

TEMPORARY RESOLUTION NO. 1-17

PERMANENT RESOLUTION NO. _____

A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF APPROVING THE ENACTMENT OF AN ORDINANCE TO REPEAL AND REPLACE THE CODIFIED ORDINANCES OF THE CITY TO PROVIDE FOR THE LEVY OF A ONE AND ONE-HALF TENTH OF ONE PERCENT TAX FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2022 ON EARNINGS AND INCOME SUBJECT TO THE MUNICIPAL INCOME TAX FOR PARKS AND RECREATION AS MORE FULLY SET FORTH HEREIN, SUPERSEDING PERMANENT RESOLUTION NO. 130-16, AND DECLARING AN EMERGENCY

BE IT RESOLVED by the Council of the City of Lancaster, Ohio, that:

SECTION 1. This Council hereby authorizes and directs the submission to the electors of the City of Lancaster, Ohio, at the election to be held at the usual places of voting in said City on Tuesday, May 2, 2017, between the hours of 6:30 a.m. and 7:30 p.m. of that day, of the question of approving the enactment of an ordinance to repeal and replace the Codified Ordinances of the City to provide for the levy of a one and one-half tenth of one percent (0.15%) tax for the period January 1, 2018 through December 31, 2022 on earnings and income subject to the municipal income tax for the purpose of operating, maintaining, repairing and providing capital facilities for municipal park and recreational activities and facilities, which ordinance is set forth in full in Section 2 hereof and supersedes Permanent Resolution No. 130-16.

SECTION 2. The proposed ordinance to be submitted to the electors of the City for their approval shall be as follows:

TEMPORARY ORDINANCE NO. 1-17

PERMANENT ORDINANCE NO. _____

AN ORDINANCE TO REPEAL AND REPLACE SECTION 182.013(A) OF THE CODIFIED ORDINANCES OF THE CITY TO PROVIDE FOR THE LEVY OF A ONE AND ONE-HALF TENTH OF ONE PERCENT TAX ON EARNINGS AND INCOME SUBJECT TO THE MUNICIPAL INCOME TAX FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2022 FOR PARKS AND RECREATION, AS MORE FULLY SET FORTH HEREIN, AND DECLARING AN EMERGENCY

WHEREAS, City Council wishes to seek a five year renewal levy of a one and one-half tenth of one percent (0.15%) tax for the period January 1, 2018 through December 31, 2022 on earnings and income subject to the municipal income tax for the purpose of operating, maintaining, repairing and providing capital facilities for municipal park and recreational activities and facilities;

BE IT ORDAINED by the Council of the City of Lancaster, Fairfield County, Ohio, that:

SECTION 1. Effective January 1, 2018, Section 182.013(A) of the Codified Ordinances of the City is replaced to read as follows:

182.013 ALLOCATION OF FUNDS

(A). To provide funds for the purposes of operating, maintaining, repairing and providing capital facilities for municipal park and recreational activities and facilities, there should be and is hereby levied an annual tax, in addition to the tax levied by Section 182.011, and any other section imposing a tax on earnings and income, for the period January 1, 2018 through December 31, 2022 upon those classes of earnings and income set forth in Section 182.011 at the rate of one and one-half tenths of one percent (0.15%).

SECTION 2. Effective January 1, 2018 existing Section 182.013(A) of the Codified Ordinances of the City is repealed, provided, however, that no provision of this ordinance, including such repeal shall in any way affect any rights or obligations of the City, any taxpayer, or any other person, official or entity, with respect to the tax in effect through December 31, 2017.

SECTION 3. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that the levy of one and one-half tenths of one percent tax provided for herein should be effective as of January 1, 2018 in order to provide revenue for the purpose for which such tax is being levied; wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

SECTION 3. The form of the ballot to be used at the election on the question shall be as follows:

“Shall the Ordinance (No. 1-17) providing for the continuation of a one and one-half tenths of one percent (.15%) levy on income for the period January 1, 2018 through December 31, 2022 for the PURPOSE OF OPERATING, MAINTAINING, REPAIRING AND PROVIDING CAPITAL FACILITIES FOR MUNICIPAL PARK AND RECREATIONAL ACTIVITIES AND FACILITIES BE PASSED?

	FOR THE INCOME TAX
	AGAINST THE INCOME TAX

SECTION 4. That this resolution supersedes Permanent Resolution No. 130-16 to reflect the change in the tax code of the City of Lancaster.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SECTION 6. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this resolution must be filed with the Board of Elections of Fairfield County at least 75 days before the day of the election provided for in Section 1 hereof; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: _____ after _____ reading. Vote: Yeas_ Nays_____

Approved: _____

President of Council

Attest: _____

Mayor

The foregoing is a true and correct copy of Permanent Resolution ___-17 as adopted by the Council of the City of Lancaster, Ohio at its meeting on _____, 2017.

Offered by: _____

Second by: _____

Requested by Finance Committee

I, Teresa Lee Sandy, Clerk of Council do hereby certify that on _____, 2017 and _____, 2017 the Lancaster Eagle Gazette published the summary of this resolution in accordance with Ohio Revised Code 731.24.

Clerk of Council