

THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

January 14, 2019

8:00 PM

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. MINUTES OF MEETINGS: DECEMBER 27, 2018
4. CITIZEN'S POLICE ACADEMY RECOGNITION CEREMONY
5. REPORT OF MAYOR
6. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS
7. REPORT OF SCHOOL DISTRICT (1st Meeting of Month Only)
8. PUBLIC HEARINGS (OPEN MEETING) RELATED TO AGENDA ITEMS
9. REPORT OF COMMITTEES
 1. ORDINANCE 34-18 AMENDING SECTION 172.06 "CREDIT FOR TAX PAID TO OTHER MUNICIPALITIES" OF CHAPTER 172 "MUNICIPAL INCOME TAX EFFECTIVE BEGINNING JANUARY 1, 2016" OF TITLE IX "TAXATION" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**
10. LEGISLATION REQUESTED BY THE MAYOR & ADMINISTRATION.
 1. RESOLUTION 01-19 SETTING THE DATES FOR THE CITY OF SOUTH EUCLID'S REGULARLY SCHEDULED COUNCIL MEETINGS IN 2019. **FIRST READING.**
11. PUBLIC HEARINGS (OPEN MEETING) RELATED TO OPEN BUSINESS
12. COMMUNICATIONS OF CITY COUNCIL
13. ADJOURN

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 34-18
INTRODUCED BY: Fiorelli
REQUESTED BY: Fiorelli

December 27, 2018

AN ORDINANCE

AMENDING SECTION 172.06 "CREDIT FOR TAX PAID TO OTHER MUNICIPALITIES" OF CHAPTER 172 "MUNICIPAL INCOME TAX EFFECTIVE BEGINNING JANUARY 1, 2016" OF TITLE IX "TAXATION" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO

WHEREAS, the Council of the City of South Euclid desires to ensure adequate public participation in city government; and

WHEREAS, public participation can be increased by ensuring citizens are involved in the process when changes are proposed to the city income tax code; and

WHEREAS, the provisions regarding holding community meetings previously included in the codified ordinances and Section 171 was inadvertently omitted when City Council adopted the new State of Ohio Tax Code as Chapter 172 in October 2015.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That Section 172.06 "Credit for Tax Paid to Other Municipalities" of Chapter 172 "Municipal Income Tax" of Title IX "Taxation" of Part One "Administrative Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

172.06 CREDIT FOR TAX PAID TO OTHER MUNICIPALITIES.

(A) Every individual taxpayer domiciled in City of South Euclid who is required to and does pay, or has acknowledged liability for, a municipal tax to another municipality on or measured by the same income, qualifying wages, commissions, net profits or other compensation taxable under this Ordinance, may claim a nonrefundable credit against the tax imposed by this Ordinance upon satisfactory evidence that tax has been paid to another municipality. Subject to division (C) of this section, the credit shall not exceed [75]% of the amount obtained by multiplying the income, qualifying wages, commissions, net profits or other compensation subject to tax in the other municipality by the LOWER of the tax rate in such other municipality OR the rate of 1.0%.

(B) City of South Euclid shall grant a credit against its tax on income to a resident of City of South Euclid who works in a joint economic development zone created under Section 715.691 or a joint economic development district created under Section 715.70, 715.71, or 715.72 of the ORC to the same extent that it grants a credit against its tax on income to its residents who are employed in another municipal corporation.

(C) If the amount of tax withheld or paid to the other municipality is less than the amount of tax required to be withheld or paid to the other municipality, then for purposes of division (A) of this section, "the income, qualifying wages, commissions, net profits or other compensation" subject to tax in the other municipality shall be limited to the amount computed by dividing the tax withheld or paid to the other municipality by the tax rate for that municipality.

(D) Any provision amending Section 172.06 shall not be passed unless it receives at least five affirmative votes. Any proposed amendment to Section 172.06 shall be posted on the City Website and e-mailed to all people on the City's E-Mail Newsletter Distribution List. Furthermore, City Council shall not change any provision of Section 172.06 without first hosting a series of five public meetings, one shall be held for each Ward of the City and one shall be held in the City at large.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, 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 3: This Ordinance shall take effect and be enforced from and after the earliest period allowed by law and upon signature of the mayor.

Passed this _____ day of _____, 2019.

Dennis Fiorelli, Council President

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 01-19
INTRODUCED BY: Fiorelli
REQUESTED BY: Mayor

January 14, 2019

A RESOLUTION

SETTING THE DATES FOR THE CITY OF SOUTH EUCLID'S REGULARLY SCHEDULED COUNCIL MEETINGS IN 2019.

WHEREAS, Section 4 of Article II of the Charter of the City of South Euclid, Ohio directs the Council of the City to prescribe by ordinance the number of regular meetings of Council per month as well as the time and place of such meetings; and

WHEREAS, Section 111.01 of the Codified Ordinances of the City of South Euclid states that regular meetings of Council shall take place on the second and fourth Monday of each month, excluding the month of August, at 8:00 p.m. in the Council Chambers of the City Hall; and

WHEREAS, the Council of the City of South Euclid wishes to reschedule the regularly scheduled City Council meetings if and when a City Council meeting falls on an observed holiday and provide the public with an advance schedule of regularly scheduled City Council meetings, adjusted for the observed holidays of 2019.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the dates for the regularly scheduled City Council meetings for the year of 2019, for the City of South Euclid, Ohio, shall be as follows:

January 14, 2019
January 28, 2019
February 11, 2019
February 25, 2019
March 11, 2019
March 25, 2019
April 8, 2019
April 22, 2019
May 13, 2019
Tuesday May 28, 2019 (Memorial Day)
June 10, 2019 (shavout?)
June 24, 2019
July 8, 2019
July 22, 2019
September 9, 2019
September 23, 2019
Wednesday October 16, 2019 (Sukkot)
October 28, 2019
November 11, 2019
November 25, 2019
December 9, 2019
Monday, December 30, 2019 (if necessary)

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, 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 3: That this Resolution is deemed to be an emergency measure necessary for the immediate preservation for the public peace, health, and safety and for further reason that a vital function of the municipal government is effected hereby. Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2019.

Dennis Fiorelli, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law