

**AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE MARIJUANA SOLD WITHIN THE CITY OF LINCOLN, MISSOURI, PURSUANT TO ARTICLE XIV, SECTION 2.6(5) OF THE MISSOURI CONSTITUTION SUBJECT TO THE APPROVAL BY THE VOTERS OF THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 2, 2024; DESIGNATING THE FORM OF BALLOT; AND DIRECTING THE CITY CLERK TO PROVIDE NOTICE OF SAID ELECTION.**

**WHEREAS**, on November 8, 2022, the electors of the State of Missouri approved Amendment 3 to the Missouri Constitution enacting Section 2 of Article XIV of the Missouri Constitution effective December 8, 2022; and

**WHEREAS**, the newly enacted Article XIV, section 2.6(5) of the Missouri Constitution authorizes the City of Lincoln, Missouri to impose, by ordinance, an additional sales tax in an amount not to exceed three percent on all tangible personal property retail sales of adult use marijuana sold in such political subdivision subject to approval by voters of the City of Lincoln, Missouri; and

**WHEREAS**, the Lincoln City Council finds that it is in the best interests of the citizens of the City of Lincoln, Missouri to impose a sales tax of three percent on all tangible personal property retail sales of adult use marijuana sold in the City of Lincoln, Missouri and to submit the same to the voters of the City for approval by a majority of those voting at the general municipal election to be held on April 2, 2024.

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

**SECTION I - ADULT USE MARIJUANA SALES TAX.** A sales tax at the rate of three percent on all tangible personal property retail sales of adult use marijuana sold in the City of Lincoln, Missouri, as authorized by Article XIV, section 2.6(5) of the Missouri Constitution, is hereby imposed. The tax imposed hereunder shall be in addition to any and all other sales taxes allowed by law.

**SECTION 2 - EFFECTIVE DATE.** The sales tax imposed by this Ordinance shall not be effective unless approved by a majority of the votes cast by the qualified voters voting thereon at the General Municipal Election to be held on April 2, 2024, at which election a proposal to authorize the City Council of the City of Lincoln, Missouri, to impose the tax herein provided for shall be submitted to the voters of the City of Lincoln.

**SECTION 3 - FORM OF BALLOT.** The ballot to be used in such election shall contain the following question:

**Question  
1**

Shall the City of Lincoln, Missouri, impose a sales tax of three percent on all tangible personal property retail sales of adult use, non-medical marijuana sold in the City of Lincoln, Missouri?

Yes

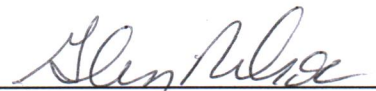
No

**SECTION 4- NOTICE OF ELECTION.** The City Clerk is hereby directed to notify the County Clerk of Benton County, Missouri, of the enactment of this Ordinance no later than 4:00 p.m. on Tuesday, January 23, 2024, in accordance with the Comprehensive Election Act, Chapter 115 of the Revised Statutes of Missouri, as amended.

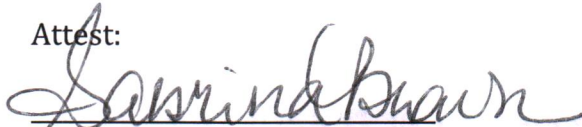
First Reading: 5-8-23

Second Reading: 5-8-23

Passed this 8th day of May, 2023.

  
Glen Nelson, Mayor

Attest:

  
Sabrina Brown, City Clerk



**NOTICE OF ELECTION CITY**

**OF LINCOLN, MISSOURI**

Notice is hereby given to the qualified voters of the City of Lincoln, Missouri that the City Council has called an Election to be held in the City on April 2, 2024, commencing at 6:00 A.M. and closing at 7:00 P.M., on the questions contained in the following sample ballot:

**OFFICIAL BALLOT  
CITY OF LINCOLN, MISSOURI  
Question 1**

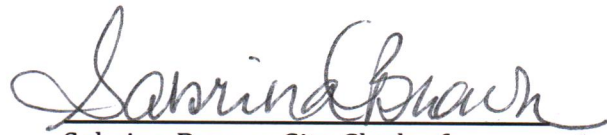
Shall the City of Lincoln, Missouri, impose a sales tax of three percent on all tangible personal property retail sales of adult use, non-medical marijuana sold in the City of Lincoln, Missouri?

Yes

No

**INSTRUCTIONS TO VOTERS:** If you are in favor of the questions, place an X in the box opposite "YES." If you are opposed to the question, place an X in the box opposite "NO."

Said election shall be held at the Lincoln City Hall, 122 East Main Street, Lincoln, Missouri 65355.



Sabrina Brown, City Clerk of  
the City of Lincoln, Missouri

Dated: 5-8-23

\_\_\_\_\_  
County Clerk of Benton County, Missouri