

VILLAGE COUNCIL OF WAKEMAN, OHIO
RESOLUTION NO.: 2021-R-5

JOINT AMBULANCE DISTRICT
RESOLUTION OF WITHDRAWAL
RC 505.71

A RESOLUTION ORDERING WITHDRAWAL OF THE VILLAGE OF WAKEMAN, OHIO FROM THE VERMILION RIVER JOINT AMBULANCE DISTRICT (VRAD) PURSUANT TO SECTION 505.71 OF THE OHIO REVISED CODE

WHEREAS, the Village of Wakeman, Ohio adopted Resolution No.: 1996-R-5 in Support of Forming a Joint Ambulance District adopted August 12, 1996; and

WHEREAS, the Village of Wakeman, Ohio adopted Resolution 1996-R-12 in favor of forming a joint ambulance district and "...*meant to be the authorizing document for the formation of such a district*"; adopted November 14, 1996; and

WHEREAS, Section 505.71 of the Ohio Revised Code provides that:

Any municipal corporation may withdraw from a district by the adoption of a resolution ordering withdrawal.

WHEREAS, Section 505.71 of the Ohio Revised Code further provides as follows:

On or after the first day of January of the year following the adoption of the resolution of withdrawal, the municipal corporation or township withdrawing ceases to be a part of the district, and the power of the district to levy a tax upon taxable property in the withdrawing township or municipal corporation terminates, except that the district shall continue to levy and collect taxes for the payment of indebtedness within the territory of the district as it was comprised at the time the indebtedness was incurred.

Upon the withdrawal of any township or municipal corporation from a district, the county auditor shall ascertain, apportion, and order a division of the funds on hand, moneys and taxes in the process of collection, except for taxes levied for the payment of indebtedness, credits, and real and personal property, either in money or in kind, on the basis of the valuation of the respective tax duplicates of the withdrawing municipal corporation or township and the remaining territory of the district.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WAKEMAN, STATE OF OHIO: (RC 731.18)

SECTION 1. WITHDRAWAL. That pursuant to Section 505.71 of the Ohio Revised Code, the Village of Wakeman, Ohio hereby ORDERS the withdrawal of the Village from the Vermilion River Joint Ambulance District (VRAD).

SECTION 2. COUNTY AUDITOR. That upon passage the Fiscal Officer / Council Clerk is hereby instructed to forward a copy of this RESOLUTION to the County Auditor to ascertain, apportion, and order a division of the funds on hand, moneys and taxes in the process of collection, except for taxes levied for the payment of indebtedness, credits, and real and personal property, either in money or in kind, on the basis of the valuation of the respective tax duplicates of the withdrawing municipal corporation and the remaining territory of the district pursuant to RC 505.71.

SECTION 3. BOARD OF TRUSTEES. That upon passage the Fiscal Officer / Council Clerk is further instructed to forward a copy of this RESOLUTION to Vermilion River Joint Ambulance District (VRAD) Board of Trustees and the representative appointed by the Village of Wakeman legislative authority.

SECTION 4. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this _____ day of _____, 2021.

AUTHENTICATION and ATTESTATION

(RC 731.20)

We hereby attest and affirm that the foregoing Ordinance/Resolution received the necessary affirmative roll call votes required for passage by R.C. 731.17.

MAYOR

FISCAL OFFICER

Vote on the passage was taken by yeas and nays and entered upon the journal as follows R.C. 731.17(A)(3):

YEAS: _____ NAYS: _____ ABSTAIN: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

(may be dispensed by a vote of at least three-fourths of members. R.C.731.17(A)(2))

(may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))

APPROVED AS TO FORM:

VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF POSTING

(RC 731.25)

I hereby certify that pursuant to R.C. 731.25, a succinct summary of the above legislation was posted in not less than five of the most public places in the municipal corporation as determined by the legislative authority [see Wakeman Code 123.01] for a period of not less than fifteen days prior to the effective date at the following locations:

1)Wakeman Public Library, 18 East Abbott Street; and 2) Electronically online at official Village website.; and 3)

Wakeman Post Office, 17 West Main St.; and 4) Village of Wakeman Municipal Building, 59 Hyde Street; and 5) Mickey Mart, 52 West Main Street.

FISCAL OFFICER

TABLED