

RESOLUTION NO. 2016- 58

A RESOLUTION TEMPORARILY SUSPENDING THE PROVISIONS OF ORDINANCE NO. 2001-43 FOR A PERIOD OF ONE YEAR DURING FISCAL YEAR 2017.

WHEREAS, effective July 6, 1999, the State of Ohio created a kilowatt-hour distribution tax that is to be paid by electric distribution companies to the State of Ohio for electricity distributed to end users; and

WHEREAS, Ohio Revised Code 5727.82(A)(2) states that a municipal electric utility that is required to calculate the kilowatt-hour distribution tax may retain in the municipality's General Fund that portion of the tax calculated on kilowatt hours of electricity distributed to end users within the boundaries of the municipal corporation; and

WHEREAS, on April 3, 2001, this Council passed Ordinance No. 2001-43 authorizing and directing the Finance Director to transfer funds generated by the implementation of the kilowatt-hour distribution tax from the General Fund to the Electric Fund; and

WHEREAS, the administration of the City of Clyde has demonstrated a need for said funds for which 100% is to remain in the General Fund for one year during 2017 to help ease budget constraints within the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Clyde, State of Ohio:

SECTION 1. That the provisions of Ordinance No. 2001-43 are hereby temporarily suspended for a period of one year during 2017. The City Manager, upon advice from the Finance Director, may decide not to retain these monies in the General Fund, and may decide to transfer them back to the Electric Fund, if the economic situation of the City of Clyde improves enough in 2017 that the monies are not required by the General Fund.

SECTION 2. That this Resolution shall take effect and be in force immediately upon its passage.

PASSED: 11-15-16


G. Scott Black, Mayor

ATTEST: Janet R. Dickman
Clerk of Council

APPROVED AS TO FORM:


Zachary Selvey, Solicitor