

SUBSTITUTE RESOLUTION NO. 6 - 87

By: John H. Offenberg

To provide for the submission to the electors of the City of Bexley, Ohio, at the General Election to be held on November 3, 1987, an ordinance to enact and provide for an income tax at the rate of Two (2) percent.

WHEREAS, Article XII, Section 3 of the Ohio Constitution provides that, "Laws may be passed providing for:... (B) The taxation of incomes, and the rates of such taxation may be either uniform or graduated, and may be applied to such incomes and with such exemptions as may be provided by law"; and,

WHEREAS, Section 718.01 of the Ohio Revised Code provides that "No municipal corporation shall levy a tax on income at a rate in excess of one per cent without having obtained the approval of the excess by a majority of the electors of the municipality voting on the question at a general, primary, or special election."; and,

WHEREAS, there exists a need for revenue for the purpose of general municipal operations, maintenance, new equipment, and capital improvements of the city and the retirement of bonds and notes issued by the City; NOW THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That pursuant to Article XII, Section 3 of the Ohio Constitution and Chapter 718 of the Revised Code of Ohio, there is hereby submitted to the electors of the City of Bexley for their approval or rejection at the General Election to be held on November 3, 1987, an ordinance to provide for an income tax of Two (2) percent.

Section 2. That the Clerk of this Council shall forthwith certify a copy of this resolution and the ordinance providing for an income tax at the rate of Two (2) percent and shall forthwith file said certified resolution and ordinance with the Board of Elections of Franklin County, Ohio.

Section 3. That the Board of Elections is hereby directed to provide a separate ballot in accordance with Section 718.01, Revised Code of Ohio, to submit to said electors of the City of Bexley, the proposed ordinance, at the General Election to be held on November 3, 1987. Said issue may be placed on a ballot with other issues if authorized by law. For the purposes of the ballot title which the Board of Elections is required by law to prepare the following statement of the issue to be so submitted is, in the opinion of this Council, true and impartial and in compliance with law:

"Shall the ordinance providing for a Two (2) percent income tax on income earned on and after January 1, 1988 for the purposes of general city operations, maintenance, new equipment, capital improvements of the city and retirement of bonds and notes issued by the city be passed?"

FOR THE INCOME TAX

AGAINST THE INCOME TAX"

If a majority of the electors voting thereon, vote "For the Income Tax" then the proposed ordinance shall be passed and shall take effect in accordance with its terms.

Section 4. That the Board of Elections is hereby directed to call and provide for an election on Tuesday, November 3, 1987 in accordance with and as provided by law, at which election the proposed ordinance providing for an income tax at the rate of Two (2) percent shall be submitted to the electors of the City of Bexley, Ohio.

Section 5. This resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: July 28, 1987

J. Faehnest
President of Council

Attest: John W. Harkyn
Clerk of Council

Approved: July 28, 1987
David H. Madison
David H. Madison, Mayor

June 23, 1987 - 1st reading

July 14, 1987 - 2nd reading

July 28, 1987 - 3rd reading
adopted