

**CITY COUNCIL  
CITY OF BEXLEY, OHIO**

The City Council (the "Council") of the City of Bexley, Ohio (the "City"), met in regular session on \_\_\_\_\_, 2007, at the offices of the Council, with the following members present:

Mr. Lamoke introduced the following resolution and moved its adoption:

RESOLUTION NO. 12 - 07

**RESOLUTION DETERMINING TO PROCEED WITH  
THE ISSUE OF BONDS AND CERTIFYING SAME  
TO THE BOARD OF ELECTIONS, AND  
DECLARING AN EMERGENCY  
(R. C. Section 133.18)**

WHEREAS, the City Council (the "Council") of the City of Bexley, Ohio, (the "City") at its regular meeting on \_\_\_\_\_, 2007, determined that it is necessary to issue bonds in the amount of \$3,000,000 (the "Bonds") for the purpose of constructing, improving, furnishing, and equipping a new police facility with related facilities and site improvements thereto; demolishing and relocating the service facility; and renovating, improving, furnishing, and equipping the existing police facility for meeting access and other law-related and public purposes, and that it is necessary that a direct tax be annually levied on all the taxable property in the City outside of the ten mill limitation to meet the debt charges on the Bonds and any securities issued in anticipation thereof,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bexley, Ohio that:

Section 1. It is necessary to proceed with the issuance of the Bonds in the amount and for the purpose described in the preamble to this Resolution, and to levy, outside of the ten mill limitation provided by law, an annual tax on all the taxable property in the City to pay debt charges on the Bonds and any securities issued in anticipation thereof.

Section 2. The Bonds shall be dated approximately December 1, 2007; shall bear interest at the estimated rate of five per centum (5.00%) per annum; and shall be paid over a number of years not to exceed ~~twenty (20)~~ twenty five (25).

Section 3. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City, on November 6, 2007 (the "Election").

Section 4. The form of the ballot to be used at said Election shall be substantially as follows:

AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE

Shall bonds be issued by the City of Bexley, Ohio for the purpose of constructing, improving, furnishing, and equipping a new police facility with related facilities and site improvements thereto; demolishing and relocating the service facility; and renovating, improving, furnishing, and equipping the existing police facility for meeting access and other law-related and public purposes in the principal amount of \$8,000,000 to be repaid annually over a maximum period of twenty (20) <sup>franchise bonds</sup> years and an annual levy of property taxes be made outside of the ten mill limitation estimated by the County Auditor to average over the repayment period of the bond issue \_\_\_\_\_ (\_\_\_\_) mills for each one dollar of tax valuation which amounts to \_\_\_\_\_ (\_\_\_\_) cents for each one hundred dollars of tax valuation, commencing in 2007, first due in calendar year 2008, to pay the annual debt charges on the bonds, and to pay debt charges on any notes issued in anticipation of those bonds.

	FOR THE BOND ISSUE
	AGAINST THE BOND ISSUE

Section 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 6. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the Board of Elections, Franklin County, Ohio on or before August 23, 2007.

Section 7. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City and its inhabitants for the reason that the proceedings relating to the Bonds must be filed with the Franklin County Board of Elections no later than August 23, 2007 to ensure that the Bonds are placed on the ballot on the Election Date. Therefore, in accordance with Section 25 of the Charter of the City, this Resolution is hereby declared to be an emergency measure and shall therefore be in full force and effect from and immediately upon affirmative vote of at least five (5) of the members of Council.

M\_\_\_\_, \_\_\_\_\_ seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

The resolution was adopted.

1<sup>st</sup> Reading: 6-26, 2007

2<sup>nd</sup> Reading: 7-10, 2007

3<sup>rd</sup> Reading: \_\_\_\_\_, 2007

*Withdrawn by unanimous record vote 7/24/07*

Adopted: \_\_\_\_\_, 2007

Effective: \_\_\_\_\_, 2007

**CITY OF BEXLEY, OHIO**

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney

CERTIFICATE

The undersigned Clerk of the City Council of the City of Bexley, Ohio, hereby certifies that the foregoing is a true copy of an resolution duly adopted by said Council on \_\_\_\_\_, 2007 and that a true copy thereof was certified to the Board of Elections of Franklin County, Ohio on \_\_\_\_\_, 2007.

\_\_\_\_\_  
Clerk of Council  
City of Bexley, Ohio

**RECEIPT OF BOARD OF ELECTIONS**

R.C. Section 133.18

The undersigned, being the Director of Elections of Franklin County, Ohio, does hereby acknowledge receipt on or before the date hereof of the following documents from the City of Bexley, Ohio, (the "City"):

1. A certified copy of an resolution duly adopted by the City Council of the City on \_\_\_\_\_, 2007 declaring the necessity of a bond issue in the amount of \$5,000,000 (the "Bonds") and to submit the same to the electors of the City.

2. A certificate of the County Auditor of Franklin County, Ohio, dated \_\_\_\_\_, 2007 regarding the estimated average annual property tax levy required to pay the debt charges on the Bonds.

3. A certified copy of an resolution duly adopted by the City Council of the City on \_\_\_\_\_, 2007 determining to proceed with the election on the Bonds.

Dated: \_\_\_\_\_, 2007

\_\_\_\_\_  
Director of Elections  
Franklin County, Ohio