

**CITY COUNCIL  
CITY OF BEXLEY, OHIO**

The City Council (the "Council") of the City of Bexley, Ohio (the "City"), met in regular session on June 26, 2007, at the offices of the Council with the following members present:

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

RESOLUTION NO. 11 - 07

RESOLUTION DECLARING NECESSITY OF BOND  
ISSUE, AND TO SUBMIT THE QUESTION OF  
SUCH ISSUE TO THE ELECTORS, AND  
DECLARING AN EMERGENCY  
(R.C. Section 133.18)

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

Section 1. It is hereby determined to be necessary 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, to issue and sell Six Million Dollars (\$6,000,000) of bonds (the "Bonds") of the City. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. 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 five (25).

Section 2. 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 Date").

Section 3. 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 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. 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 W Wasserburg seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: Mr. Kampke, Mr. McClelland, Mr. Robinson, Mr. Wasserburg, Mr. Weber, and Mr. Mason  
Nays: \_\_\_\_\_

The resolution was adopted.

1<sup>st</sup> Reading: 6-26, 2007 *Three reading rule*  
2<sup>nd</sup> Reading: ~~\_\_\_\_\_~~, 2007 *Suspended*  
3<sup>rd</sup> Reading: ~~\_\_\_\_\_~~, 2007 *Adopted.*

Adopted: 6-26, 2007  
Effective: 6-26, 2007

Attest: *[Signature]*  
Clerk of Council

CITY OF BEXLEY, OHIO

*[Signature]*  
Mayor

Approved as to form:

*James H. Thomas*  
City Attorney

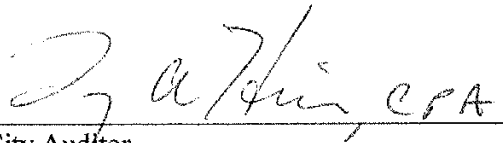
CERTIFICATE OF ESTIMATED LIFE AND MAXIMUM MATURITY

To: The City Council of the  
City of Bexley, Ohio

The undersigned City Auditor of the City of Bexley, Ohio as the fiscal officer of said city,  
hereby certifies as follows:

1. The estimated life of the improvement described as follows exceeds twenty five (25) years:  
  
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.
2. The maximum maturity of the bonds proposed to be issued to pay the cost of such improvements, calculated in accordance with Section 133.20, Ohio Revised Code, is twenty five (25) years.

Dated: June 26, 2007

  
\_\_\_\_\_  
City Auditor  
City of Bexley, Ohio

# Vorys, Sater, Seymour and Pease LLP

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James H. Gross  
Direct Dial (614) 464-6231  
Facsimile (614) 719-4740  
E-Mail: jhgross@vsssp.com

RECEIVED

June 28, 2007

JUN 28 2007

JOSEPH W. TESTA  
FRANKLIN COUNTY AUDITOR

## VIA COURIER

Ms. Judy Williamson  
Office of the Auditor of  
Franklin County, Ohio  
373 South High Street  
Columbus, Ohio 43215


Re: City of Bexley, Ohio

Dear Judy:

Enclosed is a copy of Resolution No. 11-07 adopted by Bexley City Council on June 26, 2007 and certified by the Clerk of Council with respect to a possible tax levy to repay bonds in the principal amount of \$6,000,000 with a maximum of 25 years for the public purposes specified in the resolution. I have also enclosed for your information a copy of the Certificate of Estimated Life and Maximum Maturity delivered to City Council by the Bexley City Auditor.

We are requesting certification of the total tax valuation and the estimated property tax levy required to retire the bonds. Please call me at 464-6231 when the certification is ready, and I will have it picked up by messenger. Council would like to be able to act on this matter at a regular meeting on July 10, 2007. Thank you for your prompt attention to this request.

Very truly yours,

  
James H. Gross  
Bexley City Attorney

JHG/jab

Enclosures

cc: Larry Heiser, City Auditor  
Sara Ruben

**CITY COUNCIL  
CITY OF BEXLEY, OHIO**

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

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RESOLUTION DECLARING NECESSITY OF BOND  
ISSUE, AND TO SUBMIT THE QUESTION OF  
SUCH ISSUE TO THE ELECTORS, AND  
DECLARING AN EMERGENCY  
(R.C. Section 133.18)

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Section 2. 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 Date").

Section 3. 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 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. 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.

Mr. Wasserburg seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: Mr. Kampke, Mr. McClelland, Mr. Rokyan, Mr. Wasserburg, Mr. Weber, and Mr. Masser  
Nays: \_\_\_\_\_

The resolution was adopted.

1<sup>st</sup> Reading: 6-26, 2007 Three reading rule  
2<sup>nd</sup> Reading: 6-26, 2007 Suspended & Adopted.  
3<sup>rd</sup> Reading: 6-26, 2007

Adopted: 6-26, 2007  
Effective: 6-26, 2007

Attest: [Signature]  
Clerk of Council

CITY OF BEXLEY, OHIO

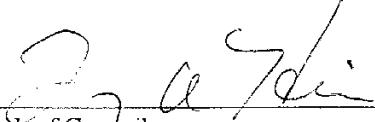
[Signature]  
Mayor

Approved as to form:

James H. Gross  
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 6.26, 2007 and that a true copy thereof was certified to the County Auditor of Franklin County, Ohio on 6.26, 2007.

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

**Certificate of Estimated Average Annual Property Tax Levy  
for Bonds of Subdivisions of the State**

The county auditor of Franklin County, Ohio, does hereby certify the following:

1. On June 26, 2007, the taxing authority of the City of Bexley certified a copy of its Resolution No. 11-07 adopted on June 26, 2007, declaring the necessity of issuing bonds in the aggregate principal amount of \$6,000,000, and levying a tax outside the 10-mill limitation for the purposes set forth in that resolution to be placed on the ballot at the November 6, 2007, election.
2. The estimated average annual property tax levy required throughout the stated maximum maturity of the bonds to pay the interest on the bonds and retire the principal over 25 years is calculated to be \_\_\_\_\_ ( . ) mills for each one dollar of tax valuation, which is \_\_\_\_\_ cents (\$ \_\_\_\_\_) for each \$100 of tax valuation.
3. The total tax valuation of the subdivision used in calculating the average annual property tax levy is \$ \_\_\_\_\_.

\_\_\_\_\_  
Auditor's signature

\_\_\_\_\_  
Date

**Instructions**

1. "Total tax valuation" should include the taxable value of all real property and certain public utility personal property in the subdivision. Because of the rapid phase-out of the tangible personal property tax, including certain public utility personal property, and the long term of a bond issue, the taxable value of such property should not be included in "total tax valuation." See Bulletin 8 for a more detailed explanation of the exclusions from tax valuation and how to obtain them. If the subdivision is located in more than one county, the home county auditor (where the greatest taxable value of the subdivision is located) shall obtain the assistance of the other county auditors to establish the total tax valuation of the subdivision.
2. For purposes of this certification, "subdivision" includes any agency, board, commission or other authority authorized to request a taxing authority to submit a tax levy on its behalf.
3. In calculating the estimated average annual property tax levy, the auditor shall assume that the bonds are issued in one series bearing interest and maturing in equal principal amounts in each year over the maximum maturity of the bonds, and that the subdivision's tax valuation for the **current year** remains the same throughout that period. If the tax valuation for the current year (the year in which you are making this certification) is not yet determined, the auditor shall estimate that valuation. In other words, the total tax valuation used for this purpose may differ from the tax valuations on the tax lists that were most recently certified for collection.
4. For purposes of this certification, we suggest you round the millage to the nearest tenth (0.1) of a mill. This ensures that whole cents will be presented here and on the ballot.
5. Please file this certificate with the subdivision as soon as possible, so the taxing authority can pass a resolution to proceed not later than 75 days before the election.




CERTIFICATE OF ESTIMATED LIFE AND MAXIMUM MATURITY

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City of Bexley, Ohio

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2. The maximum maturity of the bonds proposed to be issued to pay the cost of such improvements, calculated in accordance with Section 133.20, Ohio Revised Code, is twenty five (25) years.

Dated: June 26, 2007

  
\_\_\_\_\_  
City Auditor  
City of Bexley, Ohio