

ORDINANCE NO. 2019 - 19

AN ORDINANCE PROVIDING FOR THE SUBMISSION OF A PROPOSED AMENDMENT TO ARTICLE IX OF THE CHARTER OF THE CITY OF WILLOWICK, OHIO, TITLED TAXATION (SECTION 9.3, TITLED MUNICIPAL INCOME TAX), TO THE ELECTORS OF THE CITY.

WHEREAS, pursuant to the Charter of the City of Willowick and the Constitution of the State of Ohio, the Council has determined to authorize and direct the submission of a proposed Charter Amendment to the electors of the City, as set forth hereinafter, at an election to be held on Tuesday, November 5, 2019, which election is not less than sixty (60) nor more than one hundred twenty (120) days from the date of passage of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOWICK, THE COUNTY OF LAKE, AND THE STATE OF OHIO:

SECTION 1. That the Council hereby authorizes and directs that the following proposal to amend Article IX, Section 9.3 of the Charter of the City of Willowick, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2019:

ARTICLE IX
TAXATION

Section 9.3 MUNICIPAL INCOME TAX

The Council shall have the power to levy a tax at a rate not to exceed ~~two percent (2%)~~ **two and one-half percent (2.5%)** upon all incomes which are now or may hereafter be subject to taxation by the City of Willowick under the Constitution and laws of the State of Ohio, subject to such exemptions and deductions as Council may determine. **Immediately upon adoption of this section, Council shall by ordinance implement this section to facilitate the administration and collection of the tax imposed hereby.** The tax levied by this section shall remain in effect until this section shall be amended or repealed by a vote of the electors of the City.

SECTION 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

SECTION 3. That the Clerk of Council is hereby authorized and directed to cause a copy of said proposed Charter Amendment to be mailed at least thirty (30) days prior to said election, to each elector of this City whose name appears in the registration book of the last regular or general election held in the City; provided, however, that in lieu of such mailing and to the extent provided by law, the

Clerk of Council is hereby authorized to cause a copy of the proposed Charter Amendment to be published in such manner as may be authorized by law.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That there is appropriated from the General Fund of the City, an amount sufficient to pay the cost of carrying out the directions of this Ordinance, including the cost of printing or otherwise preparing the mailing or publishing of a copy of said proposed Charter Amendment, and of publishing notice of such election.

SECTION 7. That the form of ballots to be cast at the election shall be as follows:


PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article IX, titled Taxation, (Section 9.3, Municipal Income Tax) of the Charter of the City of Willowick, Ohio, be amended to provide that the Council shall have the power to levy a municipal income tax at a rate not to exceed two and one-half percent (2.5%)?


SECTION 8. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willowick.

Adopted by Council: AUG 06, 2019



Robert Patton, President of Council *Pro Tem*
Michael Vanni

Approved by Mayor: AUG 06, 2019



Richard Regovich, Mayor

Attest:

Susan K. Wovrosh
Susan Wovrosh, Clerk of Council