

**ORDINANCE NO. 98- 65 AC CMS**

**AN ORDINANCE AMENDING ORDINANCE NO. 507 AC CMS, AS AMENDED, TO PROVIDE FOR AN ADDITIONAL TEMPORARY ONE-FIFTH OF ONE PERCENT (1/5%) LEVY ON INCOME FOR A PERIOD OF TEN (10) YEARS, WITH THE ADDITIONAL ONE-FIFTH PERCENT (1/5%) TO BE USED ONLY FOR THE PURPOSE OF PROVIDING FUNDS FOR CAPITAL IMPROVEMENTS AND DEBT RETIREMENT FOR THE CITY OF OBERLIN WASTE WATER TREATMENT PLANT, PROVIDING FOR AN EFFECTIVE DATE THEREOF, AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE ONLY IF APPROVED BY THE ELECTORS AND DECLARING AN EMERGENCY**

**BE IT ORDAINED** by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7) of all members elected thereto concurring:

**SECTION 1.** Subject to approval of the electors of the City of Oberlin, Ohio, as provided in Section 718.01 of the Revised Code of Ohio and the Charter of the City of Oberlin, Ordinance No. 507 AC CMS, passed April 17, 1967, with subsequent amendments, be and the same is hereby amended effective January 1, 1999, to provide that a temporary one-fifth of one percent (1/5%) additional tax on income be levied, such additional tax to be in effect and collected for ten (10) years, from January 1, 1999, through December 31, 2008, and to be used only for the purpose of providing funds for capital improvements and debt retirement for the City of Oberlin Waste Water Treatment Plant.

**SECTION 2.** That Sections 2, 3 and 13 of Ordinance No. 507 AC CMS, as amended, are hereby amended to conform with the provisions of this Ordinance so as to provide for the collection of said additional tax if this Ordinance is approved by the electors of the City of Oberlin at the November 3, 1998, general election.

**SECTION 3.** No provision of this Ordinance shall in any way affect any rights or obligations of the City, any taxpayer, or any other person, official or entity with respect to the one percent (1%) municipal income tax authorized by Ordinance No. 507 AC CMS, as amended, and the additional one-half percent (1/2%) municipal income tax authorized by Ordinance No. 97-111 AC CMS.

**SECTION 4.** It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance 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 action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to submit this Ordinance to the Lorain County Board of Elections within the time limitations provided by law"

and shall take effect immediately upon passage, subject to the approval of the electors of the City of Oberlin, Ohio, at the November 3, 1998, General Election and the certification of the results of said election.

PASSED: 1<sup>st</sup> Reading - August 3, 1998 (E)  
2<sup>nd</sup> Reading -  
3<sup>rd</sup> Reading -

ATTEST:

  
CLERK OF COUNCIL

  
CHAIR OF COUNCIL

POSTED: August 4, 1998

EFFECTIVE DATE: August 4, 1998