

**RESOLUTION NO: 16-R-20**  
**SPONSOR: MAYOR BOLLAS; COUNCIL AS A WHOLE**  
**INTRODUCED: MARCH 16, 2016 (AMENDED: 4-20-2016)**

**A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF APPROVING AN AMENDMENT TO THE NEW FRANKLIN INCOME TAX ORDINANCE TO INCREASE THE NEW FRANKLIN MUNICIPAL INCOME TAX RATE FROM ONE PERCENT (1.0%) TO TWO PERCENT (2.0%) BEGINNING JANUARY 1, 2017 AND DECLARING THAT THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY UPON PASSAGE.**

WHEREAS, New Franklin is authorized pursuant to Chapter 718 of the Ohio Revised Code to levy an income tax for general operations of the City; and

WHEREAS, New Franklin currently has an income tax rate of one percent (1.0%); and

WHEREAS, New Franklin City Council has passed an Ordinance to increase the rate of the municipal income tax in New Franklin from one percent (1.0%) to two percent (2.0%); and

WHEREAS, Chapter 718 of the Ohio Revised Code requires that any municipal income tax in excess of one percent (1.0%) be submitted to the electors of New Franklin for their approval; and

WHEREAS, NEW FRANKLIN COUNCIL INTENDS TO CONTEMPORANEOUSLY ADOPT A RESOLUTION TO TERMINATE THE 1981 2.5 MILL CONTINUOUS NEW FRANKLIN POLICE LEVY UPON CERTIFICATION OF THE SUMMIT COUNTY BOARD OF ELECTIONS THAT NEW FRANKLIN VOTERS APPROVED A 1.0% INCREASE IN THE NEW FRANKLIN INCOME TAX; AND

WHEREAS, NEW FRANKLIN COUNCIL DEEMS IT NECESSARY TO INCLUDE BALLOT LANGUAGE AT THE SPECIAL ELECTION TO BE HELD ON AUGUST 2, 2016 THAT ADVISES NEW FRANKLIN VOTERS THAT THE 1981 2.5 MILL CONTINUOUS NEW FRANKLIN POLICE LEVY SHALL BE ELIMINATED UPON APPROVAL OF A 1.0% INCREASE IN THE NEW FRANKLIN INCOME TAX; AND

WHEREAS, it is the desire of New Franklin Council to place the municipal income tax increase before the electors of New Franklin at the special election to be held on August 2, 2016.

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

**SECTION ONE:**

New Franklin City Council authorizes and directs the submission of an amendment to the New Franklin income tax ordinance which increases the municipal income tax rate from one percent(1.0%)to two percent(2.0%) beginning January 1, 2017 to the electors of the City of New Franklin. The issue shall be submitted at the special election to be held on Tuesday, August 2, 2016. A copy of the Ordinance to amend the tax rate is to be provided to the Board of Elections along with this Resolution.

**SECTION TWO:**

NEW FRANKLIN COUNCIL HAS PASSED A RESOLUTION CONTEMPORANEOUSLY WITH THIS RESOLUTION TO ELIMINATE THE 1981 2.5 MILL CONTINUOUS NEW FRANKLIN POLICE LEVY UPON CERTIFICATION OF THE SUMMIT COUNTY BOARD OF ELECTIONS THAT NEW FRANKLIN VOTERS APPROVED A 1.0% INCREASE IN THE NEW FRANKLIN INCOME TAX.

**SECTION TWO THREE:**

New Franklin City Council requests the Summit County Board of Elections to submit the following question to the electors of the City of New Franklin:

**SHALL THE ORDINANCE PROVIDING FOR AN INCREASE IN THE NEW FRANKLIN MUNICIPAL INCOME TAX RATE FROM ONE PERCENT(1.0%)TO TWO PERCENT(2.0%)FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL OPERATING EXPENSES OF THE NEW FRANKLIN POLICE DEPARTMENT AND FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL MUNICIPAL OPERATIONS AND CAPITAL IMPROVEMENTS OF THE CITY BE PASSED? UPON PASSAGE OF THE INCOME TAX INCREASE, THE NEW FRANKLIN 2.5 MILL CONTINUOUS POLICE LEVY SHALL BE ELIMINATED FROM THE REAL ESTATE TAXES EFFECTIVE JANUARY 1, 2016 FOR TAX YEAR 2016/COLLECTION YEAR 2017.**

- FOR THE INCOME TAX INCREASE
- AGAINST THE INCOME TAX INCREASE

**SECTION THREE FOUR:**

The Clerk is directed to file a certified copy of this Resolution with the Summit County Board of Elections no later than May 4, 2016.

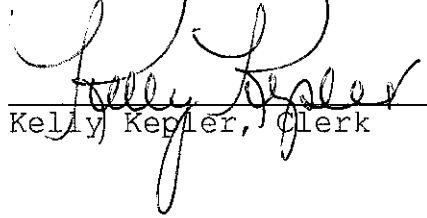
**SECTION FOUR FIVE:**

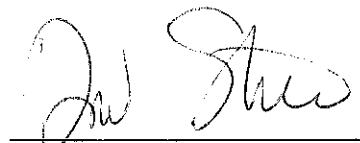
The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings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

**SECTION FIVE SIX:**

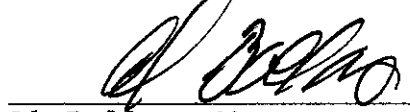
Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of New Franklin. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take 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-R-20

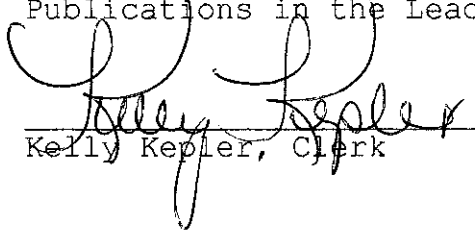
APPROVED: April 20, 2016

  
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Al Bollas, Mayor

ENACTED EFFECTIVE: April 20, 2016

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

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

  
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Kelly Kepler, Clerk