

# **RECORD OF ORDINANCES**

CITY OF UPPER ARLINGTON

STATE OF OHIO

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## **ORDINANCE NO. 65-2016**

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### **TO DESIGNATE AN INTERNAL VISITOR AND CONVENTION BUREAU PURSUANT TO C.O. §205.02**

**WHEREAS,** C.O. §205.02 provides for a six percent transient occupancy tax comprised of a three percent tax pursuant to O.R.C. §5739.08 and a three percent tax pursuant to O.R.C. §5739.09; and

**WHEREAS,** O.R.C. §5739.09 requires that 50% of the money collected from the three percent tax must be “spent solely to make contributions to convention and visitors’ bureaus operating within the county in which the municipal corporation or township is wholly or partly located”; and

**WHEREAS,** the required percentage of taxes collected by the City have been deposited in the Upper Arlington Visitors’ Bureau Fund created pursuant to C.O. §205.02(E)(2); and

**WHEREAS,** the Ohio Attorney General has opined that public entities have the discretionary authority to establish and operate a convention and visitors’ bureau as an agency of the public entity;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Upper Arlington, Ohio:

**SECTION 1.** That the City Manager is hereby authorized to establish an internal Upper Arlington Visitors’ Bureau to receive funds to be used for the purpose of promotional and other expenses permitted by law that would attract potential visitors to Upper Arlington.

**SECTION 2.** That City Council hereby designates the internal Upper Arlington Visitors’ Bureau established by the City Manager to receive contributions from the Upper Arlington Visitor Bureau Fund to pay for promotional and other expenses permitted by law.

**SECTION 3.** That the City Manager, Finance Director, and the City Attorney are hereby authorized to take all actions, including the execution of all documents or amendments, necessary to establish and operate the internal Upper Arlington Visitors’ Bureau consistent with C.O. §205.02, O.R.C. 5739.09 and this Ordinance.

**SECTION 4.** That this ordinance shall take effect at the earliest date allowed by law.

**PASSED: November 28, 2016**

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**President of Council**

**ATTEST:** \_\_\_\_\_  
**City Clerk**

I, Ashley Ellrod, City Clerk of Upper Arlington, Ohio, do hereby certify that the above is a true and correct copy.

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City Clerk

**CERTIFICATE OF POSTING**

I, Ashley Ellrod, City Clerk of the City of Upper Arlington, Ohio, do hereby certify that publication of the foregoing was made by posting a true copy of Ordinance No. 65-2016 at the most public place in said corporation as determined by the Council, the Municipal Building, 3600 Tremont Road, for a period of ten (10) days commencing November 29, 2016.

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City Clerk of the City of Upper Arlington

**Vote Slip**

**Sponsor:** Ms. Ralph  
**Date Introduced:** November 14, 2016

**Legal Ad:**  
**Newspaper:**

**Reading Date(s):** November 14, 2016: November 28, 2016

**Voting Aye:** Adams, Casper, DeCapua, King, Ralph and Johnson  
**Voting Nay:**  
**Abstain:**  
**Absent:** Greenhill

**Date of Passage:** November 28, 2016

**City Council Conference Session/Other Review:** November 7, 2016

**Other:** Thirty Day Clause;

