



City of Dublin

Office of the City Manager

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Memo

To: Members of Dublin City Council

From: Dana L. McDaniel, City Manager

Date: February 18, 2016

Re: Resolution 12-16 - Supporting HB 277 to Eliminate Double Taxation in Delaware and Union County Portions of the City of Dublin

Background

Under current Ohio law, counties can collect levy money for 9-1-1 services from every resident in the county even if the services are provided by another governmental entity. The City of Dublin, which is part of the Franklin County 9-1-1 system, operates the Northwest Regional Emergency Communications Center which serves as the primary public safety answering point for all 9-1-1 calls placed by residents of Dublin, whether they live in Delaware, Franklin or Union county.

Recently, when certifying Delaware County's request to place a levy on the ballot, the county prosecutor found that there is no exception listed in the Ohio Revised Code that allows counties to limit the area covered by the levy and exclude territory. It has been the practice of Union County to collect taxes for 9-1-1 service from Dublin residents who live in Union County, while Delaware did not collect the tax.

House Bill 277 was introduced by State Rep. Andrew Brenner to allow 9-1-1 systems that are operated by a county, township or municipal corporation to impose a 9-1-1 system levy in only the portion of the subdivision that would be served by the 9-1-1 system. House Bill 277 does not mandate that a county exclude areas not served by its 9-1-1 system. Exclusion is optional and at the county's discretion.

Should HB 277 be approved, Delaware and Union counties could choose to exclude areas that are part of the Franklin County 9-1-1 system, and serviced by Dublin's regional dispatch center, from their future levies for 9-1-1 service. However, they would not be required to do so.

On Feb. 16, the House Local Government Committee voted 11-0 to refer the bill to a vote of the full House of Representatives. Barring any unforeseen opposition from the House or Senate, and taking the legislature's spring recess into account, it could be early June before the bill reaches the Governor's office. It would be effective 90 days after being signed by the Governor.

Recommendation

Staff recommends adoption of Resolution 12-16 at the February 22, 2016 Council meeting.

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 12-16 Passed _____, 20____

A RESOLUTION IN SUPPORT OF PASSAGE OF HOUSE BILL 277 TO ELIMINATE DOUBLE TAXATION IN DELAWARE AND UNION COUNTY PORTIONS OF THE CITY OF DUBLIN

WHEREAS, the City of Dublin, which is part of the Franklin County 9-1-1 system, provides 9-1-1 service to all residents of the City; and

WHEREAS, Ohio Revised Code currently does not allow counties to limit the area covered by 9-1-1 levies and exclude service territory; and

WHEREAS, portions of the City of Dublin are located in Delaware and Union counties, and are served by the Franklin County 9-1-1 system; and

WHEREAS, the City of Dublin operates the Northwest Regional Emergency Communications Center, which is the primary answering point for all 9-1-1 calls placed within the City of Dublin; and

WHEREAS, Delaware County previously did not collect the tax from City of Dublin residents; officials have been informed by counsel that, unless the law is changed, in the future they would be required to impose the county's 9-1-1 levy on areas already served by another 9-1-1 system; and

WHEREAS, Union County residents are subject to a 0.75-mil levy to Union County while also supporting 9-1-1 services through the City of Dublin resulting in double taxation; and

WHEREAS, HB 277 has been introduced by State Rep. Andrew Brenner to allow counties using a 9-1-1 call center levy to refrain from imposing it in areas of the county already served by another 9-1-1 system.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Dublin, State of Ohio, _____ of the elected members concurring that:

Section 1. City Council supports the passage of HB 277, enabling counties to impose a 9-1-1 services levy on only those neighborhoods receiving services from that tax, and urges all Members of the Ohio General Assembly, including Representatives Andrew Brenner, Mike Duffey and Dorothy Pelanda, and Senators Dave Burke, Jim Hughes and Kris Jordan to actively and enthusiastically support its passage.

Section 2. This Resolution shall take effect and be in force upon passage in accordance with Section 4.04(a) of the Revised Charter.

Passed this _____ day of _____, 2016.

Mayor - Presiding Officer

ATTEST:

Clerk of Council