

P/C 12-8-20 LEGISLATIVE
CARRIOR 12-8-20 DISCUSSION Amended
1st R 12-8-20
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 27-2020

INTRODUCED BY: COUNCIL AS A WHOLE AND MAYOR GAMMELLA

A RESOLUTION STRONGLY OPPOSING SENATE BILL 352 AND HOUSE BILL 754, LEGISLATION PROPOSING THE REPEAL OF SECTION 29 OF HOUSE BILL 197, WHICH WOULD RESULT IN A MYRIAD OF UNINTENDED CONSEQUENCES THROUGH OHIO'S ENTIRE MUNICIPAL INCOME TAX SYSTEM, CAUSE A SUBSTANTIAL LOSS OF REVENUE THAT WILL IMPEDE THE ABILITY OF MUNICIPALITIES TO PROVIDE FOR THE HEALTH, SAFETY AND WELFARE OF MUNICIPAL RESIDENTS AND BUSINESSES AND THEREBY JEOPARDIZE THE FUTURE ECONOMIC GROWTH OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY

WHEREAS, the Mayor and Council have been advised of legislative proposals by Senator Kristina Roegner and Representative Kris Jordan to institute a repeal of Section 29 of House Bill 197; and

WHEREAS, the proposal would repeal the emergency provision instructing municipal corporation such as Brook Park to continue withholding income tax at a taxpayer's place of work even if said taxpayer is currently working from home in another local jurisdiction due to the novel coronavirus pandemic until thirty days after the end of Governor DeWine's declaration of emergency; and

WHEREAS, the repeal of Section 29 of HB 197 would hurriedly and radically change the long-standing municipal income tax collection structure throughout the entire state of Ohio during the ongoing COVID-19 pandemic; and

WHEREAS, Ohio's cities rely on municipal income tax as their primary source of revenue to fund essential services such as public health and safety, police and fire service, utilities and critical infrastructure; and

WHEREAS, the repeal of Section 29 of HB 197 would create substantial revenue cuts and destabilize the budgets of Ohio's largest economic centers, jeopardizing the state's economic competitiveness and stymieing future economic growth; and

WHEREAS, Ohio businesses would suffer the added administrative burden of tracking, reporting and remitting municipal income tax based on employee's work-from-home locations; and

WHEREAS, the City of Brook Park's Finance Director, Gregory Cingle, strongly supports this Resolution.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: That the Council of the City of Brook Park, hereby urges the Ohio General Assembly to defeat House Bill 754 and Senate Bill 352.

SECTION 2: The Ohio General Assembly and the DeWine Administration should establish a taskforce to study the effects of the COVID-19 pandemic on the future of the municipal income tax in Ohio before further action is taken regarding Section 29 of HB 197.

SECTION 3: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to the introducer of the bill, Representative Tom Patton, State Senator Nickie Antonio, Representative Bride Rose Sweeney and Governor Mike DeWine.

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to 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 actions 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 immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that the City of Brook Park strongly opposes the repeal of Section 29 of HB 197; therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: December 8, 2020

M. P. Kurbio
PRESIDENT OF COUNCIL

TESTED: Michelle Blazak
CLERK OF COUNCIL
CERTIFICATE

APPROVED: [Signature]

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance (Resolution) 22-2020
passed on the 8th day of December 2020 by said council.
Michelle Blazak
Clerk of Council

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at five of the most public places in said municipality as determined by Ordinance No. 4938-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.
commencing December 16, 2020
Michelle Blazak
MICHELLE BLAZIK
Clerk of Council

DIRECTOR OF PUBLIC SAFETY AND CORRECTNESS

Yea
Nay
Troyer
Mencini
Orcutt
Scott
Schmuck
Poindexter
Salvatore