

Village of Mantua, Ohio
ORDINANCE 2021-36

AN ORDINANCE AMENDING ORDINANCE 2021-27, WHICH SUBMITS THE ISSUE OF A ONE-HALF PER CENT INCREASE IN THE RATE OF THE MUNICIPAL INCOME TAX FOR LAW ENFORCEMENT PURPOSES TO THE ELECTORS OF THE VILLAGE ON NOVEMBER 2, 2021, AND DECLARING AN EMERGENCY.

WHEREAS, on July 20, 2021, this Council approved Ordinance 2021-27, titled as follows:

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF MANTUA, AT THE GENERAL ELECTION ON NOVEMBER 2, 2021, A PROPOSED TAX ORDINANCE AMENDING SECTION 173.012 OF THE VILLAGE OF MANTUA CODIFIED ORDINANCES, "PURPOSES OF TAX; RATE", SO AS TO INCREASE THE RATE OF TAXATION ON INCOME FROM ONE AND ONE-HALF PER-CENT (1.5%) TO TWO PER-CENT (2%), THE ADDITIONAL ONE-HALF PER-CENT TO BE USED ONLY FOR LAW ENFORCEMENT AND PUBLIC SAFETY PURPOSES.

and

WHEREAS, upon submission of said Ordinance to the Portage County Board of Elections, the inclusion of additional information was requested; and

WHEREAS, this Council now wishes to amend Ordinance 2021-27 in order to include statutory language requested by the Portage County Board of Elections.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Mantua, Portage County, Ohio, two-thirds or more of the members elected thereto concurring, that:

SECTION 1. Existing Sections 3 through 7 of Ordinance 2021-27, approved by this Council on July 20, 2021, are hereby repealed.

SECTION 2. Ordinance 2021-27 shall be amended by enacting Sections 3 through 10 thereof to read as follows:

SECTION 3. The tax is an annual tax levied on the income of every person residing in or earning or receiving income in the municipal corporation and shall be measured by municipal taxable income.

SECTION 4. The Village of Mantua is levying the tax in accordance with the limitations specified in Chapter 718 of the Ohio Revised Code, and this Ordinance hereby incorporates the provisions of said chapter.

SECTION 5. Residents of the Village of Mantua shall be allowed credits against the tax to the extent permitted by Sections 173.081 through 173.084 of the Codified Ordinances of the Village of Mantua.

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SECTION 6. Pursuant to Ohio Revised Code Section 718.04(C)(2), these proposed amendments to the Income Tax Code shall be filed with the Board of Elections of Portage County, Ohio, and a Resolution shall be passed by this Council directing the Board of Elections to place same upon the ballot for general voter approval or rejection at the General Election on November 2, 2021, as provided by law.

SECTION 7. Should the proposed Amendment enumerated herein be rejected by the electors of the Village of Mantua, the currently effective version of the Village of Mantua Codified Ordinances, Tax Code Section 173.012 shall remain in full force and effect.

SECTION 8. All other provisions of the Codified Ordinances of the Village of Mantua shall remain in full force and effect.

SECTION 9. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

SECTION 10. This Ordinance, and the income tax increase authorized herein, shall become effective on the First day of January, 2022, provided that it is approved by a majority of the electors of the municipality voting on the question at the general election held on November 2, 2021.

SECTION 3. All other provisions of Ordinance 2021-27, approved by this Council on July 20, 2021, shall remain in full force and effect.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and 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 5. This Ordinance is hereby declared to be an emergency measure, necessary to permit delivery of the amended Ordinance 2021-27 and this Ordinance to the Portage County Board of Elections by 4:00 pm on August 4, 2021, and for that reason this Ordinance shall take effect immediately upon proper passage by Council.

PASSED AS EMERGENCY this 3rd day of August, 2021.

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ATTEST:

Linda Clark, Mayor

Tammy Meyer, Council President

I hereby certify that this Ordinance was duly published by public posting at pre-designated posting places in the Village of Mantua on the ____ day of August, 2021.

Approved as to legal form:

Tammy Meyer, Council President

Michele Stuck, Solicitor