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CITY OF BROOK PARK, OHIO

RESOLUTION NO. 7-2014

INTRODUCED BY: MAYOR COYNE

A RESOLUTION
OPPOSING THE PASSAGE OF HOUSE BILL 5
BY THE OHIO GENERAL ASSEMBLY AND ENCOURAGING
THE ADOPTION OF THE CHANGES RECOMMENDED BY THE
OHIO MUNICIPAL LEAGUE,
AND DECLARING AN EMERGENCY

WHEREAS, municipalities in Ohio exist primarily as a tool of self-governance to provide high quality services to the citizens who live in them and to the constituents who visit for work, entertainment, educational and other purposes; and

WHEREAS, municipalities agree that revenue neutral uniformity on municipal income tax issues would be of benefit to some businesses in Ohio; and

WHEREAS, House Bill 5 as passed by the Ohio House of Representatives contains language that is detrimental to the financial stability of municipalities, will reduce revenue for all municipalities in Ohio, increases the administrative burden for all municipalities, removes already existing uniformity, which will limit the ability of municipalities to provide basis services to residents and resident businesses alike; and

WHEREAS, the recent reduction in the Local Government Fund, elimination of the Estate Tax, and the elimination of promised reimbursement for the loss of revenues due to the repeal of the Tangible Personal Property and Public Utilities Taxes has already resulted in a loss of approximately \$1,200,000 in revenue annually for the City of Brook Park; and

WHEREAS, the items in House Bill 5 as adopted by the Ohio House will result in an additional annual estimated loss of revenue of \$292,000 for the City of Brook Park; and

WHEREAS, municipalities have made responsive efforts in the past to streamline the rules and regulations and create uniformity in the overwhelming majority of local tax

codes, creating a streamlined process for all taxpayers;
and

WHEREAS, local governments in Ohio are united in their efforts to craft a revenue neutral bill that provides uniformity for business; and

WHEREAS, municipalities must fight to protect their single largest revenue source, which provides essential municipal services that promotes a positive quality of life that residents and businesses alike rely upon, and any forced reduction in this revenue will have a negative impact on residents and businesses, creating an environment detrimental to retaining and attracting businesses in Ohio;
and

WHEREAS, the Ohio Municipal League has crafted recommended improvements to House Bill 5 as adopted by the House to achieve tax uniformity with revenue neutrality.

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

SECTION 1: The City of Brook Park opposes House Bill 5 as passed by the Ohio House of Representatives.

SECTION 2: The City of Brook Park supports the Ohio Municipal League recommended changes to the passed version of House Bill 5.

SECTION 3: Members of the Ohio House and Senate should engage in constructive dialogue with local officials to develop a bill that provides business friendly municipal income tax uniformity provisions while remaining revenue neutral.

SECTION 4: The Ohio General Assembly should focus on restoring previous funding levels to the Ohio Business Gateway and focus on correcting its multitude of programming problems and customer service issues to make that tool less cumbersome, more useful and relevant to municipalities and businesses as a simple, generic, one-stop method of filing local business income tax returns in one location.

SECTION 5: This Council urges members of the Ohio Senate to reject House Bill 5 as passed, and make the changes suggested by the Ohio Municipal League Coalition.

SECTION 6: This Council directs the Finance/Tax Director to take action necessary to achieve the objectives articulated.

SECTION 7: 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 8: This Resolution 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 this measure is necessary in order to submit the City of Brook Park's position to House Bill 5 prior to a vote by the Ohio General Assembly; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: April 15, 2014

Dennis P. Patton
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
CLERK OF COUNCIL

APPROVED: [Signature]
MAYOR
4/15/2014
DATE

I HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS
[Signature]
DIRECTOR OF LAW

CERTIFICATE
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 No. 7-2014
passed on the 15th day of APRIL 20 14 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 six of the most public places in said municipality as determined by Ordinance No. 4938-1375; location City Hall 1000 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5590 Smith Road, #2 Fire Station 22010 Maple Park and #3 Fire Station 17401 Holland Road, Brook Park Library 6100 Engle Road, for a period of fifteen days.
commencing April 16, 2014
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council