

RESOLUTION G2017-61

**RESOLUTION APPROVING A SPECIAL STREET LIGHTING ASSESSMENT FOR
2013, 2014, 2015 and 2016**

WHEREAS, the Board of Trustees of Symmes Township, Hamilton County, Ohio is authorized under Ohio Revised Code §515.11 to assess against the benefitted lots and parcels of land in the district such portion of the costs of furnishing and maintain the lights, for the period of the contract and proceedings in relation thereto, as does not exceed the special benefits resulting from the lighting, shall certify such costs to the auditor; and

WHEREAS, the Board of Trustees of Symmes Township have created multiple lighting districts across the township and have installed lighting for the following districts: Betty Ray, Bluffs, Calumet, Cobblestone, Creekside, Crestfield, Green Oaks A, B and C, Hartland, Hawthorn, Hearthstone, Huttenbauer I and II, Kemperknoll, Kemperwoods, Liberty Hill, Montgomery Point, Montgomery Trace, Morganstrace, Pemmican Run, Paulmeadows I and II, Plantation Pointe 1 and 2, Plumhill, River Oaks, Richland I and II, Sadler Circle, Shadow Glen, Shenandoah, Somerset, Steeplechase, Turnbury A and B, and Walkers Glen I and II; and

WHEREAS, the Board of Trustees contracts with Duke Energy to provide electric to those light poles that were installed in all of the lighting districts and the township is responsible for paying Duke Energy for the electric used; and

WHEREAS, the Symmes Township Board of Trustees will assess property owners one hundred percent (100%) for the expense incurred for the lighting districts in accordance with O.R.C. 515.11; and

WHEREAS, the Board of Trustees have also determined it is necessary to levy special assessments for lighting districts that were not assessed for the following years to be paid back thru assessments over the next two (2) years:

District	2013	2014	2015	2016
Hawthorne Woods	\$279.00	\$279.00	\$279.00	\$279.00
Morganstrace	\$5,304.00	\$5,304.00	\$5,304.00	\$5,304.00
PaulMeadows	\$9,802.00	\$9,802.00	\$9,802.00	\$9,802.00
PaulMeadows II	\$13,494.00	\$13,494.00	\$13,494.00	\$13,494.00
Pemmican Run	\$0.00	\$0.00	\$5,340.00	\$5,340.00
Plantation Pointe I	\$0.00	\$1,160.00	\$1,160.00	\$1,160.00
Plantation Pointe II	\$0.00	\$0.00	\$285.00	\$285.00
Plumhill	\$0.00	\$0.00	\$408.00	\$408.00

Riveroaks	\$0.00	\$0.00	\$5,751.00	\$5,751.00
Sadler Circle	\$0.00	\$0.00	\$639.00	\$639.00
Shenandoah Trace	\$0.00	\$0.00	\$2,720.00	\$2,720.00
Walker Glen I	\$2,172.00	\$2,172.00	\$2,172.00	\$2,172.00
Walker Glen II	\$0.00	\$0.00	\$2,170.00	\$2,170.00

WHEREAS, the current amount of money and projected amount owed (until April 2018) to Duke Energy for the lighting districts established shall be paid from the General Fund in an amount not to exceed \$167,600.00 and then the General Fund will be paid back from the assessments received for Hawthorne Woods, Morganstrace, PaulMeadows, PaulMeadows II, Pemmican Run, Plantation Pointe I, Plantation Pointe II, Plumhill, Riveroaks, Sadler Circle, Shenandoah Trace, Walker Glen I, and Walker Glen II over the next two (2) years; and

WHEREAS, a special assessment of three percent (3%) shall be paid and collected in the same manner as other taxes, as collected by the Hamilton County Auditor’s Office from Symmes Township; and

WHEREAS, said assessments, when collected, shall go into the treasury of said Township and be used by the Trustees thereof only for the said purpose for which they are levied, and are to be collected as provided by Ohio Revised Code §515.11.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Symmes Township, Hamilton County, Ohio:

Section 1. That the Board of Trustees does hereby authorize an additional assessment of all properties (attached) that are located in established lighting districts for 2013, 2014, 2015 and 2016 a total amount of \$167,184.00 (in the following amounts per district) to be paid back over the next two years:

<i>Name</i>	<i>Assess per parcel</i>	<i>Total Assessment</i>
Hawthorne Woods	\$126.00	\$1,134.00
Morganstrace	\$272.00	\$21,216.00
PaulMeadows	\$236.00	\$39,884.00
PaulMeadows II	\$320.00	\$55,360.00
Pemmican Run	\$124.00	\$11,036.00
Plantation Pointe I	\$166.00	\$4,814.00
Plantation Pointe II	\$40.00	\$600.00
Plumhill	\$48.00	\$816.00
Riveroaks	\$168.00	\$11,928.00
Sadler Circle	\$148.00	\$1,332.00
Shenandoah Trace	\$352.00	\$5,632.00
Walker Glen I	\$746.00	\$8,952.00
Walker Glen II	\$320.00	\$4,480.00

Section 2. That the money owed to Duke Energy currently shall be paid from the General Fund in an amount not to exceed \$167,600.00 and the General Fund

shall be paid back with money received in special assessments from Hawthorne Woods, Morganstrace, PaulMeadows, PaulMeadows II, Pemmican Run, Plantation Pointe I, Plantation Pointe II, Plumhill, Riveroaks, Sadler Circle, Shenandoah Trace, Walker Glen I, and Walker Glen II over the next two (2) years.

Section 3. That the Township Administrator is hereby authorized to complete and file the referenced assessments with the County Auditor's Office.

Section 4. This this resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the statue as a Limited Home Rule Township.

Section 5. That it is hereby found and determined that all formal actions of the Board concerning and relating to the passage of this Resolution were taken in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 6. Upon majority vote does hereby dispense with the requirement that this Resolution be read on two separate days and hereby authorizes the adoption of this Resolution upon its first reading.

Section 7. This Resolution shall take effect and be enforced from and after the earliest period allowed by law.

ADOPTED SEPTEMBER 26, 2017 – RESOLUTION G2017-61

Vote Record: Ms. Leis____ Mr. Bryant ____ Mr. Beck ____

BOARD OF TRUSTEES:

Jodie L. Leis, President

Kenneth N. Bryant, Vice-President

Philip J. Beck, Trustee

ATTEST:

Carol A. Sims, Fiscal Officer

APPROVED AS TO FORM:

Kevin McDonough, Law Director