS, the Board believes it is in the best interests of Township residents to levy an additional tax for the provision of Police services to Township and Police District residents, the submission of such tax is authorized by Ohio Revised Code Section 5705.19(J); and

WHEREAS, the Board finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of Franklin Township and its Police District and that it is necessary to levy a tax in excess of that limitation for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, for the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs; and

WHEREAS, in accordance with Section 5705.03(B) of the Ohio Revised Code, in order to submit the question of a tax levy outside the ten-

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mill limitation pursuant to Section 5705.19(J) of the Ohio Revised Code, this Board must certify to the Franklin County Auditor a resolution requesting that the County Auditor certify (i) the total current tax valuation of Franklin Township (**unincorporated areas only**) and (ii) the number of mills required to generate a specified amount of revenue by the proposed levy; and

WHEREAS, in accordance with Section 5705.03(B) of the Ohio Revised Code, upon receipt of a certified copy of a resolution of this Board declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the Section of the Ohio Revised Code authorizing its submission to the electors, and requesting such certification, the County Auditor is to certify the total current tax valuation of Franklin Township and the number of mills required to generate a specified amount of revenue by the proposed levy.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Franklin Township, Franklin County, Ohio, two-thirds of all of the members elected thereto concurring, that:

Section 1. The Board finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of Franklin Township and its Police District.

Section 2. The Board determines that it is necessary to levy a tax in excess of the ten-mill limitation for the benefit of Franklin Township (**unincorporated areas only**) and its Police District for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code, for the payment of the costs incurred by townships as a result of contracts made with other political subdivisions in order to obtain police protection, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, pursuant to Ohio Revised Code Section 5705.19(J). The sections of the Ohio Revised Code authorizing submission of the question of the tax are Sections 5705.03, 5705.19(J), 5705.191, and 5705.25.

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Section 3. The Franklin County Auditor is hereby requested, pursuant to Section 5705.03 of the Ohio Revised Code, to certify to the Franklin Township Board of Trustees the total current tax valuation of Franklin Township (**unincorporated areas only**) and the number of mills to be levied in order to generate:

- a) The amount of Two Million Two Hundred Thousand and no/100 Dollars (\$2,200,000.00) of tax revenue per year for a continuing period of time (permanent).
- b) The amount of One Million Four Hundred Fifty Thousand and no/100 Dollars (\$1,450,000.00) of tax revenue per year for a continuing period of time (permanent).

Section 4. The above-referenced proposed levy would be a new and additional levy upon the **unincorporated** territory of Franklin Township, Franklin County, Ohio, for a continuing period of time (permanent), to be placed upon the ballot of the primary election to be held on May 4, 2021, and submitted to the **unincorporated** territory of Franklin Township, Franklin County, Ohio. The proposed levy shall be placed upon the tax list and duplicate of 2021 for collection in 2022, if a majority of the electors voting thereon vote in favor thereof.

Section 5. Franklin Township, Franklin County, Ohio only has territory in Franklin County, Ohio.

Section 6. The Fiscal Officer of this Board of Trustees be and is hereby directed to certify a copy of this Resolution to the County Auditor and the Board of Elections of Franklin County, Ohio.

Section 7. It is found and determined that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Board of Trustees and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

This Resolution shall take effect and be in force from and after the earliest time provided by law.

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Trustee Alex seconded the Resolution, the roll was called for its adoption and the vote was as follows:

√YES/□ NO: **Horn** √YES/□ NO: **Fleshman** √ YES/□ NO: **Alex**

Adopted: January 14, 2021

**BOARD OF TRUSTEES
FRANKLIN TOWNSHIP,
FRANKLIN COUNTY, OHIO**

Trustee Ralph Horn

Trustee John Fleshman

Trustee Aryeh Alex

Adopted on this 14th day of January, 2021:

Attest: _____
Fiscal Officer Mary Rhinehart

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FISCAL OFFICER CERTIFICATION

The State of Ohio, Franklin County,

I, Mary Rhinehart, Fiscal Officer of Franklin Township, Franklin County, Ohio, do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of said Franklin Township; that the same has been compared by me with the Resolution on said Record and that it is a true and correct copy thereof and further that I am duly authorized to make this certification.

Witness my signature this 3rd day of February, 2021.

Mary Rhinehart, Township Fiscal Officer