

Introduced: January 20, 2015
Passed: January 20, 2015
Published: January 23, 2015

ORDINANCE NO. 2015 - 3

AN ORDINANCE SUBMITTING THE PROPOSITION OF LEVYING AN ADDITIONAL THIRTY-FIVE ONE HUNDREDTHS OF ONE PERCENT (.35%) RETAILERS' SALES TAX TO THE QUALIFIED ELECTORS OF THE CITY OF HUTCHINSON AND SETTING FORTH THE LANGUAGE TO BE USED ON THE BALLOT

WHEREAS, K.S.A. 12-187 authorizes the Governing Body to submit the question of levying an additional retailers' sales tax, such tax to be collected by the Kansas Department of Revenue with the revenue therefrom returned to the City; and

WHEREAS, the Governing Body has determined that additional revenues are needed to provide for renovation, expansion and maintenance of the Hutchinson Sports Arena; and the electors should be allowed to express their wishes with regard to the use of such revenue;

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

Section 1. That a special question election shall be held in the manner prescribed by law on the 7th day of April, 2015, for the purpose of submitting to the qualified electors of the City of Hutchinson the question of levying an additional retailers' sales tax in the City of Hutchinson in the amount of thirty-five hundredths of one percent (.35%) such tax to take effect on July 1, 2015 or the earliest date thereafter that the Kansas Department of Revenue can begin collecting such tax, and expire within ten (10) years from the date such tax is first collected, and shall not continue without a vote of the people, if approved by a majority of the electors voting thereon.

Section 2. That the purposes for which the revenue would be used are for renovation, expansion and maintenance of the Hutchinson Sports Arena.

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

Shall the following be adopted:

Shall an additional retailers' sales tax be levied in the City of Hutchinson in the amount of thirty-five hundredths of one percent (.35%) such special purpose tax to take effect on July 1, 2015, or the earliest date thereafter that the Kansas Department of Revenue can begin collecting such tax, and expire within ten (10) years from the date such tax is first collected, and not be continued without a vote by the public; with revenue to be used for the renovation, expansion and maintenance of the Hutchinson Sports Arena and all things necessary and incidental to such renovation, expansion and

maintenance, including, but not limited to, the payment of the principal of and interest on bonds or other obligations issued to finance such renovation and expansion, all pursuant to the provisions of K.S.A. 12-187 *et seq.*?

_____ Yes _____ No

Section 4. If approved by a majority of the electors voting on the question, such tax shall be subject to all applicable state laws and administrative rules and regulations of the Kansas Department of Revenue and the services of the Kansas Department of Revenue shall be utilized to administer, enforce and collect such tax, all in accordance with K.S.A. 12-189.

Section 5. The City Clerk is authorized and directed to deliver this ordinance to the County Clerk of Reno County, Kansas, who is authorized to and shall give notice of the election, as provided by law. The vote at the election shall be by ballot, and the proposition stated above shall be printed on the ballot, together with voting instructions as provided by law.

Section 6. This ordinance shall take effect and be in force from and after its passage and publication once in the official City newspaper.

PASSED BY THE GOVERNING BODY, this 20th day of January, 2015, for the City of Hutchinson, Kansas.

Cindy Proett, Mayor

ATTEST:

Karen Weltmer, City Clerk