

Village of Mantua, Ohio
RESOLUTION 2020-57

A RESOLUTION AUTHORIZING THE PORTAGE COUNTY AUDITOR'S OFFICE TO DISBURSE DELINQUENT WATER AND SEWER ASSESSMENTS COLLECTED VIA REAL PROPERTY TAX PAYMENTS TO PORTAGE COUNTY WATER RESOURCES AND DECLARING AN EMERGENCY.

WHEREAS, Mantua Codified Ordinances Section 941.21(g)(1) and Ohio Revised Code Sections 735.273, 735.29(A) and 729.49 authorize the creation of a lien and certification of delinquent water and sewer charges to the Office of the County Auditor for placement on the tax duplicate relating to the property where such charges were incurred; and

WHEREAS, pursuant to Resolutions 2020-38, 2018-38, 2015-32 and 2014-37, the Village of Mantua has certified such delinquent charges to the County Auditor for collection; and

WHEREAS, Pursuant to Ordinances 2019-49 and 2020-54, the Village of Mantua will be transferring its Water and Wastewater Utilities to Portage County, including all financial obligations and outstanding balances owed to the Village Systems; and

WHEREAS, as these delinquent water and sewer assessments constitute obligations owed to the Village, they must be included in the transfer of assets to Portage County; and

WHEREAS, the Portage County Auditor's Office requires legislative authorization from this Council to modify the entity to whom these collected assessments are paid.

NOW THEREFORE BE IT RESOLVED by the Council of the Village of Mantua, two thirds or more of the members elected thereto concurring, that:

SECTION 1. Beginning January 5, 2021, the Portage County Auditor is hereby authorized to pay, to the Portage County Water Resources Department, any and all delinquent water and sewer charges collected via real property assessment, which have been previously certified to her office pursuant to Village of Mantua Resolutions 2020-38, 2018-38, 2015-32 and 2014-37.

SECTION 2. The Clerk of the Village of Mantua is hereby authorized and directed to forward a certified copy of this Resolution to the office of the Portage County Auditor at the earliest time possible.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were adopted in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

SECTION 4. This Resolution is hereby declared to be an emergency measure in order that the Portage County Auditor may properly disburse assessed water and sewer charges beginning January 5, 2021, wherefore, this Resolution shall be in full force and effect immediately upon its proper passage by Council.

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PASSED IN COUNCIL this 15th day of December, 2020.

ATTEST:

Linda Clark, Mayor

Jenny August, Clerk-Treasurer

I hereby certify that the above Resolution was posted at the five (5) public notice locations in the Village of Mantua, Ohio on the _____ day of December, 2020.

Jenny August, Clerk-Treasurer

Approved as to Legal Form

Michele Stuck, Solicitor