

# Ordinance No. 1311-17

## **AN EMERGENCY ORDINANCE**

**Council Members Pruitt and Kelley  
(by departmental request)**

To amend the title, the thirteenth whereas clause, and Section 1 of Ordinance No. 103-17, passed April 3, 2017, relating to authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power and to transfer tax receipts collected back to Cleveland Public Power.

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WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the title, the thirteenth whereas clause, and Section 1 of Ordinance No 103-17, passed April 3, 2017, are amended to read as follows:

An Emergency Ordinance authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power during the years 2017, 2018, and 2019 and transfer tax receipts collected back to Cleveland Public Power.

WHEREAS, legislative authority is necessary to clarify that the general fund shall receive all tax remittances collected by Cleveland Public Power during 2017, 2018, and 2019 and transfer 50% of the tax receipts collected in 2017 and 100% of the tax receipts collected in 2018 and 2019 back to Cleveland Public Power; and

Section 1. That as an exception to Ordinance No. 910-98, passed February 14, 2000, as amended by Ordinance No. 1886-02, passed October 28, 2002, partially repealed by Ordinance No. 2068-05, passed November 21, 2005; Ordinance No. 2088-03, passed October 27, 2003; Ordinance No. 2197-04, passed January 10, 2005; Ordinance No. 158-06, passed March 20, 2006; Ordinance No. 1842-06, passed February 5, 2007; Ordinance No. 1768-07, passed December 10, 2007; Ordinance No. 1248-09, passed September 28, 2009; Ordinance No. 1560-10, passed November 29, 2010, Ordinance No. 193-13, passed March 18, 2013, and Ordinance No. 1350-14, passed December 1, 2014, the general fund shall receive all tax remittances collected under Section 5727.81 of the Revised Code during calendar years 2017, 2018, and 2019 and transfer 50% of the tax receipts collected in 2017 and 100% of the tax receipts collected in 2018 and 2019 back to Cleveland Public Power.

Section 2. That the existing title, the thirteenth whereas clause, and Section 1 of Ordinance No 103-17, passed April 3, 2017, are repealed.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected 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 from and after the earliest period allowed by law.

KR:nl  
10-30-17  
FOR: Director Davis

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REPORT  
after second Reading

Council Members Pruitt and Kelley (by departmental request)

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**READ FIRST TIME on OCTOBER 30, 2017**  
and referred to **DIRECTORS** of Public Utilities, Finance, Law;  
**COMMITTEES** on Utilities, Finance

REPORTS

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CITY CLERK

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READ SECOND TIME

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CITY CLERK

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READ THIRD TIME

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PRESIDENT

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CITY CLERK

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APPROVED

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MAYOR

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PASSAGE RECOMMENDED BY  
COMMITTEE ON  
UTILITIES

FILED WITH COMMITTEE

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PASSAGE RECOMMENDED BY  
COMMITTEE ON  
FINANCE

FILED WITH COMMITTEE

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