

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE VILLAGE OF LEAWOOD, MISSOURI, AT AN ELECTION TO BE HELD ON APRIL 8, 2014, THE QUESTION OF WHETHER THE VILLAGE SHALL IMPOSE A SALES TAX AT THE RATE OF SEVEN-EIGHTHS OF ONE PERCENT (.875%) ON ALL RETAIL SALES SUBJECT TO TAXATION UNDER THE PROVISIONS OF SECTIONS 144.010 TO 144.525 RSMO. PURSUANT TO THE AUTHORITY GRANTED BY SECTIONS 94.500 TO 94.550 RSMO., AND IMPOSING A SALES TAX AT THE RATE OF SEVEN-EIGHTHS OF ONE PERCENT (.875%) ON ALL RETAIL SALES SUBJECT TO TAXATION PURSUANT TO THE PROVISIONS OF SECTIONS 144.010 TO 144.525 RSMO. UPON THE APPROVAL OF A MAJORITY OF THE QUALIFIED ELECTORS VOTING THEREON.

WHEREAS, under the provisions of Sections 94.500 to 94.550 RSMo., the incorporated cities, towns and villages of the state are empowered to impose by ordinance, for general purposes, a tax for general revenue purposes on all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable services at retail at the rate of seven-eighths of one percent (.875%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within the Village of Leawood, Missouri, if such property and services are subject to taxation by the State of Missouri under the provisions of Sections 144.010 to 144.525 RSMo., and the Village of Leawood, Missouri, desires to avail itself of such authorization and within the terms thereof; and,

WHEREAS, under the provisions of Sections 94.500 to 94.550 RSMo., no ordinance enacted pursuant to the authority granted by the provisions of said sections shall be effective until it has been submitted to the qualified voters of the city, town or village and approved by a majority of the qualified voters voting thereon.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF LEAWOOD, NEWTON COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1: Pursuant to the authority granted by and subject to the provisions of Sections 94.500 to 94.550 RSMo., a tax is hereby imposed upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable services at retail to the extent and in the manner provided in Sections 144.010 to 144.525 RSMo., and the rules and regulations of the Director of Revenue issued pursuant thereto. The rate of the tax shall be seven-eighths of one percent (.875%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within the Village of Leawood, Missouri, if such property and taxable services are subject to taxation by the

State of Missouri under the provisions of Sections 144.010 to 144.525 RSMo. The tax shall become effective on the first day of the second calendar quarter following said election, and as provided in Section 94.510 RSMo., and shall be collected pursuant to the provisions of Sections 94.500 to 94.550 RSMo.

SECTION 2: That there be submitted to the qualified electors of the Village of Leawood, Missouri, at the general municipal election in the Village of Leawood, Missouri, on the 8th day of April, 2014, the question concerning whether the Village of Leawood shall impose a Sales Tax, pursuant to the provisions of Sections 94.500 to 94.550 RSMo., said question to be as follows:

“SHALL THE VILLAGE OF LEAWOOD, MISSOURI, IMPOSE A SALES TAX OF SEVEN-EIGHTHS OF ONE PERCENT (.875%) ?”

SECTION 3. That said election shall be governed in all things by the provisions of the statutes of Missouri and the Ordinances of the Village of Leawood, Missouri, relating to elections in the Village insofar as the same are applicable and not in contravention with the particular provisions of this Ordinance; that said election shall be held at the respective polling places of said Village as set out in a Notice to be published by the County Clerk of Newton County, Missouri, according to law. Said Notice shall include the question to be submitted as set forth herein, to be published by the County Clerk of Newton County, in papers of general circulation in Newton County, Missouri, the publications of which to occur in accordance with Missouri law.

SECTION 4. That the Village Clerk shall prepare and execute the form of the Notice of said election and shall transmit the same to the County Clerk of Newton County, and request that the County Clerk conduct said election as required by law.

SECTION 5. That the ballot shall be in substantially the following form:

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OFFICIAL BALLOT

Election - Tuesday, April 8, 2014

PROPOSITION “A”

“Shall The Village Of Leawood, Missouri, impose a Sales Tax of Seven-Eighths Of One Percent (.875%)?”

YES ←-

NO ←-

Instructions to Voters

TO vote IN FAVOR of the proposition, complete the arrow next to the word “YES”.

TO vote AGAINST the proposition, complete the arrow next to the word “NO”.

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SECTION 6. That if a majority of the qualified voters of the Village of Leawood, Missouri approve the imposition of a sales tax as provided in this ordinance, then the sales tax shall be effective on the first day of the second calendar quarter after the Director of Revenue of the State of Missouri receives notice of adoption of the tax.

SECTION 7. That within ten (10) days after approval by the qualified voters of the Village of Leawood, Missouri, of the sales tax hereinabove described, the Village Clerk is hereby authorized and directed to 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 Village clearly showing the boundaries thereof.

SECTION 8: This Ordinance having been available for public inspection prior to its consideration by the Board of Trustees, and having been read by title twice prior to passage, shall become effective immediately upon its passage by the Board of Trustees.

APPROVED after final passage, this ____ day of _____, 2013.

CHAIRMAN

ATTEST:

VILLAGE CLERK