# City of Oberlin, Ohio

## RESOLUTION No. R20-12 CMS

A RESOLUTION SUBMITTING THE QUESTION OF A RENEWAL TAX LEVY FOR THE PURPOSE OF CURRENT EXPENSES OF THE OBERLIN PUBLIC LIBRARY TO THE ELECTORS OF THE TERRITORY SERVED BY THE LIBRARY, PURSUANT TO 5705-23 OF THE REVISED CODE AND DECLARING AN EMERGENCY

WHEREAS, at the election held on March 15, 2016, the electors of the territory served by the Oberlin Public Library approved a renewal tax levy totaling 3.25 mills for the purpose of current expenses of the Oberlin Public Library for a period of five years, the last collection of which will occur in calendar year 2021; and

WHEREAS, the Board of Library Trustees of the Oberlin Public Library has determined that the renewal of said 3.25 mill tax levy upon its expiration is necessary for the proper operation of the Library; and

WHEREAS, on September 9, 2020, and October 8, 2020, the Board of Library Trustees of the Oberlin Public Library duly adopted Resolutions carrying out statutory procedures and declaring that the amount of taxes which may be raised within the ten-mill limitation by levies on the tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Oberlin Public Library, a municipal public library serving the City of Oberlin and the territory of the Oberlin City School District not in the City and the residents thereof; and

WHEREAS, those Resolutions request this Council, as the taxing authority for the Oberlin Public Library and pursuant to Section 5705.23 of the Revised Code, submit the question of renewing the existing tax levy of 3.25 mills for each one dollar of valuation, which amounts to 32.5 cents for each one hundred dollars of valuation, to the electors of the territory served by the Library at an election to be held therein on May 4, 2021; and

WHEREAS, this Council is in receipt of a certificate of the Lorain County Auditor, dated September 29, 2020, provided at the request of the Oberlin Public Library in connection with these tax levy proceedings, which states that the total current tax valuation of the territory served by the Oberlin Public Library is \$249,375,730, and that the amount of revenue that would be generated by the proposed 3.25 mill levy would be \$726,646 annually during the life the levy, assuming that the total current tax valuation of the territory served by the Library remains the same throughout the life of the levy.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

Section 1. In accordance with the aforesaid Resolutions of the Board of Library Trustees of the Oberlin Public Library, a municipal public library, it is hereby found, determined and declared that the amount of taxes which may be raised within the ten-mill limitation by levies on the tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Oberlin Public Library and it is therefore necessary to levy a tax in excess of such limitation for the purpose of the current expenses of the Oberlin Public Library in the total amount of 3.25 mills for five (5) years.

Section 2. The question of renewing an existing tax of 3.25 mills for the purpose of the current expenses of the Oberlin Public Library for five (5) years, beginning with the tax list and duplicate for the year 2021, the proceeds of which levy first would be available to the Board of Library Trustees in calendar year 2022, shall be submitted under the provisions of 5705.23 of the Revised Code to the electors residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board and set forth in the preambles hereto, at an election to be held therein on May 4, 2021, as authorized by law, and that the election shall be held within the territory served by the Library at the regular places of voting established by the Board of Elections of Lorain County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3. The form of the ballot to be cast at the election on the question of this tax levy shall be substantially as follows:

# OBERLIN PUBLIC LIBRARY PROPOSED TAX LEVY (RENEWAL)

A majority affirmative vote is necessary for passage.

A renewal of 3.25 mills of an existing levy, to constitute a tax for the benefit of the Oberlin Public Library for the purpose of the current expenses of the Oberlin Public Library at a rate not exceeding 3.25 mills for each one dollar of valuation, which amounts to 32.5 cents for each one hundred dollars in valuation, for five (5) years.

FOR THE TAX LEVY
AGAINST THE TAX LEVY

Section 4. The Clerk of this Council be and is hereby authorized and directed to give or cause to be given notice of said election as provided by law.

Section 5. The Board of Trustees of the Oberlin Public Library, at its meeting held on September 9, 2015, passed a Resolution confirming its intent to pay or reimburse the City for the costs (as certified by the Board of Elections) of placing the 3.25-mill renewal tax levy on the May 4, 2021 ballot, and that, upon adoption of such resolution, it would be certified to the Board of Elections and the Budget Commission. In accordance with the policies of the Budget Commission, upon receipt of such Resolution, this Council requests that such election costs be deducted from moneys of the Oberlin Public Library instead of the City's general fund.

Section 6. The Clerk of Council be and is hereby directed to certify a copy of this Resolution, the two Resolutions of the Board of Library Trustees and the certification of the Lorain County Auditor referred to in the preambles hereto to the Board of Elections of Lorain County, Ohio, at least ninety (90) days prior to May 4, 2021.

Section 7. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance were adopted in an open meeting of the 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 8. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Oberlin, and for the further reason that its immediate effectiveness is necessary to meet the filing deadlines for the May 4, 2021 election; wherefore, and in accordance with Section 5705.23 of the Revised Code, this Resolution shall be in full force and effect immediately upon its adoption.

PASSED:	1 <sup>st</sup> Reading: November 16, 20	20
	2 <sup>nd</sup> Reading:	
	3 <sup>rd</sup> Reading:	·
ATTEST:  LUMMU BELINDA B. A CLERK OF CO	D. MMULBEY  ANDERSON, MMC  DUNCIL	LINDA SLOCUM PRESIDENT OF COUNCIL
POSTED: 11/1	7/2020	EFFECTIVE DATE: 11/16/2020
	CE	ERTIFIED COPY
County, Ohio, d	nderson, the duly appointed, qualif o hereby certify that the foregoing 16 <sup>th</sup> day of November 2020.	ied and acting Clerk of Council, for said City of Oberlin of Lorain Resolution is a true and correct copy of Resolution R20-12 CMS
Witness my han	nd and Official Seal at Oberlin, Oh	io this 17 day of MOVEMUL 2020.
(Seal)	() () () () () () () () () () () () () (	MALL MILLION in Clerk of Council

DTE 140R Rev. 5/11 R.C. 5705.03(B)

#### CERTIFICATE OF ESTIMATED PROPERTY TAX REVENUE

(Use this form when a taxing authority certifies a millage rate and requests the revenue produced by that rate.)

The County Auditor of LORAIN County, Ohio does hereby certify the following:

- On September 15, 2020, the Oberlin Public Library on behalf of the City of Oberlin, Lorain County, Ohio certified a copy of its resolution adopted September 10, 2020 requesting the County Auditor to certify the current tax valuation of the sub-division and the amount of revenue that would be produced by 3.25 mills, to levy a tax outside the ten-mill limitation for Public Library Current Expense purposes pursuant to Revised Code 5705.23, to be placed on the ballot at the May 4, 2021 election. The levy type is Renewal.
- 2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the sub-division remains constant throughout the life of the levy, is calculated to be \$726,646.
- 3. The total tax valuation of the sub-division used in calculating the estimated property tax revenue is **249.375,730.**

# INSTRUCTIONS

- 1. "Total tax valuation" includes the taxable value of all real property in the subdivision as indicated on the tax list most recently certified for collection and estimates of the taxable value of personal and public utility personal property for the first year the levy will be collected as set forth on the worksheets prescribed in conjunction with this form. If the sub-division is located in more than one county, the home county auditor (where the greatest taxable value of the sub-division is located) shall obtain the assistance of the other county auditors to establish the total tax valuation of the subdivision.
- 2. For purposes of this certification, "subdivision" includes any agency, board, commission, or other authority authorized to request a taxing authority to submit a tax levy on its behalf.
- 3. "Levy type" includes the following: (1) additional, (2) renewal, (3) renewal with an increase, (4) renewal with a decrease, (5) replacement, (6) replacement with an increase, and (7) replacement with a decrease levies.
- 4. Please file this certificate with the sub-division as soon as possible, so the taxing authority can pass a resolution to proceed not later than 90 days before the election.

# RENEWAL

# WORKSHEET TO CALCULATE REVENUE FOR DTE FORM 140 R

WHEN A TAXING AUTHORITY CERTIFIES A RATE AND REQUESTS THE REVENUE PRODUCED BY THAT RATE FOR RENEWAL LEVIES.

**Oberlin City Library** 

## 2019/2020

# **CALCULATION OF REVENUE**

	TAX VALUE		MILLAGE RATE	DIVIDED BY		RE	EVENUE
1. Class 1 Real - Res/Ag	156,623,920	Χ	2.866754	1,000	=	\$	449,002
2. Class II Real - Other	54,494,460	X	2.813275	1,000	=	\$	153,308
3. Public Utility Personal	38,257,350	Χ	3.25	1,000	=	\$	124,336
TOTAL VALUATION	249,375,730						
4. Total Revenue						\$	726,646

(Place this amount on the line provided in Item 2 on DTE 140R.)

Source:

Lorain County Auditor

Tax Settlement Department

DATE: September 29, 2020

NewspaperNO 5 Panish	Receipt	for Resolutions		
NO Stanish		No.		
Office of the Board of Elections,		County, Ohio, November &	23,20,20	
Received of Belinda	Anderson	Oberlin CAY	-	
	DESCRIPTION - PURPOS	E, RATE, DATE OF ELECTION, ETC.		
TAXLEVY- Renew	ool / 3.20	5 mills / Oberlin Publ	lic Librar	
☐ BOND ISSUE				
☐ CHARTER AMENDMEN	T			
□ OTHER				
BOARD OF ELECTIONS, By and Sland				
	, <b>,</b> _	(SIGNED)		

# LORAIN COUNTY BOARD OF ELECTIONS CERTIFICATE OF FILING 2020 NOV 23 FOR 20AX LEVY

State of Ohio)

) Lorain County )	SS			
I, J. Craig Snodgrass, C	CPA, CGFM, the dul	y elected and qu	alified Auditor in a	nd for the
County and State afores	said, do hereby certi	fy that Belinda I	3. Anderson, the du	ly
elected/appointed, qual	ified or acting Clerk	of Council for s	said City of Oberlin	of Lorain
County, Ohio has this d	lay officially filed in	the office of the	e Auditor of Lorain	County a
certified copy of a Reso	olution R20-12 CMS	S adopted on No	vember 16, 2020.	
A RESOLUTION SU FOR THE PURPOSE LIBRARY TO THE EI PURSUANT TO 570 EMERGENCY.	E OF CURRENT LECTORS OF THE	EXPENSES O TERRITORY S	F THE OBERLINGERVED BY THE	N PUBLIC LIBRARY
WITNESS my hand an	d Official Seal at El	yria, Ohio this 2	3 <sup>rd</sup> day of Novemb	er 2020.
(Seal)				

County Auditor in and for Lorain County, Ohio



# CERTIFICATE OF THE CLERK OF COUNCIL OF THE CITY OF OBERLIN, OHIO

The undersigned, Clerk of Council of the City of Oberlin, Ohio, does hereby acknowledge receipt on October 13, 2020, of certified copies of Resolutions adopted on September 10, 2020 and October 8, 2020 by the Board of Library Trustees of the Oberlin Public Library, and the certification of the Lorain County Auditor relating hereto and dated September 29, 2020.

Those Resolutions request the Council of the City of Oberlin place the question of a renewal tax levy before the electors residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board, at the election to be held therein on May 4, 2021.

Clerk of Council City of Oberlin, Ohio

Dated: November 23, 2020

#### **LORAIN COUNTY**

# Board of Trustees, Oberlin Public Library, Oberlin, OHIO

**RESOLUTION NUMBER: R-20-9-2** 

DATE: September 10, 2020

A Resolution requesting that the Lorain County Auditor, pursuant to Ohio Revised Code Section 5705.03, certify to the Board of Trustees of the Oberlin Public Library the Total Current Tax Valuation of the territory served by the Oberlin Public Library that has territory located in Lorain County, and the Dollar amount of Revenue that would be generated by 3.25 mills for the purpose of current expenses, under Section 5705.23 of the Ohio Revised Code. This tax is to be levied upon the entire territory of the Oberlin Public Library, as defined by the State Library Board pursuant to Section 3375.01 of the Revised Code, being all of the territory of the City of Oberlin and the territory of the Oberlin City School District not in the City. Such levy will be a renewal, and be placed on the Ballot at the May 4, 2021 Election. Said ballot measure shall be submitted to the entire territory of the Oberlin Public Library, as defined by the State Library Board pursuant to Section 3375.01 of the Revised Code, being all of the territory of the City of Oberlin and the territory of the Oberlin City School District not in the City. Such a levy will be placed upon the tax list and duplicate for the current tax year, beginning in 2021 first due in calendar year 2022, if a majority of electors voting thereon vote in favor thereof for 5 years.

MOVED	): <u>Meredith Gadsby</u>	
SECON	DED: <u>James Peake</u>	
VOTE:	James Peake- AYE	Audrey Kolb- AYE
	Bethany Baker- AYE	Jeanne McKibben-AYE
	Anita Lock- AYE	Marcia Peterson- AYE
	Meredith Gadsby- AYE	

**RESOLUTION NUMBER: R-20-9-2** 

# **FISCAL OFFICERS CERTIFICATION**

The undersigned, Fiscal Officer of the Board of Library Trustees of the Oberlin Public Library, does hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Library Trustees on September 10, 2020, and appearing upon the official records of said Board.

Dated: 9/10/2020

Mscal Officer, Board of Library Trustees Oberlin Public Library, Ohio

#### **LORAIN COUNTY**

# Board of Trustees, Oberlin Public Library, Oberlin, OHIO

**RESOLUTION NUMBER: R-20-10-2** 

DATE: October 8, 2020

The Board of Library Trustees of the Oberlin Public Library, a municipal public library of the City of Oberlin, met in Regular session on October 8, 2020, commencing at 5:02 p.m., virtually via Zoom with the following members present:

Audrey Kolb, Anita Lock, James Peake,

Marcia Peterson, Jeanne McKibben, Meredith Gadsby

James Peake introduced the following resolution and moved its passage:

A RESOLUTION REQUESTING THE OBERLIN CITY COUNCIL, CITY OF OBERLIN, LORAIN COUNTY, OHIO TO SUBMIT TO THE ELECTORS OF THE DISTRICT SERVED BY THE OBERLIN PUBLIC LIBRARY THE QUESTION OF A RENEWAL TAX LEVY FOR THE PURPOSE OF THE CURRENT EXPENSES OF THE OBERLIN PUBLIC LIBRARY, PURSUANT TO SECTION 5705.23 OF THE REVISED CODE.

WHEREAS, Board of Trustees of the Oberlin Public Library, City of Oberlin, Lorain, County, Ohio is a board of library trustees appointed pursuant to Section 3375.12, Ohio Revised Code and is a board of library trustees described in Section 3375.32, Ohio Revised Code; and

WHEREAS, the Board desires the Oberlin City Council, City of Oberlin, Lorain County, Ohio to renew a tax levied under section 5705.23, Ohio Revised Code, for current expenses; and

WHEREAS, by a Resolution adopted on September 10, 2020, and in accordance with Division (B) of Section 5705.03 of the Revised Code, this Board requested that the Lorain County Auditor certify (i) the total current tax valuation of the territory served by the Oberlin Public Library and (ii) the dollar amount of revenue that would be generated by a 3.25 mill renewal levy; and

WHEREAS, the Lorain County Auditor certified that the total current tax valuation of the territory served by the Oberlin Public Library is \$249,375,730 and the amount of revenue that would be generated by that 3.25 mill renewal levy would be \$726,646 annually during the life of the levy, assuming that the total current tax valuation of the territory served by the Library remains the same throughout the life of the levy;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Library Trustees of the Oberlin Public Library, City of Oberlin, Lorain County, Ohio, two-thirds of all of its members concurring, that:

**Section 1.** It is hereby determined and recited that the Oberlin Public Library is a free municipal public library created to serve the residents of its territory as defined by the State Library Board by an Ordinance passed by the Council of the City of Oberlin, Lorain County, Ohio for such purpose; accordingly, this Board is charged with the title, custody, control and maintenance of a public library and is entitled to proceed under Section 5705.23 of the Revised Code to initiate and deliver proceedings to the City of Oberlin, Lorain County, Ohio for the submission of the question of a renewal 3.25 mill levy for the purpose of the current expenses of the Oberlin Public Library to the electors residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board pursuant to Section 3375.01 of the Revised Code, being all of the territory of the City of Oberlin and the territory of the Oberlin City School District not in the City.

Section 2. This Board hereby finds, determines and declares that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Oberlin Public Library and that it is therefore necessary to levy a renewal 3.25 mill tax levy in excess of such limitation on all property within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board pursuant to Section 3375.01 of the Revised Code, for the purpose of the current expenses of the Oberlin Public Library for 5 years.

**Section 3.** Pursuant to said Section 5705.23 of the Revised Code and having received and reviewed the aforesaid certification of the Lorain County Auditor, this Board hereby requests the City of Oberlin, Lorain County, Ohio to submit to the electors residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board (being all of the territory of the City of Oberlin and all of the territory of the Oberlin City School District not in the City), at the election to be held on May 4, 2021, the question of a renewal 3.25 mill levy outside of the ten-mill limitation for 5 years, beginning with the tax list and duplicate for the year 2021, the proceeds of which levy would first be available to this Board of Library Trustees in calendar year 2022.

Section 4. This Board hereby finds, determines and declares that the levy of such tax, if approved by the electors, is necessary for the proper furnishing and rendering of free public library services by the Oberlin Public Library for the persons residing within the boundaries of the territory served by the Oberlin Public Library, as defined by the State Library Board.

**Section 5.** The Fiscal Officer of this Board is hereby authorized and directed to forward a certified copy of this resolution, the resolution adopted by the Board on September 10, 2020, and the certificate of the Lorain County Auditor referred to in the preambles hereto to the Finance Director of the City of Oberlin.

**Section 6.** This Library Board of Trustees hereby determines and declares that it will pay or reimburse the City for the costs, as certified by the Board of Elections, of placing a 3.25 mill renewal tax levy on the May 4, 2021 ballot, and, in accordance with the aforesaid policy of the

Lorain County Budget Commission, the County will deduct those costs from moneys of the Library instead of the City's general fund.

Section 7. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in those formal actions, were in meetings open to the public, in compliance with the law.

**Section 8.** This resolution shall be in full force and effect from and immediately upon its adoption.

Anita Lock seconded the motion.

Upon roll call on the adoption of the above resolution, the vote was as follows:

Anita Lock- AYE, James Peake-AYE, Marcia Peterson-AYE,

Jeanne McKibben-AYE, Audrey Kolb-AYE, Meredith Gadsby-AYE

MOTION PASSED

### **Resolution # R-20-10-2**

## **FISCAL OFFICER'S CERTIFICATION**

The undersigned, Fiscal Officer of the Board of Library Trustees of the Oberlin Public Library, does hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Library Trustees on October 8, 2020, and appearing upon the official records of said Board.

Written notice of the time and place of the regular meeting of the Board of Library Trustees held on October 8, 2020, was at least twenty-four (24) hours in advance of the time of such meeting, given to and received by all news media that had heretofore requested notification of such meetings pursuant to Section 121.22 of the Revised Code and the procedures established by the Board for that purpose.

Dated: 10/13/2020

Oberlin Public Library, Lordin County, Ohio

#### **Resolution # R-20-10-3**

The Board of Library Trustees of the Oberlin Public Library, a municipal public library of the City of Oberlin, met in regular session on October 8, 2020, commencing at 5:02 p.m., virtually via Zoom with the following members present:

 Audrey Kolb, Anita Lock, James Peake
 Marcia Peterson, Jeanne McKibben, Meredith Gadsby
Marcia Peterson moved the adoption of the following resolution:

A RESOLUTION CONFIRMING THE LIBRARY'S INTENTION TO PAY OR REIMBURSE THE CITY OF OBERLIN FOR THE COSTS, AS CERTIFIED BY THE BOARD OF ELECTIONS OF LORAIN COUNTY, OF PLACING A 3.25 MILL RENEWAL TAX LEVY ON THE MAY 4, 2021 BALLOT.

WHEREAS, in order to comply with a (April 21, 2005) policy of the Lorain County Budget Commission, the Fiscal Officer of Oberlin Public Library has reported to the City of Oberlin (the City) (i) the Library's intention to pay or reimburse the City for the costs, as certified by the Board of Elections, of placing a 3.25 mill renewal tax levy on the May 4, 2021 ballot, (ii) that this Board would consider a resolution to that effect at this Board meeting and (iii) that the resolution would be certified to the City, the Board of Elections and the Budget Commission of Lorain County; and

WHEREAS, this Board wishes to confirm its intention to pay or reimburse the City for the costs of the levy and, in accordance with the policies of the Budget Commission, to have those costs deducted from moneys of the Library instead of the City's general fund;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Library Trustees of the Oberlin Public Library, County of Lorain, State of Ohio, that:

**Section 1.** In accordance with information reported to the City by the Fiscal Officer of the Library, this Board hereby determines and declares that it will pay or reimburse the City for the costs, as certified by the Board of Elections, of placing a 3.25 mill renewal tax levy on the May 4, 2021 ballot, and, in accordance with the aforesaid policy of the Lorain County Budget Commission, the County will deduct those costs from moneys of the Library instead of the City's general fund.

**Section 2.** The Fiscal Officer of the Library is hereby authorized and directed to forward a copy of this resolution to the City and to the Board of Elections and the Budget Commission of Lorain County.

Section 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in those formal actions, were in meetings open to the public, in compliance with the law.

Section 4. This resolution shall be in full force and effect from and immediately upon its adoption.

Jeanne McKibben seconded the motion.

Upon roll call on the adoption of the above resolution, the vote was as follows:

James Peake- AYE, Marcia Peterson-AYE, Jeanne McKibben-AYE,

Audrey Kolb-AYE, Meredith Gadsby-AYE, Anita Lock-AYE

**MOTION PASSED** 

## Resolution # R-20-10-3

## **FISCAL OFFICERS CERTIFICATION**

The undersigned, Fiscal Officer of the Board of Library Trustees of the Oberlin Public Library, does hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Library Trustees on October 8, 2020, and appearing upon the official records of said Board.

Dated: \_\_\_10/13/2020

Fiscal Officer, Board of Library Trustees Oberlin Public Library, Lorain County, Ohio

## DIRECTOR OF ELECTION'S RECEIPT

The undersigned, Director of Elections of the County of Lorain, Ohio, does hereby acknowledge receipt on this 24 day of 100 day of 1

Director of Elections County of Lorain, Ohio

Dated: 11 24 . 2020

BOARD OF ELECTIONS