

RESOLUTION NO. 51-16
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Bill Serr ON THE 20th
DAY OF JUNE, 2016

A RESOLUTION PROVIDING FOR SUBMISSION OF AN AMENDMENT TO CITY INCOME TAX, STATING THE RATE OF INCOME TAX, THE PURPOSE OF THE INCOME TAX, THE DATE OF THE ELECTION AT WHICH THE QUESTION IS TO BE PUT BEFORE THE VOTERS AND DIRECTING THE BOARD OF ELECTIONS TO CONDUCT THE ELECTION.

WHEREAS, the City of Centerville on June 20, 2016 adopted Ordinance No. 11-16, which Ordinance amends Section 885.01 of the Municipal Income Tax Code to increase the tax rate by one-half of one percent (0.50%) commencing January 1, 2017; and

WHEREAS, it is City Council's determination that it is necessary to increase the municipal income tax rate by one-half of one percent (0.50%) from one and three-fourths percent (1.75%) to two and one-fourth percent (2.25%) to replace revenue lost through cuts by the State of Ohio and to secure the City's financial future; and

WHEREAS, pursuant to Ohio Revised Code Section 718.04, the City Council must submit this issue to the electorate of the City for approval or rejection; and

WHEREAS, pursuant to Ohio Revised Code Section 718.04, the legislative authority of the municipal corporation wishing to impose an income tax greater than one percent (1%) must pass an ordinance authorizing the income tax and pass a resolution stating the rate of the income tax, the purpose of the income tax, the date of the election at which the question is to be put before the voters, and direct the board of elections to conduct the election.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. Subject to the approval of the Ordinance by the electors of the City, there is hereby adopted a one-half of one percent (0.50%) increase from the current one and three-fourths (1.75%) to two and one-fourth percent (2.25%) per annum.

Section 2. As required by Chapter 718 of the Ohio Revised Code, the amendment specified in the Ordinance shall take effect only if approved by the affirmative vote of the electors of the City of Centerville, Ohio who shall vote on the question at the general election on November 8, 2016.

Section 3. Subject to the approval of the electors of the City of Centerville of the increase in the municipal income tax rate enacted in the Ordinance, Section 885.01(b) of the Centerville Municipal Code is hereby repealed and replaced by the Ordinance effective January 1, 2017.

Section 4. The purpose of said income tax is for providing funds for the purpose of general municipal operations, which includes police, maintenance, repair and upgrading of existing streets, new equipment, extension and enlargement of municipal services and facilities and capital improvements of the city.

Section 5. The form of ballot to be given at the election of the question of this municipal income tax levy shall be substantially as follows:

A MAJORITY AFFIRMATIVE VOTE IS NECESSARY
FOR PASSAGE:

SHALL THE ORDINANCE PROVIDING FOR A 0.50%
INCREASE IN THE CURRENT LEVY ON INCOME, TO A
RATE OF 2.25% PER ANNUM, FOR GENERAL
MUNICIPAL FUNCTIONS, INCLUDING POLICE
SERVICES AND STREET IMPROVEMENTS, OF THE
CITY, EFFECTIVE JANUARY 1, 2017 BE PASSED?

_____ FOR THE INCOME TAX INCREASE

_____ AGAINST THE INCOME TAX INCREASE

Section 6. The Clerk of Council is hereby authorized and directed to certify a copy of the Ordinance and this Resolution immediately after their adoption and prior to August 10, 2016, to the Board of Elections of Montgomery County, Ohio and the Board of Elections for Greene County, Ohio for the purpose of having the question set forth in Section 5 above, placed on the ballot in order to submit the proposed tax levy to the electors of the City of Centerville at the general election to be held on November 8, 2016.

Section 7. No part of the Ordinance or this Resolution upon passage and approval shall be deemed to impair in any way or affect or release any obligation or liability to pay, declare or withhold taxes or file returns by virtue of tax provisions enacted or in effect prior to January 1, 2017, in the City of Centerville, Ohio.


Section 8. This resolution shall become effective at the earliest date allowed by law.

PASSED THIS 20th day of June, 2016



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 Resolution No. 51-16, passed by the Council of the City of Centerville, Ohio on the 20th day of June, 2016.



Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions
Department of Law
Scott A. Liberman
Municipal Attorney