

RESOLUTION NO.: 2026-R35
SPONSOR: MAYOR YEARGIN
INTRODUCED: JUNE 23, 2026

ASSIGNED TO: _____

A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF GREEN A PROPOSAL TO AMEND SECTION 8.2, OF THE CHARTER OF THE CITY OF GREEN, TO MODIFY THE ALLOCATION OF THE ANNUAL INCOME TAX REVENUE WITHIN THE PARKS AND RECREATION INCOME TAX FUND, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green's Charter requires a review of the Charter's provisions every seven (7) years; and

WHEREAS, Mayor Yeargin, pursuant to the terms of the Charter, appointed a Charter Review Commission to review the Charter and recommend amendments; and

WHEREAS, the Charter requires Green City Council to submit the proposed amendments to the electors of the City of Green at the next regular municipal or Ohio General Election unless the proposed amendment is rejected by three-fourths ($\frac{3}{4}$) vote of the members of Council; and

WHEREAS, Green City Council determines that the amendments should be submitted to the electors of the City of Green on November 3, 2026; and

WHEREAS, the Charter Review Commission unanimously recommended that Green City Council submit to the City electorate a proposal to amend Section 8.2 of the Charter to modify the mandatory allocation of the annual income tax revenue within the parks and recreation income tax fund. No other changes to this section are recommended.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT AND STATE OF OHIO, THAT:

SECTION ONE:

The Charter Review Commission has recommended that the electors of the City of Green consider a proposal that Section 8.2 of the Charter of the City of Green be amended to read as follows:

8.2 ALLOCATION OF INCOME TAX REVENUES

The funds collected under the provisions of any Municipal income tax in the City shall be deposited in a special fund known as the Income Tax Revenue Fund. Disbursements of moneys from this fund shall be made as follows:

- A. First, funds shall be allocated to defray all expenses of collection, administration, and enforcement of the income tax and the provisions of the ordinance.
- B. Second, a minimum of seven percent (7%) of the annual income tax revenue shall be ~~allocated and assigned to the City parks and recreation program. Such funds shall be appropriated first to capital expenditures, that is, the purchase of property, building construction, or other improvements with a life of five (5) years or longer.; provided that if the total expended funds for such capital expenditures are less than the total~~

~~funds available for capital expenditures, up to fifteen percent (15%) of the seven percent (7%) of income tax revenues available annually may be expended for the City's parks and recreation special events and programming. Any unused funds shall, on an annual basis, be assigned to a fund for use only for future capital expenditures, special events and programming in support of the City's parks and recreation program on the same allocation basis set forth in this Section. (Amended November 6, 2012)~~ **shall be allocated and assigned as follows:**

1. **Parks and Recreation Income Tax fund. At least sixty percent (60%) of the annual income tax allocation shall be used exclusively for parks and recreation capital purposes, including: the acquisition of property, construction of facilities and amenities, and the acquisition, repair, or improvement of park equipment and other park related infrastructure.**

2. **No more than forty percent (40%) of the annual income tax allocation may be used for the operation, programming, and general care and support of parks and recreation services, facilities, lands, and activities.** This provision shall be reviewed by the Charter Review Commission as specified in the time period mandated in Section 9.2. (Amended November 8, 2005)

C. Third, funds shall be allocated as required to defray expenses of the General Fund of the City. (Amended November 3, 1998)

SECTION TWO:

The proposed amendments to Section 8.2 of the Charter of the City of Green shall be placed before the qualified electors of the City of Green for their approval on the ballot of the November 3, 2026 election.

SECTION THREE:

Green City Council requests the following ballot language:

“Shall Section 8.2 of the Charter of the City of Green be amended to modify the allocation of annual income tax revenue funds to the City Parks and Recreation Program?”

_____ **FOR THE AMENDMENT**

_____ **AGAINST THE AMENDMENT**

SECTION FOUR:

The Clerk of Council of the City of Green shall certify a copy of this Resolution to the Board of Elections of Summit County, along with a copy of the proposed ballot language no later than September 4, 2026, as required by law.

SECTION FIVE:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meeting of this Council and any deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION SIX:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____, 2026

Nichole Messner, Clerk of Council

Justin Speight, Council President

APPROVED: _____, 2026

Rocco P. Yeargin, Mayor

ENACTED EFFECTIVE: _____, 2026

ON ROLL CALL: Humphrey _____ DeVitis _____ Brandenburg _____
 Meager _____ Neugebauer _____ Noble _____ Speight _____

PUBLICATION CERTIFICATION

I, Nichole Messner, Clerk of Council of the City of Green, County of Summit and State of Ohio, whose custody the original files and records of said council are required to be kept by the laws of the State of Ohio, do hereby certify that the above legislation was duly published in the *Southside Leader* on _____ and _____, 2026.

Nichole M. Messner, Clerk of Council

_____, 2026 Approved as to form and content by Lisa Carey Dean, Law Director _____