

RESOLUTION NO.: 2012-R19
SPONSOR: MAYOR NORTON AND COUNCIL AS A WHOLE
INTRODUCED: JUNE 12, 2012 ASSIGNED TO ~~RULES & PERSONNEL~~

A RESOLUTION TO AMEND SECTION 8.2 OF THE CHARTER OF THE CITY OF GREEN TO ALLOW A PORTION OF INCOME TAX REVENUES ALLOCATED AND ASSIGNED TO THE CITY PARKS AND RECREATION PROGRAM TO BE USED FOR SPECIAL EVENTS AND PROGRAMMING, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green's Charter requires a review of the Charter's provisions every seven years; and

WHEREAS, Mayor Norton, pursuant to the terms of the Charter, appointed a Charter Review Commission, which was unanimously approved by City Council, to review the Charter and recommend amendments; and

WHEREAS, the Charter Review Commission reviewed Section 8.2 of the Charter and recommends that Section 8.2(B) of the Charter be amended to allow fifteen percent (15%) of the tax revenues allocated to the parks and recreation program for capital projects may be used for special events and programming; and

WHEREAS, the Charter requires Green City Council to submit the proposed amendments to the electors of the City of Green at the next regular municipal or Ohio general election unless the proposed amendment is rejected by three-fourths ($\frac{3}{4}$) vote of the members of Council; and

WHEREAS, Green City Council determines that the amendment should be submitted to the electors of the City of Green on November 6, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT AND STATE OF OHIO, THAT:

SECTION ONE:

Section 8.2(B) of the Charter of the City of Green shall be amended as follows:

8.2 ALLOCATION OF INCOME TAX REVENUES

B. Second, a minimum of seven percent (7%) of the tax revenues shall be allocated and assigned to the City parks and recreation program. Such funds shall be appropriated **first** to capital expenditures ~~only~~, that is, the purchase of property, building construction, or other improvements with a life of five (5) years or longer--; **provided that if the total expended funds for such capital expenditures are less than the total funds available for capital expenditures, up to fifteen percent (15%) of the seven percent (7%) of income tax revenues available annually may be expended for the City's parks and recreation special events and programming.** Any unused funds shall, on an annual basis, be assigned to a fund for use only **for future capital expenditures, special events and programming** in support of the City's parks and recreation program **on the same allocation basis set forth in this Section.** This provision shall be reviewed by the Charter Review Commission as specified in the time period mandated in Section 9.2.

SECTION TWO:

The proposed amendment to Section 8.2(B) of the Charter of the City of Green shall be placed before the qualified electors of the City of Green for their approval on the ballot of the November 6, 2012 election.

SECTION THREE:

Green City Council requests the following ballot language:

“Shall Section 8.2(B) of the Charter of the City of Green be amended to allow up to fifteen percent (15%) of the seven percent (7%) of income tax revenue available to the parks and recreation program to be used for special events and programming?”

FOR THE AMENDMENT

AGAINST THE AMENDMENT

SECTION FOUR:

The Clerk of Council of the City of Green shall certify a copy of this Resolution to the Board of Elections of Summit County, along with a copy of the proposed ballot language no later than September 6, 2012, as required by law.

SECTION FIVE:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meeting of this Council and any deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION SIX:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: July 10, 2012
Molly Stevens
Molly Stevens, Clerk

Joel Reed
Joel Reed, Council President

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APPROVED: July 11, 2012

[Signature]
Richard G. Norton, Mayor

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SVCE ZONE PARK ROAD ENG
LAW (FIN) (MAY) PLAN FIRE

ENACTED EFFECTIVE: July 11, 2012

ON ROLL CALL: Colopy -yea France -yea Humphrey -yea Knodel -yea
Neugebauer -yea Reed -yea Summerville -yea Adopted 7-0

Suburbanite publication on July 15 and July 22, 2012

[Signature]
Molly Stevens, Clerk

6/05/2012 Approved as to form and content by Stephen J. Pruneski, Law Director SP 6/7/12