

ORDINANCE NO. 44-14

AN ORDINANCE DECLARING IT NECESSARY TO PROVIDE FOR AN ADDITIONAL ONE FOURTH OF ONE PERCENT (0.25%) INCOME TAX TO BE LEVIED FOR A PERIOD OF FIVE (5) YEARS, FOR THE PURPOSE OF GENERATING REVENUE FOR STREET MAINTENANCE PURPOSES, DIRECTING THE BOARD OF ELECTIONS TO CONDUCT AN ELECTION; AND DECLARING AN EMERGENCY.

WHEREAS, Chapter 221 of the Codified Ordinances of the City of Ashland, Ohio, presently provides that all income tax received as a result of the provisions of said chapter shall be used to provide funds for the purposes of general fund operation, streets and parks of the City; and

WHEREAS, Chapter 221 of the Codified Ordinances of the City of Ashland, Ohio, presently provides for the levy of an income tax in the amount of one and one-half percent (1.5%) per annum, and to remain in effect unless and until repealed; and

WHEREAS, Council has been advised of the need to provide for the levy of an additional one-fourth of one percent (0.25%) per annum income tax, for a period of five (5) years in order to provide for the generation of revenue that shall be used for the sole purpose of street maintenance; and

WHEREAS, Council finds it necessary and appropriate to increase such revenue as generated by the income tax imposed by the aforesaid chapter, and to enact provisions for an additional income tax; and

WHEREAS, Council has determined and declared that it is necessary to implement the aforesaid additional income tax levy, to enact additional appropriate provisions of the Codified Ordinances of the City of Ashland, Ohio, and to submit the question of the additional one-fourth of one percent (0.25%) income tax levy for a period of five years to the electors of the City at an election to be held on November 4, 2014; and

WHEREAS, Council finds it to be in the best interests of the City, its residents and inhabitants to so submit the question to the electors of the City; now therefore,

BE IT ORDAINED by the Council of the City of Ashland, State of Ohio, 4 members thereto concurring:

Section 1. That Council declares that it is necessary to implement an additional tax upon income, to be used for street maintenance purposes pursuant to the provisions of Chapter 221 of the Codified Ordinance of the City of Ashland, Ohio and subject to the provisions of Revised Code Chapter 718 and to submit the question of an additional one-fourth of one percent (0.25%) tax upon income for a period of five years to the electors of the City at an election to be held on November 4, 2014.

Section 2. Council, pursuant to the provisions of Revised Code Chapter 718, authorizes and directs that the question of an additional tax of one-fourth of one percent (0.25%) upon income, for a period of five (5) years, for the purpose of providing for street maintenance, be submitted to the electors of the City of Ashland, Ohio, by the Board of Elections of Ashland County, Ohio, at the general election to be held on November 4, 2014, as authorized by law, and said election shall be held at the regular places of voting in said City as established by the Board of Elections of Ashland County, Ohio, or otherwise, within the time permitted by law and shall be conducted, canvassed, and certified in the manner provided by law.

Section 3. The form of ballot to be cast at such election on the question of such additional income tax shall be substantially as follows:

**PROPOSED INCOME TAX
CITY OF ASHLAND**

Majority vote is necessary for passage

“Shall the Ordinance providing for a tax of one-fourth of one percent (0.25%) on income to be used for street maintenance purposes, for a period of five (5) years, effective January 1, 2015 through December 31, 2019, be passed?”

_____ FOR THE INCOME TAX

_____ AGAINST THE INCOME TAX

Section 4. The Clerk of Council of the City is hereby authorized and directed to request that notice of said election be given as provided by law and to certify a copy of this Ordinance to the Board of Elections of Ashland County, Ohio.

Section 5. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting and all deliberations of this Council, or any of its committees, which resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6. That this Ordinance is hereby declared to be and is passed as an emergency measure, immediately necessary for the preservation of the public peace, property, health, safety and welfare of the City of Ashland and for the further reason that such additional revenue is needed to ensure the efficient financial administration of the City of Ashland, Ohio.

Section 7. That this Ordinance shall take effect and be in force from and after its passage by Council and approval pursuant to Section 12 of the Charter of the City of Ashland, Ohio.

PASSED: July 1, 2014

/s/ Stephen L. Stuart
Stephen L. Stuart, President of Council

Attest: /s/ Lindsey M. Gardiner
Lindsey M. Gardiner, Clerk of Council

Approved: /s/ Glen P. Stewart
Glen P. Stewart, Mayor

Approved as to form & correctness:

/s/ Richard P. Wolfe
Richard P. Wolfe II, Director of Law

Date: July 1, 2014