

**AN ORDINANCE OF THE CITY OF WARRENTON, MISSOURI IMPOSING A SALES TAX FOR THE PURPOSE OF FUNDING CAPITAL IMPROVEMENTS AT THE RATE OF ONE HALF OF ONE PERCENT (0.5%) PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF 94.577 RSMO; IMPOSING A SALES TAX FOR THE PURPOSE OF PROVIDING FUNDING FOR ECONOMIC DEVELOPMENT AT THE RATE OF ONE HALF OF ONE PERCENT (0.5%) PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE PROVISIONS OF SECTION 67.1305 RSMO; PROVIDING FOR SUBMISSION OF THE PROPOSALS TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE SPECIAL ELECTION CALLED AND TO BE HELD IN THE CITY ON AUGUST 2, 2016**

WHEREAS, the Mayor and Board of Aldermen of the City of Warrenton, Missouri (the "City") has determined that it would be appropriate to allow the citizens of the City to vote on August 2, 2016 whether or not to impose a Capital Improvement Sales Tax and an Economic Development Sales Tax (as such terms are defined below) to be used to fund construction and implementation of an Interstate 70 overpass, roadway and transportation system located between mile markers 190 and 191 (the "Project"); and,

WHEREAS, the City is authorized under Section 94.577 RSMo. to impose a sales tax for the purpose of funding capital improvements (a "Capital Improvement Sales Tax") and, under 67.1305 RSMo. to impose a sales tax for the purpose of economic development (an "Economic Development Sales Tax"); and,

WHEREAS, the proposed sales taxes cannot become effective until approved by the voters at a municipal, county or state general primary or special election.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WARRENTON, MISSOURI, as follows:

SECTION 1. There is hereby imposed a sales tax in the amount of one-half cent on all retail sales made in the City which are subject to taxation under the provisions of Sections 144.010 to 144.525, inclusive, of the Revised Statutes of Missouri, as amended, for capital improvement purposes. The imposition of said sales tax shall become effective as provided by law upon approval thereof by a majority of the votes cast on the proposition by the qualified voters of the City voting thereon.

SECTION 2. There is hereby imposed a sales tax in the amount of one-half cent on all retail sales made in the City which are subject to taxation under the provisions of Sections 144.010 to 144.525, inclusive, of the Revised Statutes of Missouri, as amended, for economic development purposes. The imposition of said sales tax shall become effective as provided by law upon approval thereof by a majority of

the votes cast on the proposition by the qualified voters of the City voting thereon.

SECTION 3. A Special Election is hereby called and ordered to be held in the City on Tuesday the 2<sup>nd</sup> day of August, 2016. The ballots of submission shall contain substantially the following language:

**PROPOSITION O**

Shall the municipality of Warrenton impose a sales tax of one half of one percent (0.5%) for the purpose of funding capital improvements associated with the acquisition and construction of a highway overpass over Interstate 70 to be located between mile markers 190 and 191, connecting roadways, right-of-ways and development costs of the project?

Yes  No

If you are in favor of the question, place an "X" in the box opposite "Yes." If you are opposed to the question, place an "X" in the box opposite "No."

**PROPOSITION P**

Shall the municipality of Warrenton impose a sales tax of one half of one percent (0.5%) for economic development purposes associated with the acquisition and construction of a highway overpass over Interstate 70 to be located between mile markers 190 and 191, connecting roadways, right-of-ways and development costs of the project?

Yes  No


If you are in favor of the question, place an "X" in the box opposite "Yes." If you are opposed to the question, place an "X" in the box opposite "No."

SECTION 4. If a proposition is approved by a majority of the votes cast by the qualified voters voting thereon at said election, the City Clerk shall as soon as possible after the election (but in any event no later than 10 days after the election) forward to the Director of Revenue of the State of Missouri by United States registered or certified mail (1) a certified copy of this Ordinance, including the Notice of Election attached hereto, (2) a copy of the abstract of votes cast on the approved proposition at said election, and (3) a map clearly showing the boundaries of the City.

SECTION 5. All revenue received by the City from the Capital Improvements Sales Tax and Economic Development Sales Tax be deposited, collected and dispersed in a manner consistent with the laws of the State of Missouri.

- SECTION 6. The Capital Improvement Sales Tax shall sunset upon payment of all costs related to the Project, including payment of any obligations issued to pay costs of the Project. The Economic Development Sales Tax shall sunset after surrounding development and redevelopment revenue is sufficient to replace the revenue generated by this one half of one percent (0.5%) sales tax for two (2) consecutive City of Warrenton fiscal years.
- SECTION 7. The forms of the Notice of Special Election for said election, copies of which are attached hereto and made a part hereof, are hereby approved.
- SECTION 8. The City Clerk is hereby authorized and directed to notify the Clerk of the County Commission of Warren County, Missouri of the adoption of this Ordinance no later than 5:00 p.m. on May 24, 2016, and to include in said notification all of the terms and provisions required by Chapter 115 of the Revised Statutes of Missouri, as amended.
- SECTION 9. The Clerk of the County Commission of Warren County, Missouri, be and is hereby authorized and directed to give notice of said election by causing to be published in one newspaper published in the city of Warrenton, Missouri and qualified by law for the publication of such notice under Chapter 493 RSMo as amended, there being only one qualified newspaper within the bounds of the City; said notice to be published twice, the first publication occurring the second week prior to the election, and the second publication occurring within one week prior to said election.
- SECTION 10. The Clerk of the County Commission of Warren County, Missouri, shall provide the ballot and ballot labels, conduct the election and cause the results thereof to be certified to the Board of Aldermen of the City as provided by law.
- SECTION 11. This Ordinance shall be in full force and effect from and after its passage and approval.

Passed by the Board of Aldermen of the City of Warrenton, Missouri, and approved by the Mayor this 17<sup>th</sup> day of May, 2016.

  
Eric Schlueter, Mayor

ATTEST:

  
Melody Rugh, City Clerk

**NOTICE OF SPECIAL ELECTION  
CITY OF WARRENTON, MISSOURI**

Notice is hereby given to the qualified voters of the City of Warrenton, Missouri, that the Board of Aldermen of the City has called a special election to be held in the City on August 2, 2016, commencing at 6:00 a.m. and closing at 7:00 p.m., on the proposition contained in the following sample ballot:

**OFFICIAL BALLOT  
SPECIAL ELECTION**

**CITY OF WARRENTON, MISSOURI**

**August 2, 2016**

**PROPOSITION O**

Shall the municipality of Warrenton impose a sales tax of one half of one percent (0.5%) for the purpose of funding capital improvements associated with the acquisition and construction of a highway overpass over Interstate 70 to be located between mile markers 190 and 191, connecting roadways and paying for associated right-of-ways and development costs of the project?

YES   
NO

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

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

**PRECINCT**

Ward 1  
Ward II  
Ward III

**POLLING PLACE**

Warrenton Baptist Church  
Friedens United Church of Christ Basement  
College Methodist Church Educational Building

Given under my hand the official seal of the City of Warrenton, this 18<sup>th</sup> day of May, 2016.

\_\_\_\_\_  
Melody Rugh, City Clerk  
City of Warrenton

This is to certify that the foregoing Notice is a true copy of the Certification of Election Notice filed in this office on May 18<sup>th</sup>, 2016 by the City Clerk of the City of Warrenton, MO.

\_\_\_\_\_  
Barbara Daly, County Clerk  
Warren County, Missouri

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YES   
NO

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City of Warrenton

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Barbara Daly, County Clerk  
Warren County, Missouri