



Special Meeting of the Board of Trustees - December 3

December 3, 2019

- 1. Opening of Meeting**
- 2. Pledge of Allegiance 7:00 PM**
- 3. Meditation (Moment of Silence)**
- 4. Public Hearing**
 - a. For a Public Hearing to consider \$5 Permissive License Fee per ORC 4504.181
- 5. Adjournment**

COLERAIN

PUBLIC HEARING

Department: Administration

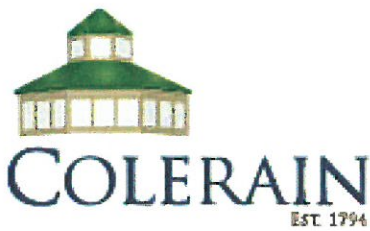
Department Head:

For a Public Hearing to consider \$5 Permissive License Fee per ORC 4504.181

Recommend holding a public hearing to consider a \$5 Permissive Motor Vehicle License Fee.

Rationale:

See attached memorandum and draft resolution for additional details.



MEMORANDUM

To: Board of Trustees

CC: Jeff Weckbach, Assistant Township Administrator
Heather Harlow, Fiscal Officer

From: Geoff Milz, Township Administrator 

Subject: Five Dollar Permissive License Fee

Date: October 9, 2019

BACKGROUND

This past summer, the state of Ohio adopted HB 62, which was effective on July 3, 2019. This statute was a part of the state biannual budget and amended the ORC as it relates to a Township's authority for an additional permissive auto license fee. Under this bill, ORC 4504.18 was created which permits all Townships to raise an additional five-dollar permissive auto license fee. This is paid by all Township residents annual basis when they renew their tags for their vehicles.

The procedure for this additional fee, is outlined in the ORC and is the same as all previously adopted permissive license fees. A resolution must be adopted by the Trustees after two separate public hearings. These public hearings are required to take place within ten days of each other, therefore, this will require a special meeting of the Board of Trustees in order to adopt the resolution.

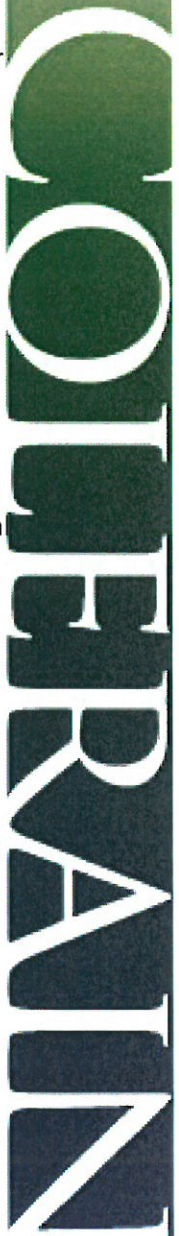
Prior memorandums to the Board outlined the Township's overall need for road funding. In general, these documents focused on pavement repairs only and did not include other items, such as the need for stormwater infrastructure improvements to address flooding in problem areas of the Township. These pressures will continue to exist and will likely grow overtime, if we are unable to secure additional funding. It is possible that our existing road program could be diminished in future years to address some of the stormwater needs throughout the Township.

High level takeaways from these documents include:

- Our current average Pavement Condition Index (PCI) score is 59.5
- If we want our PCI to be the same (or close at 55.46) in 30 years we would need to spend \$4M per year on resurfacing.
- In 30 years, our current rate of expenditure (\$1.25M) will result in an average road condition of "serious" or an average PCI score of 18.75 with many roads in the category of "failed".

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Trustees: Greg Insko, Raj Rajagopal, Daniel Unger
Fiscal Officer: Heather E. Harlow
Administrator: Geoff Milz



The Township should take a hard look at every opportunity to ensure that our road network is properly maintained into the future. The passage of the Permissive License Fee would put us one step closer to being able to provide this basic service for our residents.

ANALYSIS

In 2018, the Township had a total of 65,169 registered vehicles. An additional \$5 license fee would generate roughly \$325,845. Given the time lag associated with implementing this fee, the earliest that this revenue could be collected by the Township is 2021 (paid by motorists in 2020). Roughly speaking, this revenue would allow the Township to pave an additional 0.4-0.5 miles of road each year.

From conversations with other local Township Administrators, it appears that most of our peer Townships are looking at implementing this fee.

RECOMMENDATION

There is an overall lack of other existing opportunities to increase the budget for roadway improvements, the Township should strongly consider implementing this fee. The state has continued to provide local jurisdictions with small revenue enhancement opportunities as an offset to direct state revenue in order to provide communities with more local control. It is unlikely that the state or another entity will provide funding for our roadways, so the Township needs to consider all available options.

This fee adoption process has been structured to coincide with the adoption of the 2020 Budget. This will allow the Township to properly include the increase into the five year forecast that will be brought forward at the December 10th, 2020 meeting.

As a reminder, a resolution for the \$5 permissive motor vehicle license fee must be filed with the Bureau of Motor Vehicles by July 1 of the year preceding collection.

TIMELINE

Action	Date	Deadline
Motion Directing Staff to Notice Public Hearing	10/22/2019	
BOT 1st notice of 1st public hearing	11/12/2019	At least 10 but not more than 30 days from hearing
BOT 1st notice of 2nd public hearing	11/19/2019	At least 10 but not more than 30 days from hearing
BOT 2nd notice of 1st public hearing	11/26/2019	Exactly 1 week after first notice
First Public Hearing	12/3/2019	
BOT 2nd notice of 2nd public hearing	12/3/2019	Exactly 1 week after first notice
Second Public Hearing	12/10/2019	Within 3-10 days of 1st Hearing
Approval Date	12/10/2019	
Effective Date	1/11/2020	30 days after approval and prior to July 1, 2020 deadline
First Collection Date	7/1/2021	One year delay in collection

The Board of Trustees of Colerain Township, County of Hamilton, Ohio, State of Ohio, met in regular session at ____ p.m., on the tenth day of December, 2019, at the Colerain Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the following members present:

Greg Insko, Raj Rajagopal, Dan Unger

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

RESOLUTION NO.: _____-19

**RESOLUTION TO ENACT A TOWNSHIP ANNUAL LICENCE TAX
FOR THE OPERATION OF MOTOR VEHICLES
PURSUANT TO OHIO REVISED CODE 4504.181**

WHEREAS: The Colerain Township Board of Trustees recognize the importance of maintaining township roads and the cost of road maintenance within the township is increasing; and

WHEREAS: Ohio Revised Code 4504.181, effective July 3, 2019, allows the Board of Trustees, by resolution, to levy an annual license tax upon the operation of motor vehicles on the public roads and highways in the unincorporated territory of the township for any authorized purpose under Ohio Revised Code 4504.181(A)(2), which includes paying for construction, reconstruction, improvement, maintenance, and repair of township roads, bridges, and culverts; and

WHEREAS: A tax levied under Ohio Revised Code 4504.181 is in addition to the tax levied by sections 4503.02 and 4503.07 of the Revised Code and any other tax levied under this chapter; and

WHEREAS: A tax levied under Ohio Revised Code 4504.181 shall be at the rate of five dollars per motor vehicle on all motor vehicles the district of registration of which is located in the unincorporated area of the township levying the tax; and

WHEREAS: As required under Ohio Revised Code 4504.181, public notifications were published in the *Northwest Press* announcing two public hearings which were held on December 3, 2019, and on December 10, 2019, to provide information and accept comments about a proposed \$5.00 annual license tax.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Colerain Township, Hamilton County, Ohio, as follows:

1. That Colerain Township will enact a \$5.00 annual license tax upon the operation of motor vehicles which will take effect thirty (30) days after the adoption of this Resolution, as the earliest date allowed by law.
2. That it is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal

action were taken in meetings open to the public, in compliance with all legal requirements including §121.22 of the Ohio Revised Code.

3. That the Board by a majority vote hereby dispenses with the requirement that this Resolution be read on two separate days and hereby authorizes the adoption of the Resolution upon its first reading.
4. That this Resolution shall be effective at the earliest date allowed by law.

Mr. _____ seconded the Resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

Vote Record: Greg Insko _____, Raj Rajagopal _____, Dan Unger _____

ADOPTED this tenth day of December, 2019.

BOARD OF TRUSTEES:

Greg Insko, Trustee

Raj Rajagopal, Trustee

Dan Unger, Trustee

ATTEST:

Heather E. Harlow,
Fiscal Officer

Resolution prepared by and approved as to form:

Lawrence E. Barbieri (0027106)
Colerain Township Law Director

AUTHENTICATION

This is to certify that this Resolution was duly passed and filed with the Colerain Township Fiscal Officer this tenth day of December, 2019.

Heather E. Harlow,
Colerain Township Fiscal Officer