CITY OF COFFEYVILLE
BOARD OF COMMISSIONERS AGENDA ITEM

MEETING DATE	June 10, 2014	
RESOLUTION OR ORDINANCE NUMBER	S-14-05	
AGENDA TITLE	An Ordinance to authorize the levy of a one-half percent city-wide retailers' sales tax and related matters.	
REQUESTING DEPARTMENT	Administration	
PRESENTER	Cindy Price	
FISCAL INFORMATION	Cost as recommended:	n/a
	Budget Line Item:	
	Balance Available	
	New Appropriation Required:	[ ] Yes [ ] No
PURPOSE	To authorize the levy of the ½¢ 2015 Transportation Sales Tax approved by voters on August 5, 2014.	
BACKGROUND	Following the successful passage of the ½¢ 2015 Transportation Sales Tax, an ordinance is required to authorize the levy of the tax. This ordinance, along with other required documents, will be sent to the Kansas Department of Revenue. Collection for this sales tax will begin April 1, 2015; the existing tax expires March 31, 2015.	
SPECIAL NOTES		
ANALYSIS		
PUBLIC INFORMATION PROCESS		

BOARD OR COMMISSION RECOMMENDATION	
STAFF RECOMMENDATION	Approve for First Reading Ordinance No. S-14-05.
REFERENCE DOCUMENTS ATTACHED	Ordinance No. S-14-05

(Published in the ***Coffeyville Journal*** on [_____], 2014)

ORDINANCE NO. S-14-05

AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF COFFEYVILLE, KANSAS, AUTHORIZING THE LEVY OF A ONE-HALF PERCENT (1/2%) CITY-WIDE RETAILERS' SALES TAX AND RELATED MATTERS.

WHEREAS, pursuant to the provisions of K.S.A. 12-187 *et seq.* (the "Act"), the City of Coffeyville, Kansas (the "City") is authorized to impose a local retailers' sales tax upon all retail sales within the boundaries of the City, except as specifically exempted by the Act; and

WHEREAS, the Governing Body adopted Resolution No. R-14-48 on June 10, 2014, which resolution requested authorization to impose a one-half percent (1/2%) City-wide retailers' sales tax (the "2015 Transportation Sales Tax") to finance the costs of general transportation improvements throughout the City including, but not limited to streets, curbing, and sidewalks (collectively the "Improvements"); the collection of such 2015 Transportation Sales Tax shall commence upon the expiration of the existing one-half percent (1/2%) City-wide retailers' sales tax imposed for street improvement purposes (the "2010 Street Sales Tax"), on April 1, 2015, or as soon thereafter as permitted by law, and shall terminate on the earlier of (a) ten (10) years after its commencement, or (b) when all costs associated with the financing of the Improvements, including the repayment of any sales tax revenue or general obligation bonds issued to pay such costs, shall have been paid, ***provided*** that the imposition of such 2015 Transportation Sales Tax shall be subject to the approval by the electors of the City of this proposition; and

WHEREAS, the question of the imposition of the 2015 Transportation Sales Tax was submitted to the electors of the City at a special question election on August 5, 2014, and at the election a majority of the qualified electors of the City voting on that proposition voted in favor thereof; and

WHEREAS, pursuant to the provisions of K.S.A. 12-187 *et seq*. and the special question election, the Governing Body deems it necessary and advisable to authorize the imposition of the 2015 Transportation Sales Tax for the purposes described above, which constitutes a sales tax imposed for general purposes.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COFFEYVILLE, KANSAS:

SECTION 1. Implementation of 2015 Transportation Sales Tax. The levy of the one-half percent (1/2%) 2015 Transportation Sales Tax and the application of the revenue received therefrom to finance the costs of the Improvements is hereby authorized. In accordance with K.S.A. 12-191, collection of the 2015 Transportation Sales Tax shall commence upon the expiration of the existing 2010 Street Sales Tax on April 1, 2015, or as soon thereafter as permitted by law, and shall terminate on the earlier of (a) ten (10) years after its commencement, or (b) when all costs associated with the financing of the Improvements, including the repayment of any sales tax revenue or general obligation bonds issued to pay such costs, shall have been paid.

SECTION 2. Department of Revenue Submittal. The City Clerk, upon passage of this Ordinance, shall provide a certified copy of the same to the State Director of Taxation pursuant to K.S.A. 12-189 and request the implementation of the 2015 Transportation Sales Tax in accordance with the provisions hereof.

SECTION 3. Effective Date. This Ordinance shall be effective upon passage by the governing body, execution by the Mayor and publication once in the official City newspaper.

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PASSED by the governing body of the City of Coffeyville, Kansas on August 26, 2014, and **SIGNED** by the Mayor.

_____
Mayor

(SEAL)

ATTEST:

_____
Clerk

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CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on August 26, 2014; that the record of the final vote on its passage is found on page ____ of journal ____; and that it was published in the ***Coffeyville Journal*** on _____, 2014.

DATED: _____, 2014.

_____
Clerk

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