

RESOLUTION NO.2016-07

A RESOLUTION TO SUBMIT TO THE QUALIFIED ELECTORS OF THE CITY OF ST. JOHN, KANSAS THE PROPOSITION OF LEVYING A ONE PERCENT (1.0%) RETAILERS' SALES TAX TO FUND GENERAL SERVICES OF THE CITY, INCLUDING BUT NOT LIMITED TO, ECONOMIC DEVELOPMENT PROJECTS AND CITY INFRASTRUCTURE.

WHEREAS, K.S.A. 12-187 *et seq.*, authorizes the governing body of the City of St. John, Kansas ("City") to submit to the qualified electors of the City the question of levying retailers' sales tax in the City and pledging the revenue received from the tax to certain purposes of the City with the tax to be collected by the Kansas Department of Revenue and returned to the City; and

WHEREAS, the governing body of the City has determined it is necessary to authorize the levy of a one percent (1.0%) retailers' sales tax, to begin on January 1, 2017 or as soon thereafter as the new tax may be levied by the Kansas Department of Revenue, with revenue received from the tax used for the governmental purposes as described in the ballot question approved by this Resolution.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ST. JOHN, KANSAS:

Section 1. A special question election is called to be conducted at the Kansas State Primary Election on August 2, 2016, for the purpose of submitting to the qualified electors of the City the question of levying a retailers' sales tax in the City in the amount of one-percent (1.0%), with such tax to take effect on January 1, 2017, or as soon thereafter as the tax may be levied by the Kansas Department of Revenue, and shall be collected for a period of ten (10) years from the effective date of the tax, if approved by a majority of the electors voting on the question. The election shall be conducted in the manner prescribed by applicable laws of the State of Kansas.

Section 2. If approved by a majority of the electors voting on the question, the retailers' sales tax will be subject to all applicable state laws and administrative rules and regulations of the Kansas Department of Revenue. The services of the Kansas Department of Revenue shall be utilized to administer, enforce and collect such tax.

Section 3. The proposition to be voted on shall appear on the ballot as follows:

Shall the following be adopted?

Shall a retailers' sales tax in the amount of one-percent (1.0%) be levied in the City of St. John, Kansas to take effect on January 1, 2017 or as soon thereafter as such tax may be levied by the Kansas Department of Revenue, and shall be collected for a period of ten (10) years from the effective date

of the retailers' sales tax, with revenue from such tax used to fund general governmental services provided by the City, which may include but is not limited to, economic development purposes and infrastructure projects in the City of St. John, Kansas, all pursuant to K.S.A. 12-187 *et seq.*, as amended?

Section 4. The Stafford County Clerk is authorized to and shall give notice of the election by publishing a Notice of Election (in substantially the form attached to this Resolution as Exhibit A) once each week for two consecutive weeks in a newspaper of general circulation in the City, as provided in K.S.A. 12-187 *et seq.* and K.S.A. 10-120, with the first publication to be not less than twenty-one (21) days prior to the date of the election. The vote at the election shall be by ballot and the proposition approved by this Resolution shall be printed on the ballot with the voting instructions required by law.

Section 5. This Resolution shall take effect from and after its adoption by the Governing Body of the City and publication one time in the official city newspaper.

ADOPTED AND APPROVED by the Governing Body of the City of St. John, Kansas on April 19th, 2016.

CITY OF ST. JOHN, KANSAS

By: Juliann M. Owens
Juliann Owens, Mayor



ATTEST:

By: LaDona Garcia
LaDona Garcia, City Clerk

Exhibit A
To Resolution No. 2016-07

NOTICE OF SPECIAL QUESTION ELECTION

TO ALL QUALIFIED ELECTORS OF THE CITY OF ST. JOH, KANSAS:

Notice is given by the Governing Body of the City of St. John, Kansas and the County Election Officer of Stafford County, Kansas that a special question election will be held in the City of St. John, Kansas on August 2, 2016, for the purpose of voting on the question of levying a city retailers' sales tax in the amount of one-percent (1.0%) on retail sales consummated within the City of St. John, Kansas, according to the provisions of K.S.A. 12-187 *et seq.* If approved, the retailers' sales tax will begin on January 1, 2017 or as soon thereafter as the tax may be levied by the Kansas Department of Revenue, and shall continue for a period of ten years (10) from the effective date of the retailers' sales tax. The revenue received by the City will be used for public purposes as described in the ballot question. If approved by a majority of the electors voting such tax shall be collected by the Kansas Department of Revenue, and the revenue returned to the City of St. John, Kansas.

The polls will be open for voting between ____ a.m. and ____ p.m. on August 2, 2016 at the following places:

[To be supplied by county clerk]

The proposition to be voted on shall appear on the ballot as follows:

Shall the following be adopted?

Shall a retailers' sales tax in the amount of one-percent (1.0%) be levied in the City of St. John, Kansas to take effect on January 1, 2017 or as soon thereafter as such tax may be levied by the Kansas Department of Revenue, and shall be collected for a period of ten (10) years from the effective date of the retailers' sales tax, with revenue from such tax used to fund general governmental services provided by the City, which may include but is not limited to, economic development purposes and infrastructure projects in the City of St. John, Kansas, all pursuant to K.S.A. 12-187 *et seq.*, as amended?

Yes _____

No _____

To vote in favor of any question submitted upon this ballot, make a cross or check mark in the square to the right of the word "Yes;" to vote against it, make a cross or check mark in the square to the right of the word "No."

Dated _____, 2016.

By: _____
Nita Keenan
Stafford County Clerk