

ORDINANCE NO. 2007-117

DIRECTING THE WARREN COUNTY BOARD OF ELECTIONS TO SUBMIT TO THE ELECTORS OF THE CITY OF MASON, OHIO, AT THE NOVEMBER 6, 2007, GENERAL ELECTION, A CHARTER AMENDMENT TO SECTION 10.04 LIMITATIONS ON INCOME TAX AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Mason, Ohio, six members elected thereto concurring:

Section 1. That the following amendment to the Charter of the City of Mason, attached hereto as Exhibit A and incorporated herein by reference, shall be submitted to the electors of the City of Mason at the general election to be held on the 6th day of November, 2007, at the regular places of voting in said City as established by the Board of Elections:

Section 2. That the Clerk of Council is hereby directed to certify a copy of this Ordinance to the Board of Elections of Warren County, Ohio, and the Clerk is directed to publish notice of the proposed amendment to the municipal charter, by publication in a paper of general circulation within the municipal corporation once a week for not less than two consecutive weeks with the first publication being at least fifteen (15) days prior to the election at which time the amendment is to be submitted to the electors.

Section 3. That the full text of this issue shall be put on the ballot.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage. The reason for said declaration of emergency is the need to file this Ordinance with the Board of Elections before the deadline to place issues on the ballot for the November 6, 2007 general election.

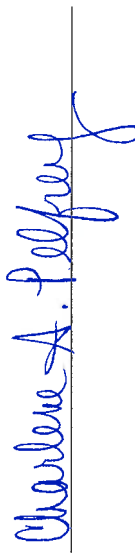
Passed this 13th day of August, 2007.

Attest:

Mayor



Clerk of Council



CERTIFICATE

The undersigned, Clerk of Council of the City of Mason, hereby certifies this to be a true and exact copy of Ordinance No. 2007-____, adopted by the Council of the City of Mason on _____, 2007.

Clerk of Council

EXHIBIT "A"

SECTION 10.04 LIMITATIONS ON INCOME TAX

The Municipality shall not levy a tax on income and/or earnings at a rate in excess of one percent (1%) without first obtaining the approval of a majority of the electors of the Municipality, voting on the question at a general election. Further, taxpayers who reside in Mason and who pay a municipal income and/or earnings tax to another municipality shall receive a credit for any income and/or earnings tax owed by the taxpayer to Mason as set forth in this Section. The credit Mason residents shall receive on any income and/or earnings tax otherwise owed to Mason shall be equal to fifty percent (50%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2006, sixty-five percent (65%) of the income and/or earnings taxes paid and owed to another municipality for tax year 2007, eighty percent (80%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2008, ninety percent (90%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2009 and 100% of the income and/or earnings taxes paid and owed to another municipality for the tax year 2010 and all subsequent years. Furthermore, the foregoing income tax credit rates shall not be changed without first obtaining the approval of the change by a majority of the electors of the Municipality at a general election.

CERTIFICATE OF RESULT OF ELECTION ON QUESTION OR ISSUE
Revised Code, Section 3501.11

State of Ohio }
County of Warren }

The Board of Elections of Warren County hereby

certifies that at the election held in City of Mason (Subdivision) the

in said county on November 6, 2007 (Date of election) the

vote cast on the following issue was as follows:

SECTION 10.04 LIMITATIONS ON INCOME TAX

The Municipality shall not levy a tax on income and/or earnings at a rate in excess of one percent (1%) without first obtaining the approval of a majority of the electors of the Municipality, voting on the question at a general election. Further, taxpayers who reside in Mason and who pay a municipal income and/or earnings tax to another municipality shall receive a credit for any income and/or earnings tax owed by the taxpayer to Mason as set forth in this Section. The credit Mason residents shall receive on any income and/or earnings tax otherwise owed to Mason shall be equal to fifty percent (50%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2008, sixty-five percent (65%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2007, eighty percent (80%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2006, ninety percent (90%) of the income and/or taxes paid and owed to another municipality for the tax year 2008 and one hundred percent (100%) of the income and/or earnings taxes paid and owed to another municipality for the tax year 2010 and all subsequent years. Furthermore, the foregoing income tax credit rates shall not be changed without first obtaining the approval of the change by a majority of the electors of the Municipality at a general election.

Issue _____

Votes FOR PASSAGE OF THE AMENDMENT

(For, yes, etc.-as on ballot)

4,030
(Number)

Votes AGAINST PASSAGE OF THE AMENDMENT

(No, against, etc.-as on ballot)

2,070
(Number)

Total vote cast on issue:

6,100
(Number)

Witness our official signatures at Lebanon, Ohio in
said county, this 19th day of November, 2007

Stella J. [Signature] Chair
Beverly A. Moore
David [Signature]
Barbara J. Sizemore

Attest: *Michael E. [Signature]* Clerk

BOARD OF ELECTIONS

Warren County, Ohio