

RESOLUTION NO. 50-89

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Sally D. Beals ON THE
21st DAY OF August, 1989.

A RESOLUTION APPROVING AN ALTERNATIVE METHOD OF APPORTIONING THE UNDIVIDED LOCAL GOVERNMENT REVENUE ASSISTANCE FUNDS OF MONTGOMERY COUNTY, AND REQUESTING THE MONTGOMERY COUNTY BUDGET COMMISSION TO PROVIDE FOR THE APPROVED ALTERNATIVE METHOD OF APPORTIONING SAID FUNDS, AND DECLARING AN EMERGENCY.

WHEREAS, Section 5747.63 of the Ohio Revised Code authorizes the Montgomery County Budget Commission to provide for an alternative method of apportioning the Undivided Local Government Revenue Assistance Fund of Montgomery County upon approval of an alternative method of allocation by the Board of Montgomery County Commissioners, the Dayton City Commission (as the legislative body of the City located wholly or partly in Montgomery County with the largest population), and a majority of the total number of the Boards of Township Trustees and the legislative authorities of municipal authorities (excluding the City of Dayton) which are located wholly or partly in Montgomery County; and

WHEREAS, this Board desires the 1989 Undivided Local Government Revenue Assistance Funds of Montgomery County to be apportioned pursuant to the alternative method of allocation set forth in Section 2 below;

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES, THAT:

SECTION 1. This Council finds and determines that it is necessary, proper, and in the best interest of the City of Centerville to approve the alternative method of apportioning the 1989 Local Government Revenue Assistance Funds of Montgomery County as set forth in Section 2 below, and this Council finds and determines that this alternative method of apportionment is a proper and a fair apportionment of the 1989 Undivided Local Government Revenue Assistance Funds of Montgomery County.

SECTION 2. This Council, pursuant to and in accordance with Section 5747.63 of the Ohio Revised Code, hereby approves the following alternative method of apportionment for the 1989 Undivided Local Government Revenue Assistance Funds of Montgomery County:

<u>Subdivision</u>	<u>Percent of Total</u>
Montgomery County	42.92748
Dayton	34.74794
Montgomery County Park District	1.50637
Washington Twp. Park District	0.03990
Butler	0.41909
Clay	0.16897
German	0.14156
Harrison	0.84962
Jackson	0.11817
Jefferson	0.41993
Madison	0.69176
Mad River	0.91134
Miami	0.82807
Perry	0.16496
Randolph	0.50049
Washington	0.75038
Brookville	0.34965
Carlisle	0.02783
Clayton	0.06900
Farmersville	0.07237
New Lebanon	0.35719
Phillipsburg	0.09134
Riverside	0.11589
Springboro	0
Verona	0.00755
Centerville	1.40873
Englewood	0.73476
Germantown	0.33788
Huber Heights	2.95786
Kettering	3.86375
Miamisburg	1.11075
Moraine	0.05315
Oakwood	0.63862
Trotwood	0.56325
Union	0.34849
Vandalia	0.83768
West Carrollton	0.86823
TOTAL	100.00000

SECTION 3. That this Council approves the repeal of the method of apportionment described in Section 2 above for the 1990 and subsequent years allocations of the Local Government Revenue Assistance Fund. The method of apportionment will be replaced at that time with another alternative formula adopted as provided in Ohio Revised Code Section 5747.63; or, if another alternative method of distribution is not approved before the apportionment of the Undivided Local Government Revenue Assistance Fund must be made by the Montgomery County Budget Commission for 1990 or any future year, such apportionment for 1990 and any future year shall be made as provided in Ohio Revised Code Section 5747.62, as it may hereafter be amended.

SECTION 4. This Council hereby requests, upon the approval of the alternative method of apportionment of the 1989 Local Government Revenue Assistance Funds of Montgomery County set forth in Section 2 above by the Board of Montgomery County Commissioners, the Dayton City Commission, and a majority of the boards of township trustees and legislative authorities of municipal corporations, located wholly or partly within Montgomery County, excluding the Dayton City Commission, that the Montgomery County Budget Commission provide for the alternative method of apportionment of the 1989 Undivided Local Government Revenue Assistance Funds of Montgomery County set forth in Section 2 above.

SECTION 5. The Clerk of Council is hereby directed to immediately forward a certified copy of this Resolution to J. Donald Mottley, Chief Deputy Auditor of Montgomery County, 451 West Third Street, Dayton, Ohio 45422-1027.

SECTION 6. This Council finds and determines 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 that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the Charter of the City of Centerville and with any provisions of general law not superceded by the Charter.

SECTION 7. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reasons that this Resolution is required to be immediately effective in order to permit the apportionment of the 1989 Undivided Local Government Revenue Assistance Fund of Montgomery County pursuant to the alternative method of allocation set forth in Section 2 above; wherefore, this Resolution shall be in full force and effect immediately upon its adoption.

PASSED this 21st day of August,
1989.

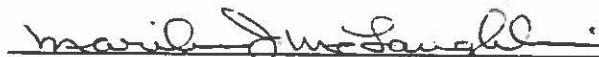

Mayor of the City of Centerville,
Ohio

ATTEST:


Clerk of the Council of the
City of Centerville, Ohio

C E R T I F I C A T E

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance Number 50-89, passed by the majority vote of all members of the Council of the City of Centerville, Ohio, on the 21st day of August, 1989.


Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
charter and constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney