

STATE OF OHIO

SS:

**COPY
CERTIFICATION**

COUNTY OF GREENE

On this 25th day of January

January 25, 2022, I, Debbie Haines, certify 3 pages a true, exact, complete and unaltered photocopy made by me of Resolution No. 22-03 presented to me by the document's custodian, Debbie Haines and has been compared with the original document. EACH PAGE HAS BEEN EMBOSSED WITH MY OFFICIAL SEAL.

Debbie Haines

RESOLUTION NO. 22-03

A RESOLUTION TO PROCEED WITH PLACING A ONE PERCENT (1%) MUNICIPAL INCOME TAX ON THE MAY 3, 2022 BALLOT AND TO CERTIFY THE SAME TO THE GREENE COUNTY BOARD OF ELECTIONS

WHEREAS, Beavercreek City Council has determined that it is necessary to increase annual revenues in the City for the purpose of providing additional funds for general municipal operations, including public safety and public services, maintenance, equipment, municipal services and facilities, infrastructure, and capital improvements in the City of Beavercreek; and

WHEREAS, to provide sufficient funding for the purposes described above, Council for the City of Beavercreek has determined that it is necessary to implement a one percent (1%) municipal income tax in the City of Beavercreek; and

WHEREAS, Section 10.05 of the Charter of the City of Beavercreek, Ohio, provides that City Council must have the approval of a majority of the City's electors voting on the implementation of an income tax levy before an income tax can be implemented in the City of Beavercreek; and

WHEREAS, City Council verily believes that the implementation of a one percent (1%) income tax will help protect and promote the public health, safety, and welfare of citizens in the Beavercreek community by providing sufficient funds for necessary municipal operations and services; and

WHEREAS, the implementation of this income tax will reduce the City's reliance of property taxes, which property taxes are paid by the City's property owners, and will generate an additional income stream for the City from non-residents who work in the City and use the City's roadways, facilities and other services on a regular basis as a result of their travels to and from their workplace; and

WHEREAS, the implementation of a one percent (1%) income tax in the City of Beavercreek will allow the City to terminate collection of the following existing property tax levies for the tax year 2022: (1) Police Levy passed in 1981 (0.9 mills), (2) Police Levy passed in 1983 (3.0 mills), (3) Street Levy passed in 1983 (1.0 mills), (4) Police Levy passed in 1985 (1.2 mills), and (5) Street Levy passed in 2014 (2.0 mills); and

WHEREAS, City Council has adopted an Income Tax Ordinance authorizing the one percent (1%) income tax described herein; and

WHEREAS, the Income Tax Ordinance adopted by Council fully describes, among other things, the purpose of the tax; the income that is subject to the tax; credits for taxes paid to another municipality; property tax levies to be terminated upon the approval of the income tax by a majority of the electors of the City; and other procedural regulations and requirements concerning the City's income tax; and

WHEREAS, after complying with all of the statutorily required notice and hearing requirements, the City of Beavercreek has determined it necessary to place the City of Beavercreek's Income Tax Ordinance on the May 3, 2022 Election Ballot; and

WHEREAS, pursuant to R.C. 718.04(C)(2), City Council intends to hereby direct the Greene County Board of Elections to conduct the election and place the City of Beavercreek's Income Tax Ordinance on the ballot for the May 3, 2022 Election.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEAVERCREEK, STATE OF OHIO:

SECTION I: Council for the City of Beavercreek hereby finds that the implementation of a one percent (1%) income tax, which will be effective January 1, 2023, will reduce the City's reliance on property tax levies and will allow for the termination of collection of the following existing property tax levies for the tax year 2022: (1) Police Levy passed in 1981 (0.9 mills), (2) Police Levy passed in 1983 (3.0 mills), (3) Street Levy passed in 1983 (1.0 mills), (4) Police Levy passed in 1985 (1.2 mills), and (5) Street Levy passed in 2014 (2.0 mills).

SECTION II: Council for the City of Beavercreek hereby authorizes the submission to the electors of the City of Beavercreek, Ohio, at the election to be held on May 3, 2022, during the times and places established by state law or the Board of Elections of Greene County, Ohio, the question of approving the passage of an Ordinance, a copy of which is attached hereto as Exhibit A, to adopt Chapter 39 of the City of Beavercreek Codified Ordinances and thereby implement an income tax at the rate one percent (1%) for the period beginning January 1, 2023, for the purpose of providing revenue for general municipal operations, including public safety and public services, maintenance, equipment, municipal services and facilities, infrastructure, and capital improvements in the City of Beavercreek. The Greene County Board of Elections is hereby directed, in accordance with R.C. 718.04(C)(2), to conduct the election.

SECTION III: The form of the ballot to be used at said election shall be substantially as follows:

PROPOSED INCOME TAX AT THE RATE OF ONE PERCENT

CITY OF BEAVERCREEK, OHIO

A majority affirmative vote is necessary for passage

Shall the Ordinance providing for the implementation of a one percent (1%) income tax in the City of Beavercreek, Ohio, beginning January 1, 2023, to be levied on income as defined by Ordinance of the City of Beavercreek, Ohio, for the purpose of providing revenue for general municipal operations, including public safety and public services,

maintenance, equipment, municipal services and facilities, infrastructure, and capital improvements in the City of Beavercreek, Ohio, the passage of which will allow the City to terminate collection of existing property tax levies for the tax year 2022, which existing property tax levies include the Police Levy passed in 1981 (0.9 mills), the Police Levy passed in 1983 (3.0 mills), the Street Levy passed in 1983 (1.0 mills), the Police Levy passed in 1985 (1.2 mills), and the Street Levy passed in 2014 (2.0 mills), be passed?

	FOR THE INCOME TAX
	AGAINST THE INCOME TAX

SECTION IV:

The Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution, together with a certified copy of the Ordinance attached hereto, to the Board of Elections of Greene County, Ohio, as soon as possible but not later than 4:00 p.m. on February 2, 2022.

SECTION V:

It is hereby 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 any and 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, but not limited to Section 121.22 of the Ohio Revised Code.

SECTION VI:

This Resolution shall take effect and be in full force from and after its passage.

PASSED this 24th day of January, 2022.



MAYOR

ATTEST:



CLERK OF BEAVERCREEK COUNCIL

PREPARED BY: CITY ATTORNEY

SUMMARY

THIS RESOLUTION BY BEAVERCREEK CITY COUNCIL IS TO PLACE A ONE PERCENT (1%) MUNICIPAL INCOME TAX ON THE MAY 3, 2022 ELECTION BALLOT AND TO CERTIFY THE SAME TO THE GREENE COUNTY BOARD OF ELECTIONS