

ORDINANCE NO: 96-2016

CALLING FOR A SPECIAL ELECTION ON THE ISSUE OF A SALES AND USE TAX

An Ordinance calling for a Special Election in the City of Oak Grove, Arkansas on the Question of Levying a 2 ½ % percent Sales and Use Tax within the City of Oak Grove, Arkansas and prescribing other matters pertaining thereto and;

WHEREAS, the City Council of The City of Oak Grove, Arkansas (the "City") has passed on the 23rd day of 1994, Ordinance No. 47-94 providing for the levy of a One (1%) Percent sales and use tax within the City of Oak Grove, AND

WHEREAS, the City Council of the City has determined that there is a need for improvement of municipal services and for a source of revenue to finance such services and that an increase in the amount of sales and use tax to Two and One-Half (2.5%) Percent is necessary and;

WHEREAS, the question of the levy of the increase must be presented to the voters pursuant to A.C.A. §26-75-208 ;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Oak Grove, Arkansas:

SECTION 1. That the Special Election shall be held on the date for the next regular municipal election to be held on November __, 2016 at which election there shall be submitted to the electors of the City the question of the increase of the levy of the Sales and Use Tax to Two and One Half (2 ½ %) Percent.

SECTION 2. That the question of levying the Two and One Half (2 ½ %) Percent Sales and Tax shall be placed on the ballot for the election in substantially the following form::

Vote on the measure by placing an "X" in the square opposite the measure either "FOR" or "Against":

FOR adoption of a 2 ½ % local sales and use tax within the City of Oak Grove, Arkansas.....☐

AGAINST adoption of a 2 ½ % local sales and use tax within the City of Oak Grove, Arkansas.....☐

SECTION 3. The Special Election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for municipal elections unless otherwise provided for in Title 26, Chapter 75, Subchapter 2 of the Arkansas Code of 1987 Annotated (the Authorizing Legislation) and only qualified voters of the City shall have the right to vote at the election.

SECTION 4. That pursuant to A.C.A. §26-75-209 the results of the election shall be proclaimed by the Mayor and his Proclamation shall be published one time in a newspaper having a general circulation in the City, which Proclamation shall advise all that the results as proclaimed shall be conclusive unless attacked in the courts within thirty (30) days after the date of publication.

SECTION 5. That a copy of this Ordinance shall be given to the County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioners or Revenues of the State of Arkansas as soon as practical.

SECTION 6. That the Mayor and City Council of Oak Grove, for and on behalf of the City be and they are hereby authorized and directed to do any and all things necessary to call and hold the election as herein provided and, if the levy of the 2 ½ % Sales and Use Tax is approved by the electors, to cause the Sales and Use Tax to be collected in accordance with the Authorizing Legislation, and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.

SECTION 7. That all ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 8. It is hereby ascertained and declared that there is a great need to establish a stable source of revenue to finance vital municipal services in order to promote and protect the health, safety and welfare of the City and its inhabitants.

Passed: 6-14-2016

Approved: Josh Peden (Mayor)
Josh Peden, Mayor

Attested: Patsy Carlton, (Recorder)
Recorder