

**RESOLUTION NO. R2008-1**

**A RESOLUTION WITHDRAWING THE QUESTION OF ENACTING AN ORDINANCE TO IMPOSE AN ADDITIONAL ONE-QUARTER PERCENT INCOME TAX ON AND AFTER JULY 1, 2008 TO BE USED FOR CAPITAL IMPROVEMENTS TO STREETS AND ROADWAYS AND TO AMEND CHAPTER 890 OF THE CODIFIED ORDINANCES OF THE CITY OF MIDDLETOWN FROM THE BALLOT AT THE GENERAL ELECTION TO BE HELD MARCH 4, 2008, REPEALING RESOLUTION NO. R2007-46 AND DECLARING AN EMERGENCY.**

**WHEREAS**, on December 18, 2007, City Council adopted Ordinance No. 02007-95 and Resolution No. R2007-46 in order to place upon the ballot for the March 4, 2008 general election an income tax increase of one-quarter of one percent to be used for capital improvements to streets and roadways; and

**WHEREAS**, since December 18, 2007, several concerns regarding the viability of such a tax levy have arisen, including the lack of time to mount a campaign in favor of the tax levy, the extreme burden such a campaign would place on the newly hired City Manager in her first several weeks on the job, and concerns about the timing of the election in relation to the recently adopted income tax increase for public safety; and

**WHEREAS**, City Council has decided that placing this tax levy on the ballot at a later date will result in a better opportunity to advise the citizens of the need for the tax levy and better inform the citizens of the specifics of how the revenue from the tax levy would be used;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Middletown, Butler/Warren Counties, Ohio, that:

**Section 1**

City Council hereby authorizes and requests the Boards of Election of Butler County and Warren County to withdraw from the ballot at the general election to be held on March 4, 2008 the question of enacting an ordinance to impose an additional one-quarter percent income tax on and after July 1, 2008 to be used for capital improvements to streets and roadways, as set forth in Ordinance No. 02007-95.

**Section 2**

City Council had authorized and directed that such tax levy be placed on the ballot in Resolution No. R2007-46 which is hereby repealed in its entirety.

**Section 3**

This resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare, to wit; to provide the boards of election with sufficient notice to remove the tax levy from the ballot, and shall take effect and be in force from and after its adoption.

\_\_\_\_\_  
Mayor

Adopted: **January 15, 2008**

Attest: \_\_\_\_\_  
Clerk of City Council