

ORDINANCE NO. 4158

AN ORDINANCE AUTHORIZING SUBMISSION TO THE VOTERS OF THE CITY OF ROLLA, MISSOURI, AT THE NEXT ELECTION DAY, NOVEMBER 4, 2014, "PROPOSITION P" IMPOSING A MUNICIPAL SALES TAX OF ONE-QUARTER OF ONE PERCENT BEGINNING APRIL 1, 2015, FOR EIGHT YEARS, REDUCED TO THREE-SIXTEENTHS OF ONE PERCENT BEGINNING APRIL 1, 2023, FOR THE PURPOSE OF PROVIDING FUNDING FOR LOCAL PARKS AND RECREATION, INCLUDING, BUT NOT LIMITED TO CONSTRUCTION, OPERATION AND MAINTENANCE.

Recitals:

A. Section 644.932, RSMo., authorizes the City to impose, by ordinance or order, a sales tax not to exceed one-half of one percent sales tax on all retail sales made in the City, which are subject to taxation under the provisions of Sections 144.010 to 144.525, RSMo., for the purpose of providing funding for local parks.

B. Section 644.032, RSMo., further provides that the authorized tax shall be in addition to any and all other sales taxes allowed by law; but that no ordinance imposing a sales tax and no other provisions of the enabling section shall be effective unless the City submits to its voters at a municipal or state general, primary or special election, a proposal to authorize the City to impose such tax.

C. The City has determined it is proper for it to promote and provide for the common good, health and recreation of its citizens and that these purposes can be served by construction, operation and maintenance of local parks upon municipal property dedicated to public use.

D. The 1998 park sales tax that expired in 2013 funded the construction and operations of the Centre and SplashZone. During its existence, the City of Rolla did not subsidize or transfer any additional funds to support the Centre. A parks only sales tax will provide savings to the General Fund and now support city services primarily in public safety. Operations at the Centre will continue to be separate and not intended to receive funds from the General Fund.

E. In order to provide additional funding for local parks and recreation in general, the City desires to submit to the qualified voters a proposition that, if approved, will implement a sales tax under Section 644.032 RSMo. for eight (8) years from April 1, 2015, which tax shall automatically be reduced to three-sixteenths (3/16) of one percent from and after April 1, 2023.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AS FOLLOWS:

Section 1: At the next general Election Day scheduled for November 4, 2014, there shall be submitted to the qualified voters of said City the following Proposition, to-wit:

SALES TAX "PROPOSITION P" FOR LOCAL PARKS

Shall the municipality of Rolla, Missouri impose a sales tax of one-quarter of one percent, for eight years, then reduced to three-sixteenths of one percent beginning April 1, 2023 for the purpose of providing funding for local parks?

The City intends to use this sales tax solely for local parks for the City, in order to maintain, improve and manage parks, trails, playgrounds, parking lots, bathrooms, cemetery and natural lands for recreational purposes. These funds are prohibited for support of the Centre.

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YES ~ ≡

NO ~ ≡

Instructions to voters: To vote, complete the arrow(s) pointing to your choice(s) like this ~---≡. Use marking device provided. If you are in FAVOR of the proposition or question, complete the arrow next to the word YES. If you are OPPOSED to the proposition or question, complete the arrow next to the word NO.

Section 2: The City Clerk shall provide the County Clerk of Phelps County, Missouri, (County Clerk), as election authority for Phelps County, Missouri, with a copy of this Ordinance and shall provide such notice of the aforesaid election as may be by law required. The ballots to be used at said election shall contain the information in substantially the form set forth above, subject to such revisions and modifications as to form, but not content, as may be required for use of the voting system selected by the County Clerk. The qualified voters of the City residing in the election precincts located within the City shall vote at such polling places at such times as are otherwise established in connection with the general Election Day scheduled for November 4, 2014.

Section 3: The County Clerk shall conduct the election herein provided for and shall perform the duties required as the election authority for said election under the provisions of Chapter 115, RSMo.

Section 4: The County Clerk, as election authority for the election herein provided for, shall give the notice of said election required by law, shall appoint the election judges for the polling places at which said election is to be held, and shall apply all voting equipment, ballot boxes, ballots, tally sheets, precinct registers, and other supplies necessary for the conduct of said election.

Section 5: All ordinances or parts of ordinances in conflict with this Ordinance shall be and the same are repealed hereby insofar as they may so conflict. This ordinance shall be in force and take effect from and after its passage and approval.

PASSED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AND APPROVED BY THE MAYOR THIS 18TH DAY OF AUGUST 2014.

ATTEST:

CAROL L. DANIELS, CITY CLERK

APPROVED:

LOUIS J. MAGDITS, IV, MAYOR

APPROVED AS TO FORM:

LANCE THURMAN, CITY COUNSELOR