

## **ORDINANCE NO. 2045**

### **AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF AUGUSTA, KANSAS IMPOSING A GENERAL PURPOSE ONE PERCENT (1.0%) CITY- WIDE SALES TAX AND RELATED MATTERS.**

**WHEREAS**, by Resolution No. 2012-17 of the governing body of the City of Augusta, Kansas (the "City"), authorized and provided for a special election in the City for the purpose of submitting to the electors of the City the question of imposing, under K.S.A. 12-187 *et seq.* (the "Act"), a one percent (1.0%) general purpose city-wide retailers' sales tax, with (1) 90% of such tax applied to pay the costs of public water system improvements to serve the City, including, but not limited to, the replacement of raw water lines, upgrade of water treatment plant, development of a new source of water, and related improvements, and (2) 10% of such tax applied to the City General Fund expenditures (the "Sales Tax Proposition"), with collection of such sales tax to commence on April 1, 2013; and

**WHEREAS**, a special election was held in the City on November 6, 2012, at which time there was submitted to the qualified electors of the City the Sales Tax Proposition, and a majority of the qualified electors of the City voting on this proposition voted in favor thereof; and

**WHEREAS**, pursuant to Resolution No. 2012-17, the Act and the results of the aforementioned special election, the governing body deems it necessary and advisable to authorize the levy of a one percent (1.0%) general purpose City-wide sales tax (the "Sales Tax") and apply the revenue received therefrom as follows: (1) 90% of such tax applied to pay the costs of public water system improvements to serve the City, including, but not limited to, the replacement of raw water lines, upgrade of water treatment plant, development of a new source of water, and related improvements, and (2) 10% of such tax applied to the City General Fund expenditures (jointly, the "Sales Tax Purposes").

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

**SECTION 1.** The levy and imposition of the Sales Tax and application of the revenue received therefrom to the Sales Tax Purposes is hereby authorized, with collection of the Sales Tax to commence on April 1, 2013.

**SECTION 2.** The City Clerk, upon passage of this Ordinance, shall provide a certified copy of the same to the State Director of Taxation pursuant to K.S.A. 12-189.

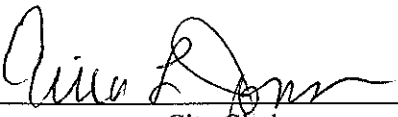
**SECTION 3.** This Ordinance shall be effective upon passage by the governing body, approval and execution by the Mayor and publication hereof, or a summary hereof, once in the official City newspaper.

**PASSED** by the governing body of the City of Augusta, Kansas on December 3, 2012, and **APPROVED** and **SIGNED** by the Mayor.

  
\_\_\_\_\_  
Mayor

(SEAL)

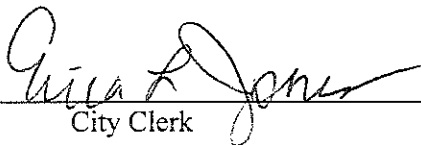
ATTEST:

  
\_\_\_\_\_  
City Clerk

**CERTIFICATE**

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on December 3, 2012; that the record of the final vote on its passage is found on page \_\_\_\_ of journal \_\_\_\_; and that it or a summary was published in *The Augusta Gazette* on December 6, 2012.

DATED: December 3, 2012.

  
\_\_\_\_\_  
City Clerk

