

**RESOLUTION NO. R2013-01**

**AN EMERGENCY RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE**

**WHEREAS**, it is necessary to establish a replacement permanent fire levy to protect the citizens and property of Gallipolis, Ohio, and

**WHEREAS**, the City of Gallipolis requests certification from the Auditor of Gallia County Ohio, pursuant to Section 5705.03(b) of the Ohio Revised Code; and

**WHEREAS**, the City Manager has recommended in writing the passage of this Resolution as an emergency measure as it is necessary for the immediate preservation of the public peace, health, safety and property and in order to provide for the usual operations of the municipal departments and to allow adequate tax collection in a timely manner.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of Gallipolis, State of Ohio:

**SECTION 1:** That the amount of taxes that may be raised by the levy of taxes at the maximum rate authorized by Section 5705.02 of the Revised Code of Ohio on the taxable property in said City will be insufficient to provide an adequate amount for the necessary requirements of said City and a new permanent levy is necessary for the purpose of providing additional funds for current and future expenses, to-wit: To purchase, pay for and maintain fire apparatus, appliances, buildings or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph or the payment of permanent, part-time, or volunteer firemen or fighting companies to operate the same for the fire department of the City of Gallipolis, Ohio, that taxes be levied on the taxable property in said City on a permanent basis, at a rate in excess of such maximum rate authorized by said Section 5705.02 of the Revised Code.

**SECTION 2:** That it is necessary to levy taxes for each year at the rate for each year of two (2) mills on each dollar of the tax valuation of the taxable property within the City of Gallipolis, Ohio, in excess of the rate authorized by said Section 5705.02 of the Revised Code, beginning with tax collections in the year 2014 for the tax year 2013 and this levy shall replace the current permanent 2 mill levy. Pursuant to Ohio Revised Code Section 5705.03(b) the City of Gallipolis, Ohio, hereby requests the County Auditor to certify to the City the amount of monies that would be generated by a 2 mill levy.

**SECTION 3:** That the Clerk, he, and hereby is, directed to certify a copy of this Resolution to the Deputy Supervisors and Inspectors of Elections of Gallia County, Ohio, in order that said Supervisors and Inspectors of Elections may make the necessary arrangements for the submission of such question to the election of said City of Gallipolis, Ohio, as provided by law.

**SECTION 4:** That the City Manager, he, and he is hereby directed to cause notice of such election to be published, as required by law.

**SECTION 5:** This Resolution shall be in full force and effect immediately upon passage as an emergency measure

PASSED: March 26, 2013

ATTEST:

*asst* Michelle K. Tate  
Clerk of the City Commission  
~~Annette M. Landers~~

James Jay Cremeens  
President of the City Commission  
James Jay Cremeens

The foregoing Resolution is hereby approved as to form according to City Charter.

Alan Saltsman  
Gallipolis City Solicitor