

RESOLUTION NO.

R2021-004

Passed Sept. 28, 2021

A RESOLUTION OF NECESSITY FOR SPECIAL ASSESSMENTS FOR THE COST OF STREET LIGHTING, AND DECLARING AN EMERGENCY

WHEREAS, the Village provides street lighting along the streets of the Village; and

WHEREAS, funding is necessary to pay for the costs of providing street lighting along the streets of the Village; and

WHEREAS, the Village seeks to levy a special assessment pursuant to RC §727, *et al* for the funding of the costs of providing street lighting along the streets of the Village.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF RISINGSUN, WOOD COUNTY, OHIO, WITH TWO-THIRDS OF ALL MEMBERS VOTING IN FAVOR THEREOF THAT:

Section 1. The Council finds it necessary for public safety and welfare of the Village to assess the costs and expenses necessary to provide ongoing improvements in the form of installing, repairing, operating, and maintaining street lights in public places in the Village.

Section 2. The Council determines the estimated annual cost of providing ongoing improvements in the form of installing, repairing, operating, and maintaining street lights to be a minimum of nine thousand nine hundred dollars (\$10,900.00) per year. The plans, specifications, profiles, and estimates of cost for the installation, repair, operation and maintenance of street lights are on file with the Clerk of Council and are hereby approved.

Section 3. The Council determines that the statutorily-required minimum contribution of the Village pursuant to RC §727.05 of two percent (2%) of the \$10,900.00 minimum cost to provide ongoing improvements in the form of installing, repairing, operating, and maintaining street lights shall be paid from Village resources other than special assessments.

Section 4. The Council determines the remaining ninety-eight percent (98%) of the \$10,900.00 minimum cost of providing ongoing improvements in the form of installing, repairing, operating, and maintaining street lights shall be assessed upon all property abutting any of the streets of the Village, excepting any such tax-exempt property or property belonging to public utilities.

Section 5. The Council determines the special assessment shall be levied based upon a percentage of the tax value of all property abutting any of the streets of the at an equal rate sufficient to generate the amount of \$10,682.00.

Section 6. The Council determines said special assessment shall be levied in two annual installments per property tax year.

Section 7. The Council determines the method of collection of said special assessment shall be via certification by Village Fiscal Officer to the Wood County Auditor for collection in the same manner as County property taxes upon the property tax duplicates for collection in the subsequent year. The Village Fiscal Officer shall perform the certification of said special assessment each tax year this Resolution of Necessity remains in effect.

Section 8. No notes or bonds shall be issued in anticipation of the collection of said special assessment.

Section 9. Pursuant to RC §727.14(A)(2), Notice of the passage of this Resolution shall be immediately posted upon the Village's website for a period of two (2) weeks from the passage date hereof.

Section 10. The Council finds and determined that all formal actions of this Council relating to the adoption of this resolution have been taken at open meetings of this Council, and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.


Section 11. This Resolution is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the Village of Risingsun, the emergency being the need to certify special assessments to the County Auditor by the September deadline. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

Passed 9-28-2021

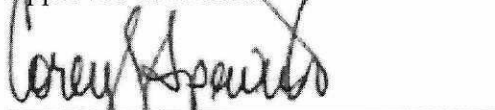
ATTEST:


Village Fiscal Officer


Council President


Mayor

Approved as to form:


Village Solicitor