

# CITY OF OBERLIN, OH

## ORDINANCE No. 17-27 AC CMS

AN ORDINANCE AMENDING ORDINANCE NO. 507 AC CMS, AS AMENDED, TO PROVIDE FOR THE CONTINUATION OF A ONE-FIFTH OF ONE PERCENT (1/5%) LEVY ON INCOME FOR A PERIOD OF TEN (10) YEARS, FOR THE PURPOSE OF PROVIDING FUNDS FOR CAPITAL IMPROVEMENTS AND GENERAL OPERATING EXPENSES FOR THE CITY OF OBERLIN, AND INCLUDING DEBT SERVICE ON OBLIGATIONS ISSUED TO FINANCE SUCH ACTIVITIES, PROVIDING FOR AN EFFECTIVE DATE THEREOF, AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE ONLY IF APPROVED BY THE ELECTORS AND DECLARING AN EMERGENCY

BE IT ORDAINED, by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. Subject to approval of the electors of the City of Oberlin, Ohio as provided in Section 718.04 of the Revised Code of Ohio and the Charter of the City of Oberlin, Ordinance No. 507 AC CMS, passed April 17, 1967, with subsequent amendments, be and the same is hereby amended effective January 1, 2019, to provide for the continuation of a one-fifth of one percent (1/5%) tax on income, such tax to be in effect and collected for ten (10) years, from January 1, 2019, through December 31, 2028, and to be used for the purpose of providing funds for capital improvements and general operating expenses for the City of Oberlin, and including debt service on obligations issued to finance such activities.

SECTION 2. That the annual tax authorized herein shall be levied on the income of every person residing in or earning or receiving income in the City of Oberlin and shall be measured by municipal taxable income.

SECTION 3. That the levy of the annual income tax is made in accordance with Chapter 718 of the Ohio Revised Code, the same being incorporated herein.

SECTION 4. That the annual tax authorized herein shall be subject to the credit for taxes paid to other municipalities as is provided in Section 184.06 of the Oberlin Codified Ordinances.

SECTION 5. That Sections 181.03, 181.13, and 184.01 of the City of Oberlin's Codified Ordinances, are hereby amended to read as set forth in **Exhibit A** attached hereto and incorporated herein by reference, to conform with the provisions of this Ordinance so as to provide for the collection of said tax if this Ordinance is approved by the electors of the City of Oberlin at the November 7, 2017, election.

SECTION 6. 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 previous income taxes approved by the electorate and authorized by ordinance of Council.

SECTION 7. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted 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 all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. That this ordinance is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit: to submit this Ordinance to the Lorain County Board of Elections within the time limitations provided by law and shall take effect immediately upon passage, subject to the approval of the electors of the City of Oberlin, Ohio, at the November 7, 2017, election and the certification of the results of said election.

PASSED: 1<sup>st</sup> Reading: June 5, 2017 ( E )  
2<sup>nd</sup> Reading: \_\_\_\_\_  
3<sup>rd</sup> Reading: \_\_\_\_\_

ATTEST:

  
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BELINDA B. ANDERSON, MMC  
CLERK OF COUNCIL

  
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RONNIE J. RIMBERT  
PRESIDENT OF COUNCIL

POSTED: 06/06/2017

EFFECTIVE DATE: 06/05/2017