

RECORD OF PROCEEDINGS

Minutes of

Danbury Township Board of Trustees Special

Meeting

BEAR GRAPHICS 800-325-9094 FORM NO. 10148

Held

August 4, 2016

The Special Meeting of the Danbury Township Board of Trustees held at the Danbury Township Hall building on August 4, 2016, was called to order at 5:15 p.m. by President Charles B. Scott; the pledge of allegiance was recited, with Mr. Scott, Ms. Dianne M. Rozak, and Mr. David M. Hirt.

Also present were Fiscal Officer Shelley J. Seamon, the Ottawa County Auditor Lawrence, and Attorney D.J. Swearingen of Wickens-Herzer-Panza-Cook-Batista lawn firm.

There were no visitors in attendance.

The purpose of the special meeting was for the Board to conduct general business and review, consider, and address the need for improvements to the Township Hall. Review, and consider for approval, a resolution stating that a tax levy is necessary to complete the improvements to the Danbury Township Hall and should be put to a vote before the electorate in the November, 2016 General election. Also review, and consider for approval, a resolution providing the proposed tax levy language to be placed on the November, 2016 General election ballot. Any and all other business related to the renovation and improvement of the Danbury Township Hall may be discussed and considered at the meeting, including any other resolutions put forth related to the improvement and renovation of Township Hall.

The Trustees acknowledged that this was Phase 4 for the Township Hall renovation. Proposed improvements are for floor reinforcement in the hall area, general renovation of the existing meeting room, with new finishes & fixtures to include a new furnace, and general renovation of the 2nd floor. It was noted that the Township already has the downstairs windows, which were purchase during previous renovations in order that all of the windows matched.

Ms. Rozak prompted discussion regarding Mrs. Seamon's concerns with the Zoning Fund and the amount of money that is being spent.

Ms. Rozak question is whether the Township should be looking at putting a levy on the ballot for Zoning because Zoning is a critical part of the Township.

Mr. Hartlaub and Mr. Swearingen both agreed that time had run out to place such a levy on the ballot for this November's General Elections. However it could be placed on the ballot in the March 2017 Primary Election.

A brief discussion was held regarding impact fees.

RESOLUTION 008-2016

A RESOLUTION REQUESTING THE OTTAWA COUNTY AUDITOR TO CERTIFY AMOUNTS OF TAX GENERATED BY PROPOSED ADDITIONAL LEVY

For the purposes of providing additional funds for the purpose of constructing permanent improvements to and further improving the Danbury Township Hall as authorized by Ohio Revised Code Sections 5705.19(F), 511.01, and 511.02

The Board of Township Trustees of Danbury Township, Ottawa County, Ohio met in open Special Session at 5:15 p.m. on the 4th day of August, 2016, at the Danbury Township offices in Danbury Township, Ohio, 5972 East Port Clinton Eastern Road, Marblehead, Ohio 43440, with the following members present: Charles B. Scott; Dianne M. Rozak; David M. Hirt.

Mr. Scott introduced the following Resolution and moved its adoption.

WHEREAS, the amount of taxes which may be raised within the ten (10) mill limitation will be insufficient to provide an adequate amount of revenue for the necessary requirements of Danbury Township, including for the permanent and class of improvements to the Danbury Township Hall; and

WHEREAS, it is necessary to levy an additional tax in excess of the ten (10) mill limitation for the purpose providing additional funds for one (1) year for the tax duplicate year of 2016 for the construction of permanent improvements or class of improvements as authorized by Ohio Revised Code Sections 5705.19(F), 511.01, and 511.02; and

WHEREAS, the specific amount of millage necessary to generate the additional funds needed for such purposes is unknown at the present time due to reappraisal of property with the Township which is occurring or has recently occurred, necessitating that the Ottawa County Auditor be requested to certify separately the amounts which would be generated by a replacement levy at more than a single millage in order that the Board may then determine the millage amount to be placed on the ballot for the electors of the Township; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Danbury Township, Ottawa County, Ohio, the taxing authority in the Township, certifies to Lawrence Hartlaub, Ottawa County Auditor,

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this resolution requesting that he certify to the Board of Trustees of Danbury Township, Ottawa County, Ohio by one certificate, the total current tax valuation of the subdivision, and the dollar amount of revenue that would be generated by the following millage in excess of the ten (10) mill limit for the purposes of providing additional funds for permanent improvements and class of improvements to the Danbury Township Hall as authorized by Sections 5705.19(F), 511.01, and 511.02 of the Ohio Revised Code:

One and 65/100 (1.65) mills

BE IT FURTHER RESOLVED that this Board hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open Special Meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action were taken in meetings open to the public in full compliance with applicable legal requirements including §121.22 of the Revised Code.

BE IT FURTHER RESOLVED that this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Township, and for the further reasons that this Resolution be effective immediately so that it can be timely filed with the County Auditor and any additional proceedings taken in order to submit the question of the levy to the Electors at the November 8, 2016 General Election; wherefore this Resolution shall be in full force and effect immediately upon its adoption and approval by the Clerk Treasurer.

Ms. Rozak seconded the motion; on the role call being called upon the adoption of the foregoing resolution, the vote resulted as follows:

Charles B. Scott	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay
Dianne M. Rozak	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay
David M. Hirt	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay

ADOPTED: August 4, 2016

Fiscal Officer Shelley Seamon presented Resolution 008-2016 to Ottawa County Auditor Lawrence Hartlaub who reviewed the Certificate of Estimated Property Tax Revenue with the Trustees and certified the millage rate for the 1.65 mills, to levy a tax outside the 10-mill limitation for Permanent Improvement purposes pursuant to Revised Code § 5705.19 F, 511.01, and 511.02.

Whereas the millage rate was certified by the County Auditor, the Trustees continued and Resolution 009-2016 was passed.

RESOLUTION 009-2016

A RESOLUTION DECLARING NECESSITY AND TO PROPOSE TO SUBMIT TO THE ELECTORS OF DANBURY TOWNSHIP THE QUESTION OF AN ADDITIONAL TAX LEVY IN EXCESS OF THE 10-MILL LIMITATION AND CERTIFYING THE SAME TO THE BOARD OF ELECTIONS OF OTTAWA COUNTY, OHIO, PURSUANT TO THE REVISED CODE SECTIONS 5705.19(F), 5705.192, 511.01, and 511.02.

The Board of Township Trustees of Danbury Township, Ottawa County, Ohio met in open Special Session at 5:15 p.m. on the 4th day of August, 2016, at the Danbury Township offices in Danbury Township, Ohio, 5972 East Port Clinton Eastern Road, Marblehead, Ohio 43440 with the following members present: Charles B. Scott; Dianne M. Rozak; David M. Hirt

Ms. Rozak introduced the following Resolution and moved its adoption.

WHEREAS, the amount of taxes which may be raised within the ten (10) mill limitation will be insufficient to provide an adequate amount of revenue for the necessary requirements of Danbury Township, including for the permanent improvements to the Danbury Township Hall; and

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NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Danbury Township (at least two-thirds of its members concurring) that this Board hereby determines and declares that the amount of taxes which may be raised within the ten (10) mill limitation will be insufficient to provide an adequate amount for the necessary requirements of Danbury Township for the permanent improvements to the Danbury Township Hall, and that it is necessary to levy a new levy in the amount of one and sixty-five one-hundredths mills (1.65 mills) tax in excess of the ten (10) mill limitation for the purpose of providing additional funds in order to permanently improve the Danbury Township Hall, as authorized by Ohio Revised Code Sections 5705.19(F), 511.01, and 511.02 at a rate not to exceed one and sixty-five one-hundredths mills (1.65 mills) for a one (1) year period commencing tax duplicate year 2016 and first due in calendar year 2017; and

BE IT FURTHER RESOLVED that there shall be submitted to the electors of the Township at the next General Election to be held at the usual voting places of the Township of on the 8th day of November, 2016, the question of levying a new tax, in excess of the ten (10) mill limitation, of one and sixty-five one-hundredths mills (1.65 mills) for each dollar (\$1.00) of valuation, for a one (1) year period commencing in 2017 and first due in calendar year 2017 for the tax duplicate year of 2016, and that this new levy shall be for the purpose of completing permanent improvements to the Danbury Township Hall; and

RESOLVED that the form of the ballots to be used at the General Election shall be as follows:

PROPOSED TAX LEVY (ADDITIONAL)		
A MAJORITY AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE.		
An additional tax of 1.65 mills, for the benefit of Danbury Township for the purpose of renovating and permanently improving the Danbury Township Hall at a rate not exceeding 1.65 mills for each dollar of valuation which amounts to \$0.165 for each one hundred dollars of valuation for one (1) year, commencing tax duplicate year 2016, due in calendar year 2017.		
	_____	FOR THE TAX LEVY
	_____	AGAINST THE TAX LEVY

BE IT FURTHER RESOLVED that the Fiscal Officer of this Board of Township Trustees be, and is, directed immediately to certify a copy of this Resolution to the Ottawa County Board of Elections and to make the necessary arrangements for the submission of this question to the Electors of this Township at the next General Election.

BE IT FURTHER RESOLVED that this Board hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action were taken in meetings open to the public in full compliance with applicable legal requirements including §121.22 of the Revised Code.

BE IT FURTHER RESOLVED that this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Township, and for the further reasons that this Resolution be effective immediately so that it can be timely filed with the County Auditor and any additional proceedings taken in order to submit the question of the levy to the Electors at the November 8, 2016 General Election; wherefore this Resolution shall be in full force and effect immediately upon its adoption and approval by the Fiscal Officer.

Mr. Hirt seconded the motion; on the role call being called upon the adoption of the foregoing resolution, the vote resulted as follows:

Charles B. Scott	X Aye	___ Nay
Dianne M. Rozak	X Aye	___ Nay
David M. Hirt	X Aye	___ Nay

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There being no further business before the Board, Mr. Hirt moved and Ms. Rozak seconded the motion to adjourn at 5:51 p.m. The vote was unanimous and motion carried.

Shelley Seaman

Fiscal Officer

Chris B. St...

Ann...

Dan...

Danbury Township Board of Trustees