

January 25th, 2016
NOTICE OF MEETING AND AGENDA OF
THE CITY COUNCIL OF BUTLER, MISSOURI
6:00 P.M. AT CITY HALL

If you require any special accommodations in order to attend this meeting, please notify this office at 679-4182 no later than 48 hours prior to the scheduled commencement of the meeting.

SPECIAL SESSION

- 1. CALL TO ORDER – MAYOR**

- 2. ROLL CALL – CITY CLERK**

- 3. BILLS, ORDINANCES, RESOLUTIONS, POLICIES and PROCLAMATIONS**
 - BILL NO. 16-002 ORDINANCE NO. 1011**
AN ORDINANCE PROVIDING FOR SUBMISSION OF A PROPOSAL (PROPOSITION B) TO CONTINUE APPLICATION AND COLLECTION OF THE LOCAL SALES TAX ON THE TITLING OF MOTOR VEHICLES, TRAILERS, BOATS, AND OUTBOARD MOTORS THAT WERE PURCHASED FROM A SOURCE OTHER THAN A LICENSED MISSOURI DEALER TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 5, 2016

- 4. MEDIA QUESTIONS**

- 5. ADJOURNMENT**

POSTED 1-22-2016 by Corey Sned, City Clerk

BILL NO. 16-002

ORDINANCE NO. 1011

AN ORDINANCE PROVIDING FOR SUBMISSION OF A PROPOSAL (PROPOSITION B) TO CONTINUE APPLICATION AND COLLECTION OF THE LOCAL SALES TAX ON THE TITLING OF MOTOR VEHICLES, TRAILERS, BOATS, AND OUTBOARD MOTORS THAT WERE PURCHASED FROM A SOURCE OTHER THAN A LICENSED MISSOURI DEALER TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 5, 2016

WHEREAS, the City has not previously approved and imposed a local use tax under Section 144.757 RSMo; and

WHEREAS, the City is required under the provisions of Section 32.087 RSMo to submit to the qualified voters of the City the question of continuing or repealing the application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer; and

WHEREAS, maintaining a local sales tax will continue the policy of eliminating an advantage out-of-state dealerships currently enjoy over local dealerships;

WHEREAS, the City is required to submit the question to its voters no later than the general election in November 2016;

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

SECTION ONE: Pursuant to the provisions of Sections 32.087 RSMo, the City Council has determined that it would be appropriate to submit the determination of the issue of whether to continue or repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer to the voters.

SECTION TWO: This Proposition shall be submitted to the qualified voters of the City of Butler, Missouri, for their approval, as required by the provisions of Section 32.087 RSMo, at the election hereby called and to be held in the City of Butler on Tuesday, April 5, 2016. The ballot of submission shall contain substantially the following language:

**NOTICE OF MUNICIPAL ELECTION
CITY OF BUTLER, MISSOURI**

PROPOSITION B

Shall the City of Butler continue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer? Continuation of this measure will not result in a reduction of local revenue to provide for vital services for the City of Butler and it will not place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

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 THREE: If the ballot question set forth in Section (2) of this ordinance receives a majority of the votes cast in favor of the proposal, the local sales tax shall continue to apply to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer. If this measure fails, the effective date of the cessation shall be the first day of the second calendar quarter after the election. If a majority of the votes cast are favorable to the ballot question then the local sales tax shall continue to apply to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.

SECTION FOUR: Within ten (10) days after the approval or disapproval of the proposition by the qualified voters of the City of Butler, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri by United States registered mail or certified mail, a certified copy of this ordinance together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

SECTION FIVE: JUDGES. The Election shall be conducted by several judges appointed to serve at the Election.

SECTION SIX: POLLING PLACES. The said polling places shall be open on the day of the Election at the hour of six o'clock, a.m. and shall remain open until the hour of seven o'clock p.m. on said date. That said Election shall be held and conducted and the results thereof shall be certified, canvassed and declared in all respects in conformity with the Constitution and laws of the State of Missouri governing elections in the City of Butler and in accordance with the Charter of the City of Butler.

SECTION SEVEN: The County Clerk is hereby authorized and directed to furnish the judges and clerks of said Election with all poll books, tally sheets, ballots, ballot boxes and other supplies necessary for the conduct of said Election.

SECTION EIGHT: That the City Clerk shall be and is hereby directed to transmit a certified copy of this Ordinance to the Registrars of the City of Butler and that said Registrars are hereby requested to take such action as may be required of them by law in the premises.

SECTION NINE: This Ordinance shall be in full force and effect from and after the date of its passage and approval.

Adopted this _____ day of _____, 2016.

Approved this _____ day of _____, 2016.

Don Malan, Mayor

ATTEST:

Corey Snead - City Clerk