

ORDINANCE NO. 18-15

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER John Beards

ON THE 14th DAY OF November, 2015.

AN ORDINANCE TO AMEND CHAPTER 880, EARNED INCOME TAX, OF THE CENTERVILLE MUNICIPAL CODE.

WHEREAS, the City of Centerville periodically reviews the laws relating to municipal income taxes; and

WHEREAS, the City of Centerville Income Tax Division has recommended certain changes to the City's Municipal Code relating to municipal income taxes; and

WHEREAS, it is recommended to amend Chapter 880 of the Centerville Municipal Code to incorporate these changes.

NOW THEREFORE THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

SECTION 1. That the following amendment to Centerville Municipal Code Section 880.02, is hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in section 5.02 of the Centerville Charter.

880.02 DEFINITIONS

(z) "Taxable income" means ~~gross~~ *qualifying* wages, salaries, commissions, and other compensation paid by an employer or employers before any deductions, other than ordinary and necessary business expenses, in the same manner as provided by the Internal Revenue Code, and/or net profits as herein defined. "Taxable income" shall also include income received from gambling winnings as herein defined.

(cc) "*Qualifying wages*" means wages, as defined in section 3121(a) of the Internal Revenue Code, without regard to any wage limitations, adjusted in accordance with section 718.03(A) of the Ohio Revised Code. *Qualifying wages include compensation arising from the sale, exchange, or other disposition of a stock option, the exercise of a stock option, and the sale, exchange, or other disposition of stock purchased under a stock option; as well as the compensation attributable to a nonqualified deferred compensation plan or program described in section 3121(v)(2)(C) of the Internal Revenue Code.*

SECTION 2. That the following amendment to Centerville Municipal Code Section 880.03, is hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in section 5.02 of the Centerville Charter.

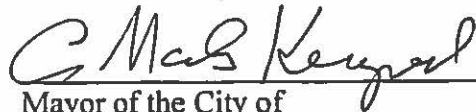
880.03 IMPOSITION OF TAX

(a) Subject to the provisions of Section 880.18, an annual tax for the purposes specified in Section 880.01 shall be imposed for the period beginning October 1, 1981, at the rate of one and three-quarters percent per annum upon the following:

- (1) On all salaries, *qualifying* wages, commissions and other compensation received during the effective period of this chapter by residents of the City.
- (2) On all salaries, *qualifying* wages, commissions and other compensation received during the effective period of this chapter by nonresidents for work done or services performed or rendered in the City.

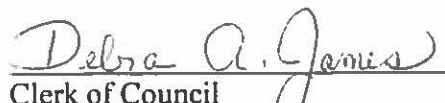
SECTION 3. This ordinance shall be effective from and after the earliest date allowed by law.

PASSED THIS 16th day of November, 2015.



Mayor of the City of
Centerville, Ohio

ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 18-15, passed by the Council of the City of Centerville, Ohio on the 16th day of November, 2015.

Debra A. James
Clerk of the Council

Approved as to form, consistency with the Charter and
Constitutional Provisions.

Department of Law
Scott A. Liberman

Municipal Attorney