

## RESOLUTION 11-20

### Appealing Maximum Levy

**WHEREAS**, the City of Westfield's Comprehensive Financial Plan has projected revenue and expenditures for the next five years;

**WHEREAS**, the Comprehensive Financial Plan has identified a need for a consistent source of revenue in order to have a sustainable budget to provide services such as public safety, planning, economic development and infrastructure improvements and repair;

**WHEREAS**, in past years, the City of Westfield has appealed the maximum levy to address the needs of the community;

**WHEREAS**, the City of Westfield can appeal the 2012 maximum levy due to a property tax shortfall occurring as a result of annexation;

**WHEREAS**, the City of Westfield has a three-year growth factor higher than the statewide growth factor;

**WHEREAS**, the total amount of the shortfall is estimated to be \$1,000,000 (see attached);

**WHEREAS**, the City has been required to borrow \$1,000,000 for payable 2009 and approved a borrowing of \$5,500,000 for payable 2010 and payable 2011;

**WHEREAS**, the Council will need to sign the State form titled "Petition to Appeal for an Increase to the Maximum Levy", in addition to this Council Resolution;

Now, therefore, the Westfield City Council hereby resolves to proceed with a petition for an excess levy to the Department of Local Government Finance to increase the maximum levy.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

ALL OF WHICH IS RESOLVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2011.

WESTFIELD CITY COUNCIL

<u>Voting For</u>	<u>Voting Against</u>	<u>Abstain</u>
_____ John Dippel	_____ John Dippel	_____ John Dippel
_____ Steven Hoover	_____ Steven Hoover	_____ Steven Hoover
_____ Robert L. Horkay	_____ Robert L. Horkay	_____ Robert L.Horkay
_____ Kenneth Kingshill	_____ Kenneth Kingshill	_____ Kenneth Kingshill
_____ Robert J. Smith	_____ Robert J. Smith	_____ Robert J. Smith
_____ Thomas Smith	_____ Thomas Smith	_____ Thomas Smith
_____ Robert W. Stokes	_____ Robert W. Stokes	_____ Robert W. Stokes

ATTEST:

\_\_\_\_\_  
Cindy J. Gossard, Clerk Treasurer

I hereby certify that RESOLUTION 11-20 was delivered to the Mayor of Westfield  
on the \_\_\_\_\_ day of \_\_\_\_\_, 2011, at \_\_\_\_\_ m.

\_\_\_\_\_  
Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE RESOLUTION 11-20    I hereby VETO RESOLUTION 11-20

this \_\_\_\_\_ day of \_\_\_\_\_, 2011.    this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
J. Andrew Cook, Mayor

\_\_\_\_\_  
J. Andrew Cook, Mayor

ATTEST:

\_\_\_\_\_  
Cindy J. Gossard, Clerk Treasurer

This document prepared by  
Brian J. Zaiger, Esq.  
KRIEG DEVAULT, LLP  
(317) 238-6266