

CITY OF HAMILTON, MISSOURI

BILL NO. 0708151

ORDINANCE NO. 1570

AN ORDINANCE PROVIDING FOR SUBMISSION OF A PROPOSAL TO DISCONTINUE 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 SPECIAL ELECTION CALLED AND TO BE HELD IN THE CITY ON THE 3rd DAY OF NOVEMBER, 2015.

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 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, 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 BOARD OF ALDERMEN OF THE CITY OF HAMILTON, MISSOURI, AS FOLLOWS:

Section 1. Pursuant to the provisions of Sections 32.087 RSMo, the (Board of Aldermen has determined that it would be appropriate to submit the determination of the issue of whether to 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 2. This proposition shall be submitted to the qualified voters of Hamilton, 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 on Tuesday, the 3rd day of November, 2015. The ballot of submission shall contain substantially the following language:

Shall the City of Hamilton, Missouri discontinue 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?

Approval of this measure will result in a reduction of local revenue to provide for vital services for City of Hamilton, Missouri and it will 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.

Kavanaugh - age, Swenier - age, Mars - age, Trooper - absent

_____ **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 3. The City Clerk shall prepare and cause to be forwarded to the Election Authority of Caldwell County, Missouri, a Notice of Election in compliance with this Ordinance and shall take such steps as may be required so that an election may be lawfully conducted on such proposition.

Section 4. The Election Authority of Caldwell County shall conduct such election according to law and certify the results thereof. Said Election Authority shall designate such polling places as shall be required for such election and shall appoint such necessary election officials as may be required for the conduct thereof. Said Election Authority shall also publish such Notice(s) of said election as shall be required by law and shall do and perform such other necessary acts as may be required to conduct such election in accordance with the Statutes of the State of Missouri and the Ordinances and Municipal Code of the City of Hamilton. A suggested form for the Notice of Election is attached hereto.

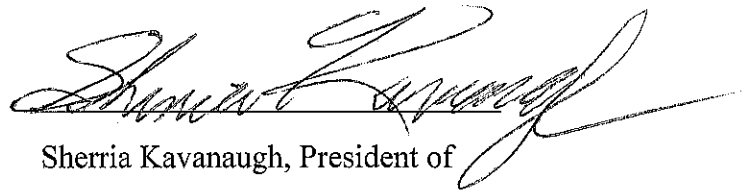
Section 5. If the ballot question set forth in Section (2) of this ordinance receives a majority of the votes cast in favor of the proposal, the local sales tax shall cease to apply to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer. 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 opposed 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 6. Within ten (10) days after the approval or disapproval of the proposition by the qualified voters of City of Hamilton, 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 7. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

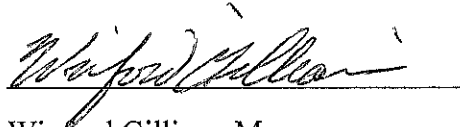
A copy of this Ordinance has been made available for public inspection prior to its adoption by the Board of Aldermen and this bill was read by title in the open meeting two times prior to its final passage.

Passed and approved by the Board of Aldermen on the 8th day of July, 2015.

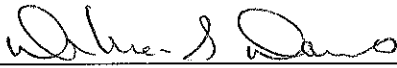


Sherria Kavanaugh, President of
Board of Aldermen

Approved this the 8th day of July, 2015.



Winford Gilliam, Mayor

Attest: 

Debra Davis, City Clerk

NOTICE OF ELECTION

HAMILTON, MISSOURI

Notice is hereby given to the qualified voters of Hamilton, Missouri, that the Board of Aldermen of the City has called an election to be held in the on Tuesday, November 3, 2015, commencing at 6:00 A.M. and closing at 7:00 P.M., on the question contained in the following sample ballot:

**OFFICIAL BALLOT
HAMILTON, MISSOURI**

TUESDAY, NOVEMBER 3, 2015

QUESTION

Shall the City of Hamilton, Missouri discontinue 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?

Approval of this measure will result in a reduction of local revenue to provide for vital services for City of Hamilton, Missouri and it will 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

INSTRUCTIONS TO VOTERS: 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."

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

PRECINCT

POLLING PLACE

DATED: _____, 2015.

County Clerk of Caldwell County, Missouri