

Sponsor: Mayor Richard Headen

First Reading: July 24, 2017  
Second Reading: July 24, 2017  
Third Reading: July 24, 2017  
Adopted: July 24, 2017

**VILLAGE OF LINCOLN HEIGHTS  
HAMILTON COUNTY, OHIO  
RESOLUTION NO. 2017-R-21**

**RESOLUTION DECLARING THE NEED TO LEVY AN INCREASE OF TAX IN EXCESS OF THE TEN-MILL LIMITATION IN THE VILLAGE OF LINCOLN HEIGHTS, HAMILTON COUNTY, OHIO FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES, BUILDINGS, OR SITES THEREFOR, OR THE SOURCES OF WATER SUPPLIES AND MATERIALS THEREFOR, OR THE ESTABLISHMENT AND MAINTENANCE OF LINES OF FIRE ALARM TELEGRAPH, OR THE PAYMENT OF PERMANENT, PART-TIME, OR VOLUNTEER FIREFIGHTERS OR FIREFIGHTING COMPANIES TO OPERATE THE SAME, INCLUDING THE PAYMENT OF THE FIREFIGHTER EMPLOYERS' CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, OR THE PURCHASE OF AMBULANCE EQUIPMENT, OR THE PROVISION OF AMBULANCE, PARAMEDIC, OR OTHER EMERGENCY MEDICAL SERVICES OPERATED BY A FIRE DEPARTMENT OR FIREFIGHTING COMPANY**

**WHEREAS,** The Village of Lincoln Heights has determined it necessary to place a question on the November 2017 ballot, for the purpose of increasing the existing ten point seven five (10.75) mill fire levy ("Existing Levy"), pursuant to Section 5705.19(I), for providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or the sources of water supplies and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Ohio Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company; and

**WHEREAS,** The Village has determined that an increase of four (4) mills in excess of the Existing Levy for each one dollar of valuation would be an appropriate levy for the previously stated purpose.

**NOW, THEREFORE, BE IT RESOLVED,** by the Council for the Village of Lincoln Heights, Hamilton County, Ohio, that:

**SECTION I** It is hereby declared that the amount of taxes which may be raised in the Village of Lincoln Heights within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide for the necessary requirements of the Village.

**SECTION II** Pursuant to the provisions of the Ohio Revised Code, it is necessary to increase the Existing Levy, which is in excess of ten-mill limitation, an additional four (4) mills for the purpose of providing and maintaining fire apparatus, appliances,

buildings, or sites therefor, or the sources of water supplies and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Ohio Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, at a rate not to exceed four (4) mills for each one dollar (\$1.00) of valuation for a continuing period of time beginning January 1, 2018, which is an increase of the Existing Levy in the amount of four (4) mills.

**SECTION III** The question of the adoption of said tax levy increase shall be submitted to the electors of the Village of Lincoln Heights at the election to be held on November 7, 2017.

**SECTION IV** Pursuant to Ohio Revised Code 5705.25, the form of the ballot to be used at the election shall be as follows:

**PROPOSED INCREASE IN TAX LEVY  
VILLAGE OF LINCOLN HEIGHTS, HAMILTON COUNTY, OHIO**

A majority affirmative vote is  
necessary for passage

An increase of four (4) mills to constitute a tax for the benefit of the Village of Lincoln Heights, Hamilton County, Ohio for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or the sources of water supplies and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Ohio Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company at a rate not exceeding four (4) mills for each one dollar of valuation, which amounts to forty cents (\$.40) for each one hundred dollars of valuation, for a continuous period of time, commencing in 2017, first due in calendar year 2018.

|  |                      |
|--|----------------------|
|  | FOR THE TAX LEVY     |
|  | AGAINST THE TAX LEVY |

**SECTION V** The Clerk is hereby directed to certify a copy of this Resolution to the Board of Elections, not later than four o'clock (4:00) p.m. on the ninetieth (90<sup>th</sup>) day before the date of said election and to notify the Board of Elections to cause notice of the election on the question of levying the tax to be given as required by law.

**SECTION VI** It is found and determined that all formal actions of Council concerning and relating to the adoption of the Resolution were done in an open meeting of Council, and all deliberations of Council and of any of its committees that

resulted in the formal action were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

**SECTION VII** Pursuant to Ohio Revised Code 5705.19, this Resolution goes into effect immediately upon passage, and no publication is necessary other than provided for in the notice of election.

Passed this 24<sup>th</sup> day of July, 2017.

  
\_\_\_\_\_  
Mayor, Village of Lincoln Heights

Attested:

  
\_\_\_\_\_  
Clerk of Council

**RECORD OF VOTES CAST**

|                            | <u>Yes</u> | <u>No</u> | <u>Abstain</u> | <u>Absent</u> |
|----------------------------|------------|-----------|----------------|---------------|
| Mayor Richard Headen       | X          | _____     | _____          | _____         |
| Vice-Mayor Jeannie Stinson | X          | _____     | _____          | _____         |
| Phyllis Baber              | _____      | _____     | _____          | X             |
| Linda Childs-Jeter         | X          | _____     | _____          | _____         |
| Frankie C. Dotson          | X          | _____     | _____          | _____         |
| Kathy A. Goodwin-Williams  | X          | _____     | _____          | _____         |
| Ruby Kinsey-Mumphrey       | X          | _____     | _____          | _____         |

**CERTIFICATION OF PUBLICATION**

I hereby certify that I have published the foregoing legislation beginning on July 24, 2017 in accordance with Section 2.12 of the Charter for the Village of Lincoln Heights, Hamilton County, Ohio, by posting a complete copy of the legislation for at least 14 days after its adoption in 5 conspicuous places in the Village, to wit: 1) Healthcare Connection; 2) Seven Hills Seniors; 3) Friendship Plaza; 4) Centennial Apartments; and 5) Oak Park.

  
\_\_\_\_\_  
Clerk of Council

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