

Ordinance No. 1-09.26 Passed NOVEMBER 3, 20 09

ORDINANCE NO. 1-09.26 amending existing Ordinance 1-68.18 Section XIV, titled Allocation of Funds and declaring the same to be an emergency.

**BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF HARTVILLE, STARK COUNTY, OHIO:**

**Section 1. Findings and Determinations.** The Village of Hartville finds and determines the following matters:

- a) The Village of Hartville has sufficient assets in its Capital Improvement Fund and less than sufficient assets for general municipal operations.
- b) The State of Ohio, Auditor's Office has recommended that the Village of Hartville institute the above Ordinance to correct this imbalance.
- c) Accordingly, the Council, acting in the best interest of the Village, hereby replaces Section XIV of Ordinance 1-68.18 with this new Section XIV as set forth with Ordinance No 1-09.26 as set forth in Section 2 below.
- d) All formal actions of this Council relating to the enactment of the Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law, including Section 121.22 of the Ohio Revised Code.

**Section 2. Ordinance No. 1-09.26 – Allocation of Funds**

The funds collected under the provisions of 1-68.18 shall be deposited in a special fund known as the Income Tax Revenue Fund, and said funds shall be disbursed in the following manner:

- 1.) First, such part thereof as shall be necessary to defray all expenses of collecting the tax and of administering and enforcing the provisions of said Ordinance shall be paid.
- 2.) The balance remaining after providing for the payment of the expenses referred to in the paragraph above, shall be appropriated for general municipal operations.

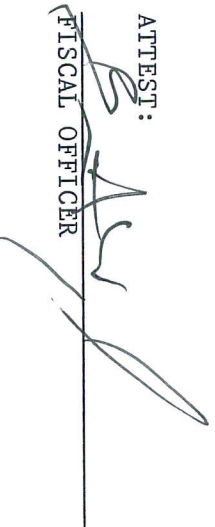
**Section 3. Statement of Emergency.** This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village, and for the further reason that the immediate effectiveness of the Ordinance is necessary to insure sufficient funds for the general municipal operations of the Village.

**Section 4. Effective Date.** Provided that this Ordinance receives the affirmative vote of two-thirds of the members elected or appointed to council, it will take effect and be in force immediately upon its passage; otherwise, it will take effect and be in full force at the earliest period allowed by law.

Date: November 3, 2009

ATTEST:

FISCAL OFFICER



MAYOR

