

AN ORDINANCE IMPOSING A SALES TAX FOR THE PURPOSE OF FUNDING CAPITAL IMPROVEMENTS TO THE STORMWATER COLLECTION SYSTEM OF THE CITY OF REPUBLIC, MISSOURI, FOR THE PURPOSE OF PAYING ALL/OR A PORTION OF THE COSTS OF ACQUIRING RIGHTS-OF-WAY, CONSTRUCTING, ENLARGING, EXTENDING AND IMPROVING SAID SYSTEM; CALLING AN ELECTION IN THE CITY OF REPUBLIC, MISSOURI, ON THE QUESTION OF IMPOSING SAID SALES TAX; DESIGNATING THE TIME FOR HOLDING SAID ELECTION; AND AUTHORIZING AND DIRECTING THE CITY CLERK TO GIVE NOTICE TO THE COUNTY CLERK OF SAID ELECTION.

WHEREAS, the City of Republic, Missouri, (herein called the "City") is a municipal corporation located in Greene County, Missouri, being duly created, organized and existing under the laws of the State of Missouri; and

WHEREAS, the City is authorized under the provisions of the Constitution and the statutes of the State of Missouri, to impose a sales tax of one quarter of one percent (1/4 of 1%) for the purpose of stormwater improvements; and

WHEREAS, in 2002, the voters of the City of Republic did approve a one quarter of one percent (1/4 of 1%) sales tax for stormwater improvements and such tax expires on October 1, 2007; and

WHEREAS, the City Council of the City of Republic, Missouri, has determined that it is necessary and desirable to renew a sales tax for the purpose of funding stormwater improvements as herein provided;

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

Section 1. Pursuant to Section 94.577 of the Revised Statutes of Missouri (the "Act"), a sales tax at the rate of one quarter of one percent (1/4 of 1%) is hereby imposed on all persons in the City of Republic, Missouri, who are engaged in the business of selling tangible personal property and taxable services subject to a sales tax under the provisions of Sections 144.010 to 144.525, inclusive, of the Revised Statutes of Missouri (the "Sales Tax Law"), for the purpose of funding stormwater capital improvements, including the cost of acquiring rights-of-way, constructing, enlarging, extending and improving of the stormwater collection system with said tax to be collected for a period of five (5) years beginning October 1, 2007. Said tax is for the privilege of engaging in such business in the City and shall be in the manner and to the extent provided in the Sales Tax Law and the rules and regulation of the director of revenue of the State of Missouri issued pursuant thereto.

Section 2. All sales tax collected by the City from said tax shall be deposited in a special trust fund and shall be used solely for the purpose of stormwater capital improvements, including the cost of acquiring rights-of-way, constructing, enlarging, extending and improving stormwater collection system; said trust fund shall be designated as the City of Republic, Stormwater Capital Improvements Sales Tax Trust Fund and shall be expended only in the manner and for the purposes enumerated in the Act.

Section 3. An election is hereby ordered to be held in the City of Republic, Missouri, on August 7, 2007, on the following question:

QUESTION

SHALL THE CITY OF REPUBLIC, MISSOURI, CONTINUE TO IMPOSE A SALES TAX AT THE RATE OF ONE QUARTER OF ONE PERCENT (1/4 OF 1%) TO BE COLLECTED FOR A PERIOD OF FIVE (5) YEARS BEGINNING OCTOBER 1, 2007, FOR THE PURPOSE OF FUNDING STORMWATER CAPITAL IMPROVEMENTS? A VOTE IN FAVOR OF THE QUESTION WILL NOT SERVE TO RAISE EXISTING SALES TAX RATES IMPOSED BY THE CITY OF REPUBLIC.

The authorization of said sales tax will authorize the levy and collection of a sales tax in addition to the other taxes provided for by law, on all retail sales made in such county which are subject to taxation under the provisions of Sections 144.010 to 144.525, inclusive, of the Revised Statutes of Missouri.

Section 4. That the City Clerk is hereby authorized and directed to conduct said election in a manner consistent with the provisions of Chapter 115 of the Revised Statutes of Missouri.

Section 5. That the form of the notice of said election, a copy of which is attached hereto and made a part hereof, is hereby approved.

Section 6. That a copy of this ordinance shall be filed with the County Clerk of Greene County, Missouri, no later than 5:00 o'clock P.M. on May 29, 2007.

Section 7. If the sales tax is approved by a majority of the votes cast by the qualified voters voting thereon, then the City Clerk shall within ten days forward to the director of revenue of the State of Missouri by United States registered or certified mail a certified copy of this ordinance with a map clearly showing the boundaries of the City and said sales tax shall become effective the first day of October, 2007, and shall be levied, collected and distributed in the manner provided by the Act.

BILL NO. 07-41

ORDINANCE NO. _____

Section 8. This ordinance shall be in full force and effect from and after its passage by the City Council, and approval by a majority of the qualified voters of the City voting in favor of imposing said sales tax.

Section 9. The City Council hereby finds and declares that this ordinance constitutes an emergency for the reason that an election must be held before expiration of the Stormwater Sales Tax and an election for August 7, 2007, must be called by May 29, 2007, therefore, this ordinance shall be in full force and effect from its date of passage. Passed and approved at a special meeting of the City Council of the City of Republic, Missouri, this 25th day of May, 2007.

ATTEST:

City Clerk

Mayor

Approved as to form: _____
City Administrator

Approved as to form: _____
City Attorney

BILL NO. 07-41

ORDINANCE NO. _____

[The following notice must be published in compliance with RSMo. Section 115.127(2).]

NOTICE OF ELECTION

REPUBLIC, MISSOURI

Notice is hereby given to the qualified voters of the City of Republic, Missouri, that pursuant to an ordinance duly adopted, the City Council of the City of Republic, Missouri, has called a election to be held in the City on August 7, 2007, commencing at 6:00 o'clock a.m. and closing at 7:00 p.m., for the purpose of submitting to the qualified voters of the City the question contained in the following sample ballot:

**OFFICIAL BALLOT
SALES TAX ELECTION
REPUBLIC, MISSOURI**

August 7, 2007

QUESTION

SHALL THE CITY OF REPUBLIC, MISSOURI, CONTINUE TO IMPOSE A SALES TAX AT THE RATE OF ONE QUARTER OF ONE PERCENT (1/4 OF 1%) TO BE COLLECTED FOR A PERIOD OF FIVE (5) YEARS BEGINNING OCTOBER 1, 2007, FOR THE PURPOSE OF FUNDING STORMWATER CAPITAL IMPROVEMENTS? A VOTE IN FAVOR OF THE QUESTION WILL NOT SERVE TO RAISE EXISTING SALES TAX RATES IMPOSED BY THE CITY OF REPUBLIC.

YES []
NO []

INSTRUCTIONS TO VOTERS: If you are in favor of the question, punch a hole in the box opposite "YES". If you are opposed to the question, punch a hole in the box opposite "NO".

The authorization of said sales tax will authorize the levy and collection of a sales tax in addition to the other taxes provided for by law, on all retail sales made in such City which are subject to taxation under the provisions of Sections 144.010 to 144.525, inclusive, of the Revised Statutes of Missouri, the "Sales Tax Law", as amended.

The election will be held at the following polling places in the City:

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| 1. Republic Community Center
711 E. Miller Road | 3. Republic Library
1264 N. Hwy 60 |
| 2. Republic Senior Friendship Center
210 E. Hines St. | 4. Brookline Fire Department
6470 W. Washington Ave |