

ORDINANCE NO: 16-O-03  
SPONSOR: MAYOR BOLLAS; COUNCIL AS A WHOLE  
INTRODUCED: MARCH 16, 2016

AN ORDINANCE PROVIDING FOR AN INCREASE TO THE NEW FRANKLIN MUNICIPAL INCOME TAX, WHICH IS NOW LEVIED AT THE RATE OF ONE PERCENT (1.0%) BY VIRTUE OF NEW FRANKLIN ORDINANCE 15-O-05, BY ADDING ONE PERCENT TO THE BASIC INCOME TAX RATE TO MAKE THE EFFECTIVE TAX RATE (2.0%) BEGINNING JANUARY 1, 2017.

WHEREAS, Ohio Revised Code Chapter 718 authorizes the legislative body of a municipality to place the issue of raising the municipal income tax from one percent (1.0%) to two percent (2.0%) before the electors of the municipality; and

WHEREAS, it is necessary to raise the New Franklin municipal income tax from one percent (1.0%) to two percent (2.0%) in order to continue to provide funds for the general operating expenses of the New Franklin Police Department and to provide funds for the general municipal operations and capital improvements of New Franklin; and

WHEREAS, nothing in this Ordinance is intended to alter or amend New Franklin Ordinance 15-O-05 or Ohio Revised Code Chapter 718 as they pertain to income subject to taxation or to the procedures for collection of the New Franklin municipal income tax; and

WHEREAS, New Franklin Council believes that increasing the New Franklin municipal income tax rate from one percent (1.0%) to two percent (2.0%) is necessary for the continued financial well being of New Franklin and its residents.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEW FRANKLIN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

**SECTION ONE:**

In order to provide funds for the general operating expenses of the New Franklin Police Department and to provide funds for the general municipal operations and capital improvements of New Franklin, there is levied a two percent (2.0%) tax on qualifying income, as provided in New Franklin Ordinance 15-O-05 and Ohio Revised Code Chapter 718.

**SECTION TWO:**

Section One of New Franklin Ordinance 15-0-05 is amended as follows:

**SECTION ONE: AUTHORITY TO LEVY TAX; PURPOSE OF TAX; RATE**

(C) The purpose of this New Franklin income tax Ordinance is to provide funds for capital improvements and the general municipal operations of New Franklin. **THE ADDITIONAL ONE PERCENT (1.0%) INCOME TAX RATE TO BE EFFECTIVE ON JANUARY 1, 2017 IS TO PROVIDE FUNDS FOR THE GENERAL OPERATING EXPENSES OF THE NEW FRANKLIN POLICE DEPARTMENT AND TO PROVIDE FUNDS FOR THE GENERAL MUNICIPAL OPERATIONS OF NEW FRANKLIN.**

(D) The tax enforced in accordance with this Ordinance on or after January 1, 2016, shall be at the rate of one percent (1.0%) per annum. **ON AND AFTER JANUARY 1, 2017, THE TAX ENFORCED IN ACCORDANCE WITH THIS ORDINANCE SHALL BE AT THE RATE OF TWO PERCENT (2.0%) PER ANNUM.**

**SECTION THREE:**

Any other sections of New Franklin Ordinance 15-0-05 that refer to the one percent(1.0%) municipal income tax rate are hereby amended to reflect a two percent(2.0%)municipal income tax rate.

**SECTION FOUR:**

No provision of this Ordinance 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 municipal income tax in effect prior to the enactment of this Ordinance.

**SECTION FIVE:**

New Franklin Council shall adopt a companion Resolution to this Ordinance which places the increase of the New Franklin municipal income tax from one percent (1.0%)to two percent (2.0%) before the electors of New Franklin.

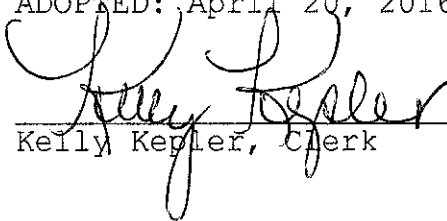
**SECTION SIX:**

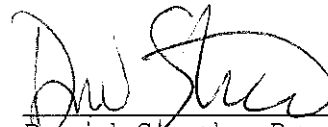
The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION SEVEN:**

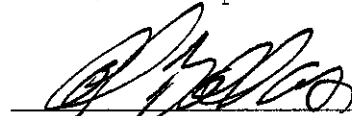
Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of New Franklin. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: April 20, 2016

  
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Kelly Kepler, Clerk

  
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David Stock, President  
16-0-03

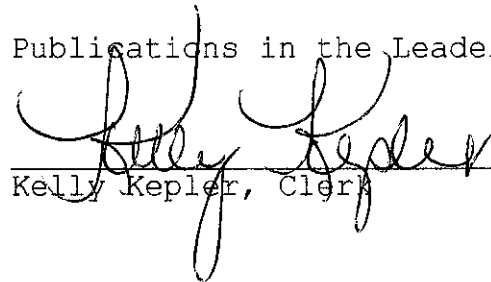
APPROVED: April 20, 2016

  
\_\_\_\_\_  
Al Bolas, Mayor

ENACTED EFFECTIVE: April 20, 2016

ON ROLL CALL: Cotts - YES                      Jones - NO                      Harget - YES  
                    Kalapodis - Absent                      Stock - YES                      Gehm - YES  
                    Norris - YES

Publications in the Leader on April 29, 2016 and May 6, 2016

  
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Kelly Kepler, Clerk