

## **RESOLUTION CM-13-10**

### **A RESOLUTION AUTHORIZING AND APPROVING THE SUBMISSION OF AN ALTERNATIVE TAX DOCUMENT FOR THE FISCAL YEAR 2014**

**WHEREAS**, Section 5705.281 of the Ohio Revised Code authorizes and empowers a county budget commission, by an affirmative vote of a majority of its members, including an affirmative vote by the auditor of the county, to waive the requirement that a taxing authority of a subdivision or other taxing unit adopt a tax budget, as is provided under Section 5705.28 of the Ohio revised Code, and require such taxing authority to provide such information as may be required by the commission to perform its duties under Chapter 5705 of the Ohio revised Code, including dividing the rates of each of the subdivision's or taxing unit's tax levies as provided under Section 5705.04 of the Ohio Revised Code; and

**WHEREAS**, pursuant to the terms and provisions of Section 5705.281 of the Ohio Revised Code, the Miami County Budget Commission, by an affirmative vote of a majority of its members, including an affirmative vote by the Auditor of Miami County, Ohio, has authorized and permits the taxing authority of a subdivision or other taxing unit within Miami County, Ohio, to refrain from adopting a tax budget, and has designated the information which the said Budget Commission requires of each taxing authority of a subdivision or other taxing unit to permit the Budget Commission to perform its duties under Chapter 5705 of the Ohio Revised Code; and

**WHEREAS**, it is the desire and intention of the Council of the Municipality of West Milton, Ohio as the taxing authority of West Milton, to elect to refrain from adopting a tax budget for the fiscal year 2014, and, in the alternative, to submit to the Budget Commission the information and documents which it has indicated will be necessary in the absence of such adoption; and

**WHEREAS**, previously by its enactment of Resolution Number CM-13-06 the Council of West Milton, Ohio declared its said desire and intention, and authorized and directed the Chief Fiscal Officer of the Municipality to prepare and to submit to the Miami County Budget Commission such information and documents as are necessary incident to said process and submission, and to take such other actions as may be reasonably necessary incident thereto; and,

**WHEREAS**, the members of the Council have examined such information and documents and approve of the same;

**NOW THEREFORE, BE IT RESOLVED** by the Council of the Municipality of West Milton, Ohio, that:

**SECTION I:** Council does hereby declare that the members of said body have examined the contents of the information and documents which have been prepared by the Chief Fiscal Officer of the Municipality of West Milton for submission to the Miami County Budget Commission under the alternative tax document format provided by Section 5705.281 of the Ohio Revised Code for the fiscal year 2014, and that the Council of the Municipality of West Milton hereby approved the same.

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**SECTION II:** The Council does hereby authorize and direct the Chief Fiscal Officer of the Municipality of West Milton to submit such information and documents to the Miami County Budget Commission, and to take such other actions as may be reasonably necessary incident to said submission.

**SECTION III:** The Council does hereby find and determine that all deliberations and actions related to the foregoing were effected in open and public session and in full compliance with Section 121.22 of the Ohio Revised Code, and otherwise as is provided by law; and

**SECTION IV:** This Resolution shall take full force and effect upon its passage.

Passed this \_\_\_\_\_ day of \_\_\_\_\_ 2013

\_\_\_\_\_  
Michael Coate, II, Mayor

ATTEST:

\_\_\_\_\_  
Linda L. Cantrell, CAP/OM  
Clerk of Council

APPROVED AS TO FORM ONLY:

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Charles H. Sell, II  
Director of Law