

IN THE COUNTY COMMISSION OF WAYNE COUNTY, WEST VIRGINIA

ORDER

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At a regular session of the County Commission of Wayne County, West Virginia, held at the Courthouse thereof, on the 20<sup>TH</sup> day of July, 2020 the following order was made and entered:

ORDER FOR SUBMISSION OF EXCESS LEVY ELECTION BY THE  
COUNTY COMMISSION OF WAYNE COUNTY, WEST VIRGINIA

Whereas: The County Commission of Wayne County, West Virginia, being of the opinion that the maximum levies for current expenses authorized by Article 8, Chapter 11, of the Code of West Virginia, as last amended, will not provide sufficient funds for the payment of current expenses of the County Commission of Wayne County, West Virginia, including expenditures for the purposes hereinafter set forth and that an election should be held to increase such levies under the provisions of Section 16, Article 8, Chapter 11 of the Code, as amended, as provided by law, it is hereby ordained and ordered:

1. That the purpose for which additional funds are needed is to provide additional funds for the following:

- A. FIRE DEPARTMENTS
- B. LIBRARIES
- C. WAYNE COUNTY HEALTH DEPARTMENT

2. The amounts considered necessary for each of the above purposes for each fiscal year and the total for four years after an allowance for uncollected taxes and shrinkage is as follows:

|    | <u>PURPOSE</u>                 | <u>PER YEAR</u> | <u>TOTAL 4 YEARS</u> |
|----|--------------------------------|-----------------|----------------------|
| A. | FIRE DEPARTMENTS               | <u>326,999</u>  | <u>\$ 1,307,996</u>  |
| B. | LIBRARIES                      | <u>80,565</u>   | <u>322,260</u>       |
| C. | WAYNE COUNTY HEALTH DEPARTMENT | <u>66,348</u>   | <u>265,392</u>       |
|    | <b>TOTALS</b>                  | 473,912         | \$ 1,895,648         |

A portion of the revenue actually raised may be used to defer the cost of the levy election, provided that the amounts to be used to defer election costs shall not decrease revenues stated in this Order for the respective purposes.

3. That the separate and aggregate assessed valuations of each class of taxable property within Wayne County, West Virginia, is as follows:

|           |                 |
|-----------|-----------------|
| Class I   | \$ 0            |
| Class II  | \$ 564,673,056  |
| Class III | \$ 604,053,631  |
| Class IV  | \$ 160,600,609  |
| Aggregate | \$1,329,327,296 |

4. That the proposed additional rate of levy in cents per \$100 assessed value on each class of property for the fiscal years beginning July 1, 2021, July 1, 2022, July 1, 2023, July 1, 2024 will not exceed the following:

|           |                   |
|-----------|-------------------|
| Class I   | <u>1.23 cents</u> |
| Class II  | <u>2.46 cents</u> |
| Class III | <u>4.92 cents</u> |
| Class IV  | <u>4.92 cents</u> |

5. That the proposed number of years by which the additional levy shall apply are the fiscal years beginning July 1, 2021, July 1, 2022, July 1, 2023, July 1, 2024 which will not exceed five fiscal years.

6. That the County Commission of Wayne County, West Virginia, will not issue bonds upon approval of the proposed increased levy.

7. That the question of the additional levy shall be submitted to a vote at a General Election, to be held on November 3, 2020.

8. That notice calling such election shall be given by publication of the notice attached hereto as Exhibit A, as a *Class II-0* legal advertisement, once a week for two successive weeks in the publication area for Wayne County, West Virginia. Furthermore, such notice shall be published within 14 consecutive days next preceding, the Election scheduled for November 3, 2020, by the Clerk of the County Commission of Wayne County, West Virginia.

9. All provisions of law concerning General and Special Elections shall apply so far as they are practical.

10. That the ballot to be used at the election shall be in the form as follows:

SPECIAL ELECTION TO AUTHORIZE ADDITIONAL LEVIES FOR THE FISCAL YEARS BEGINNING July 1, 2021, July 1, 2022, July 1, 2023, July 1, 2024 FOR THE PURPOSE OF PROVIDING ADDITIONAL FUNDS FOR THE PAYMENT OF CURRENT EXPENSES ACCORDING TO THE ORDER OF THE COUNTY COMMISSION OF WAYNE COUNTY, WEST VIRGINIA ENTERED ON THE 20<sup>TH</sup> day of July, 2020.

A. General Election to authorize additional levies for the fiscal years beginning July 1, 2021, July 1, 2022, July 1, 2023, July 1, 2024, to provide additional funds for: Fire Departments, Libraries and Wayne County Health Department, is to be held according to the Order of the County Commission of Wayne County, West Virginia, entered on the 20<sup>TH</sup> day of July, 2020.

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The additional levy on Class I, Class II, Class III and Class IV property is listed respectively following the purpose for which it is intended and is as follows:

Fire Departments -- .85, 1.70, 3.40, 3.40 cents per \$100 assessed valuation

Libraries -- .21, .42, .84, .84 cents per \$100 assessed valuation

Wayne County

Health Department -- .17, .34, .68, .68 cents per \$100 assessed valuation

B. Instructions: Those favoring the additional levies shall vote "For The Levy".  
Those against the levies shall vote "Against The Levy".

FIRE DEPARTMENTS

( ) FOR  
( ) AGAINST

LIBRARIES

( ) FOR  
( ) AGAINST

WAYNE COUNTY HEALTH DEPARTMENT

( ) FOR  
( ) AGAINST

IT IS FURTHER ORDERED that in accordance with West Virginia Code, Chapter 11, Article 8, Section 17, the County Commission of Wayne County, do, and it does hereby, appoint the election officers as may hereafter be appointed and be qualified to serve at the General Election to be held on November 3, 2020, as the election officers to conduct the additional levy election.

IT IS FURTHER ORDERED that the Clerk of this Commission do cause the proper question to be prepared for the General Election to be held on November 3, 2020, to cause a ballot to be prepared for such question, and to take such other action as may be necessary.

IT IS FURTHER ORDERED that a copy of this Order be delivered to the Clerk of the County Commission of Wayne County, West Virginia, in order to provide for the proper preparation of the issue on the ballot.

The adoption of the foregoing order having been moved by Maddox  
And duly second by Adkins the vote thereon was as follows:

Robert E. Pasley, President \_\_\_\_\_

Kenneth R. Adkins, Commissioner \_\_\_\_\_

Jeffrey A. Maddox, Commissioner \_\_\_\_\_

yea

yea

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Whereupon, Robert E. Pasley, President, declared said Order duly adopted:

IT IS THEREFORE ADJUDGED AND ORDERED: That the said ORDER be, and the same is, hereby adopted;

AND IT IS FURTHER ORDERED:

1. That the Notice attached hereto as Exhibit A, be signed by the President and published in the manner as set forth in the above Order.
2. That a copy of this Order be forthwith delivered to the Clerk of the County Commission of Wayne County for preparation on the ballot.

Robert E Pasley, President

*Kenneth R. Adkins*

Kenneth R. Adkins, Commissioner

*Jeffrey A. Maddox*

Jeffrey A. Maddox, Commissioner

ATTEST

*Renick C. Booth*

Renick C. Booth, Clerk, Wayne County Commission

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