

VILLAGE OF PENINSULA, OHIO  
RESOLUTION NO.: 16-2012  
INTRODUCED BY: Doc Holodcy  
DATE PASSED: 7/9/12

A RESOLUTION SPECIFYING AND HEREBY DIRECTING THAT ON TUESDAY, NOVEMBER 6, 2012, THE DATE A GENERAL ELECTION IS TO BE HELD, THE SUMMIT COUNTY BOARD OF ELECTIONS SHALL CONDUCT AN ELECTION IN THE VILLAGE OF PENINSULA REGARDING THE IMPOSITION OF TAXATION AS SET FORTH HEREIN AND OTHERWISE AUTHORIZED IN VILLAGE OF PENINSULA ORDINANCE 08-2012.

WHEREAS, the Council of the Village of Peninsula has filed with the Board of Elections at least 90 days before the date of the election, a copy of its Income Tax Ordinance, to wit, Village of Peninsula Ordinance \_\_\_\_\_, together with this Resolution specifying the date on which the election is to be held and otherwise directing the Summit County Board of Elections to conduct the election; the said date of which is Tuesday, November 6, 2012; and,

WHEREAS, the Council of the Village of Peninsula deems it necessary and proper to propose the question of a tax election to the Electors of the Village of Peninsula whereby the Income Tax in the Village of Peninsula shall be hereafter increased from one percent to two percent; and,

WHEREAS, the aforementioned Imposition of Taxation shall be undertaken for the purpose of generating additional revenue for the municipal operation(s) of the Village of Peninsula in light of budgetary constraints caused by decreased state funding to the Village of Peninsula;

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Peninsula, Summit County, Ohio, as follows, to wit:

Section 1: Certification: Council hereby specifies and otherwise certifies that the date the election is to be held is: Tuesday, November 6, 2012; and further, it is the express intention of the Village Council to put the question of Imposition of Taxation before the Electors of the Village of Peninsula.

Section 2: Legislative Authority: The Village Council of the Village of Peninsula, acting as the municipal legislative authority, shall file with the Summit County Board of Elections, at least 90 days prior to the day of the election, a copy of this Resolution directing the Summit County Board of Elections to conduct an election on Tuesday, November 6, 2012, along with a copy of the duly approved Ordinance authorizing the same Imposition of Taxation.

Section 3: Proposed Income Tax Rate: The proposed Imposition of Taxation shall amend The Village of Peninsula Codified Ordinance(s), Title Nine – Taxation, Chapter 181.03 Imposition of Tax, Income Tax to increase the income tax rate imposed by the Village of Peninsula from one percent (1%) to two percent (2%), upon the approval of the Electors of the Village of Peninsula.

Section 4: Purpose: The purpose for the imposition of taxation is to generate additional revenue for municipal operation(s) of the Village of Peninsula in light of budgetary constraints caused by decreased state funding to the Village of Peninsula.

Section 5: Date of the Election: The question shall be put before the Electors of the Village of Peninsula on the date of the next general election, to wit, on Tuesday November 6, 2012.

Section 6: Directive: The Summit County Board of Elections is hereby directed by the legislative authority of the Village of Peninsula, to wit, the Village Council, to conduct an election on the general election to be held Tuesday, November 6, 2012, whereby the aforementioned question regarding the Imposition of Taxation shall be submitted to the qualified Electors of the Village of Peninsula.

Section 7: Severability: This resolution and the various parts, sentences, paragraphs, sections, and clauses thereof are hereby declared to be severable. Should any part, sentence, paragraph, section, or clause be declared unconstitutional, null, or void by a court of competent jurisdiction, such declaration shall not have any effect on the validity of the remaining parts, sentences, paragraphs, sections, and clauses of this Resolution.

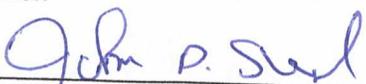
Section 8: Open Meeting: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 9: Effective Date: This Resolution shall take effect on July 9, 2013.

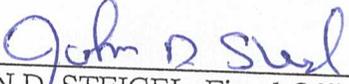
Passed:

  
\_\_\_\_\_  
DOUGLAS G. MAYER, Mayor

Attest:

  
\_\_\_\_\_  
JOHN D. STEIGEL, Fiscal Officer

I, JOHN D. STEIGEL, Fiscal Officer of the Village of Peninsula, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 9 day of July, 2012.

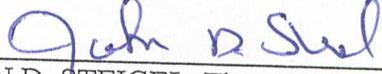
  
\_\_\_\_\_  
JOHN D. STEIGEL, Fiscal Officer

POSTING CERTIFICATE

I, JOHN D. STEIGEL, Fiscal Officer of the Village of Peninsula, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 9 day of July, 2012; that there is no newspaper published in said municipality, and that publication of the foregoing Resolution was made by posting true copies thereof at five of the most public places in said Village as heretofore determined by Council pursuant to Resolution No. 1884-1997, as follows:

1. Terry Lumber & Supply
2. Woodridge Intermediate School or Peninsula Quarry
3. Peninsula Library & Historical Society
4. Peninsula Village Hall Lobby
5. Peninsula Post Office

Each for a period of fifteen days commencing on the 16 day of July, 2012.

  
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JOHN D. STEIGEL, Fiscal Officer