

**RESOLUTION NO. 2023-49**

**RESOLUTION BY THE FINANCE AND HUMAN RESOURCES COMMITTEE AUTHORIZING THE CARRY FORWARD OF ALLOWABLE PRIOR YEAR UNUSED LEVY CAPACITY**

To the Honorable Members of the Racine County Board of Supervisors:

**WHEREAS**, Racine County's 2022 Levy Limit Worksheet for the 2023 budget notes that \$534,124 was unused; and

**WHEREAS**, Racine County asked PFM Financial Advisors LLC to review the amount of outstanding debt and assist in identifying the best approach that the County could take to use the levy carryforward dollars; and

**WHEREAS**, the amount of outstanding general obligation debt as of December 31, 2022, was \$165,170,000 as stated in Racine County's Fiscal Year 2022 Audited Financial Statements; and

**WHEREAS**, after the 2023 debt issuances and the payment of principal in 2023, the amount of outstanding general obligation debt for Racine County is projected to be \$166,475,000 as of December 31, 2023 (*i.e.*, \$1,305,000 higher than the balance as of December 31, 2022); and

**WHEREAS**, if a governing body's allowable levy in the prior year was greater than its actual levy in that year, the governing body may vote to increase its allowable levy in the next year by the difference between these two amounts, as determined by the Department of Revenue, up to a maximum of 1.5% of the actual levy in the prior year; and

**WHEREAS**, Wis. Stat. § 66.0602(3)(fm) permits carryover of a portion of the prior year's unused tax levy limit, up to a maximum of 1.5% of the actual tax levy; and

**WHEREAS**, in order for Racine County to use the levy carryforward dollars, the County needs to reduce its outstanding general obligation debt by at least \$1,305,000 before December 31, 2023; and

**WHEREAS**, Racine County wishes to prepay a portion of the 2013 Bonds to reduce the outstanding general obligation debt before December 31, 2023, to the amount outstanding in 2022 in order to retain the levy carryforward dollars and realize the greatest amount of interest cost savings in the amount of \$130,500 during the 2024, 2025, and 2026 budgets; and

**WHEREAS**, it requires a vote of the Racine County Board of Supervisors to permit the carry forward of any allowable prior year unused levy.

**NOW, THEREFORE, BE IT RESOLVED** by the Racine County Board of Supervisors that the use of the full amount of the allowable unused prior year levy amount of \$556,766 is authorized and approved to be applied as an adjustment to the levy limit on the 2023 Levy Limit Worksheet for the 2024 budget; and

**BE IT FURTHER RESOLVED** by the Racine County Board of Supervisors that any two of the County Clerk, the County Executive and/or the County Board Chairman are authorized to execute any contracts, agreements, amendments, or other documents necessary to carry out the intent of this resolution.

3 Respectfully submitted,

4  
5 1st Reading \_\_\_\_\_

**FINANCE AND HUMAN RESOURCES  
COMMITTEE**

6  
7 2nd Reading \_\_\_\_\_

8  
9 **BOARD ACTION**

\_\_\_\_\_  
Donald J. Trottier, Chairman

10 Adopted \_\_\_\_\_

11 For \_\_\_\_\_

\_\_\_\_\_  
Robert N. Miller, Vice-Chairman

12 Against \_\_\_\_\_

13 Absent \_\_\_\_\_

14  
15 VOTE REQUIRED: 2/3 M.E.

\_\_\_\_\_  
John A. Wisch, Secretary

16  
17 Prepared by:  
18 Office of Corporation Counsel

\_\_\_\_\_  
Scott Maier

\_\_\_\_\_  
Nick Demske

\_\_\_\_\_  
Jody Spencer

\_\_\_\_\_  
Jason Eckman

29 **The foregoing legislation adopted by the County Board of Supervisors of  
30 Racine County, Wisconsin, is hereby:**

31 **Approved:** \_\_\_\_\_

32 **Vetoed:** \_\_\_\_\_

33  
34 **Date:** \_\_\_\_\_,

35  
36 \_\_\_\_\_  
37 **Jonathan Delagrave, County Executive**