

Village of Bolivar, Ohio

Ordinance Number: O-1-2024

AN ORDINANCE AUTHORIZING A REALLOCATION OF FUNDS COLLECTED BY THE VILLAGE OF BOLIVAR AS A RESULT OF THE ENACTMENT OF THE BOLIVAR INCOME TAX; AND DECLARING AN EMERGENCY.

WHEREAS, by Ordinance 1996-615, the Village of Bolivar imposed an income tax of 1% and allocated funds collected to be dispersed during each calendar year.

WHEREAS, by Ordinance 07-2009, the Village of Bolivar reallocated funds collected and dispersed during each calendar year as follows:

- 1) 50% General operating expense
- 2) 40% Capital expenditure
- 3) 10% Street maintenance, repair and construction; and

WHEREAS, by Ordinance O-5-2018, the Village of Bolivar reallocated funds collected and dispersed during each calendar year as follows:

- 1) Such part thereof as shall be necessary to defray all costs of collection, the tax and the costs of administering and enforcing the provisions of this Ordinance;
- 2) 85% General operating expense
- 3) 10% Capital expenditure
- 4) 5% Street maintenance, repair and construction; and

WHEREAS, by Ordinance O-32-2020, the Village of Bolivar reallocated funds collected and dispersed during each calendar year as follows:

- 1) 85% General operating expense
- 2) 14% Capital expenditure
- 3) 1% Street maintenance, repair and construction; and

WHEREAS, by Ordinance O-29-2022, the Village of Bolivar reallocated funds collected and dispersed during each calendar year as follows:

- 1) 76% General operating expense
- 2) 10% Capital expenditure
- 3) 14% Street maintenance, repair and construction; and

WHEREAS, as a result of the current fiscal conditions, it has been determined that it would be appropriate to reallocate the funds from the income tax for the calendar year 2024. In calendar year 2025, the reallocation of funds may be re-assessed based on the existing needs of the Village.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Bolivar, Ohio, as follows:

SECTION 1. Effective, retroactive to January 1, 2024, funds collected under the provisions of the Bolivar Income Tax Ordinance shall be disbursed during each calendar year in the following manner:

- 1) Such part thereof as shall be necessary to defray all costs of collection, the tax and the costs of administering and enforcing the provisions of this Ordinance.
- 2) 85% of the balance thereafter shall be allocated to the General operating expenses of the Village of Bolivar, Ohio
- 3) 10% of the balance thereafter shall be allocated to Capital expenditures
- 4) 5% of the balance thereafter shall be allocated to Street Maintenance, Repair and Construction expenses

SECTION 2. All ordinances or resolutions, or parts thereof, inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. It is found and determined that all formal actions of this Council concerning and related 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 its committees that resulted in such formal action were in meeting open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health, safety, and general welfare for the reason that the Village of Bolivar must immediately reallocate income tax revenues; and, this Ordinance shall be in full force and effective immediately upon its passage.

PASSED IN COUNCIL this 4 day of January 2024.

Attest:

Mayor Robert Lloyd

Maria App, Fiscal Officer

Approved as to Legal Form by:

Stephan P. Babik, Village Solicitor