

**RESOLUTION NO. 2025-16
VILLAGE OF BUCKEYE LAKE
SECOND READING**

A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF THE VILLAGE OF BUCKEYE LAKE AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF BUCKEYE LAKE PROPOSING TO AMEND ARTICLE 8.03 LIMITATION ON TAXATION AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Buckeye Lake, Ohio, is organized under the laws of the State of Ohio and Home Rule of the Ohio Constitution, pursuant to the Village Charter; and

WHEREAS, Charter Section 2.01 grants the Village “all powers, general or special, governmental or proprietary, express or implied, that may now or hereafter lawfully be possessed or exercised by Municipal Corporations under the Constitution and the laws of the State of Ohio”; and

WHEREAS, Section 9, Article XVIII of the Ohio Constitution permits amendments to the Charter to be submitted to the electors of a municipality by a two-thirds (2/3) vote of the legislative authority; and

WHEREAS, as required by Section 9, Article XVIII of the Ohio Constitution all amendments to the Charter must be approved by the electorate of the municipality; and

WHEREAS, the Village is currently funded through multiple operating and safety-related income tax levies; and

WHEREAS, in October 2025 the Ohio House of Representatives passed HB 186 and HB 335 affecting property tax levies and millage, and there is currently pending other bills, including HB 309 and HB 129, aimed to provide property tax levy relief to property owners; and

WHEREAS, should these bills be passed the General Assembly and signed into law by the Governor, the Village’s operating and safety funding may be severely affected resulting in reduction or elimination of services and personnel, including essential safety services; and

WHEREAS, Charter 8.03 requires all tax matters be submitted to the electorate while the Ohio Constitution permits a limited income tax be authorized by a municipality’s legislative authority;

WHEREAS, the Village has determined that it is in the best interests of the Village to submit a Charter change to the electorate amending the Charter income tax provisions to be consistent with the Ohio Revised Code 718.04(C)(2);

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Buckeye Lake, at least a majority of its members concurring:

SECTION 1: There be submitted to the electors of the Village of Buckeye Lake at the next primary election, May 5, 2026, at the regular place or places and hours of voting in the Village, as established by the Licking County and Fairfield County Boards of Election, the proposed amendment to the Charter of the Village of Buckeye Lake, as amended in Exhibit A.

SECTION 2: The form of ballot to be given at the election on the question of this municipal Charter amendment shall be substantially as follows:

A MAJORITY AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE:

"Shall the Charter of the Village of Buckeye Lake Article 8.03 be amended?"

For the Amendment _____

Against the Amendment _____

SECTION 3: Revised Code 3505.06 requires that when condensed text is used on a ballot question, issue, or amendment, the full text of the proposed question, issue, or amendment, together with the percentage of affirmative votes necessary for passage, shall be posted in each polling place, the attached Exhibit A shall be used as the full text of the proposed ballot item at each polling place.

SECTION 4: The Clerk of Council is hereby directed and authorized to give notice of the proposed Charter amendment as required by law. Specifically, pursuant to Revised Code 731.211, the Clerk shall "mail a copy of the proposed charter amendment to each elector whose name appears upon the poll or registration books of the last regular or general election held" in the Village and such mailing shall occur not less than thirty (30) days prior to the election.

SECTION 5: The Clerk of Council is hereby authorized and directed to certify a copy of this Resolution immediately after its effective date and prior to February 4, 2026, to the Board of Elections of Licking and Fairfield Counties, Ohio for the purpose of having the question set forth in Section 2, above, placed on the ballot in order to submit the proposed Charter amendment to the electors of the Village of Buckeye Lake, Ohio, at the election to be held on May 5, 2026.

SECTION 6: That upon passage of this amendment to the Village of Buckeye Lake Charter by a majority of the electors, Article 8.03 as presently read shall be repealed and replaced by the provisions as set forth in Section 1.

SECTION 7: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of R.C. §121.22.

SECTION 8: For the reasons noted in the preamble and deadlines imposed for the placement of issues on the May 2026 ballot, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, or welfare of the citizens of Buckeye Lake and therefore, this Resolution shall become effective upon its passage by Council.

PASSED this _____ day of _____, 2025.

Attest:

Council Clerk, Samantha Torres

Council President, John Lemmon

Date Filed with Mayor _____

Mayor, Linda Goodman

Date Approved by Mayor _____