

ORDINANCE NO. 2013-003

AN ORDINANCE AMENDING CHAPTER 193.12 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the Council desires to reallocate City Income Tax funds, effective January 1, 2013.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That Chapter 193.12 of the Codified Ordinances of the City of Findlay, Ohio which reads as follows:

193.12 ALLOCATION OF FUNDS.

Effective January 1, 2012 funds collected under the provision of this chapter shall be deposited in the City Income Tax Administration Fund, and the funds shall be disbursed as follows.

- (a) The part necessary to defray all costs of collecting the taxes, and the cost of administering and enforcing the provisions hereof.
- (b) Six hundred thousand dollars (\$600,000.00) shall be disbursed, appropriated, and allocated to the Capital Improvements/Flood Mitigation Account for 2012.
- (c) The balance shall be disbursed, appropriated, and allocated as follows.
 - (1) Ninety percent (90%) to the General Fund.
 - (2) Ten percent (10%) to the CIT- Capital Improvement Fund.
- (d) A special windfall tax collection provision is hereby enacted and defined as being business income tax collections that exceed the Auditor's estimate for business income tax collections for that calendar year. In such an event, fifty percent (50%) of the windfall collections shall be allocated and go to the rainy day fund, and the other fifty percent (50%) shall be allocated and go to the Capital Improvements Fund. When the balance in the Rainy Day Fund reaches one million dollars (\$1,000,000.00), all windfall collections received thereafter are hereby allocated to the Capital Improvements Fund.

Be and the same is hereby amended to read as follows:

193.12 ALLOCATION OF FUNDS.

Effective January 1, 2013 funds collected under the provision of this chapter shall be deposited in the City Income Tax Administration Fund, and the funds shall be disbursed as follows.

- (a) The part necessary to defray all costs of collecting the taxes, and the cost of administering and enforcing the provisions hereof.
- (b) The balance shall be disbursed, appropriated, and allocated as follows.
 - (1) Eighty-four percent (84%) to the General Fund.
 - (2) Sixteen percent (16%) to the CIT- Capital Improvement Fund.
- (c) A special windfall tax collection provision is hereby enacted and defined as being business income tax collections that exceed the Auditor's estimate for business income tax collections for that calendar year. In such an event, fifty percent (50%) of the windfall collections shall be allocated and go to the rainy day fund, and the other fifty percent (50%) shall be allocated and go to the Capital Improvements Fund. When the balance in the Rainy Day Fund reaches one million dollars (\$1,000,000.00), all windfall collections received thereafter are hereby allocated to the Capital Improvements Fund.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio and for the further reason, it is immediately necessary to reallocate the City Income Tax collections so that Capital Improvement Fund may receive increased funding to support needed projects,

WHEREFORE, this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Robert C. Ward
 PRESIDENT OF COUNCIL Pro-Tem
Lydia Michael
 MAYOR

PASSED January 2, 2013

ATTEST *Dennis De Vere*
 CLERK OF COUNCIL

APPROVED January 2, 2013