

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE PERCENT (1%) SALES AND USE TAX WITHIN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ONE-HALF OF WHICH SHALL ONLY BE LEVIED UNTIL DECEMBER 31, 2022 AND SHALL ONLY BE USED TO ACQUIRE, CONSTRUCT, REPAIR, EQUIP AND/OR IMPROVE STREETS, DRAINAGE STRUCTURES; AND FACILITIES FOR THE POLICE DEPARTMENT, THE FIRE DEPARTMENT, AND THE DISTRICT COURTS, AND ONE-HALF OF WHICH SHALL NOT BE LIMITED IN DURATION OR USE; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City Council of the City of North Little Rock (the "City"), has determined that there is a great need for immediate improvement of municipal services and capital improvements, and for a source of revenue to finance such services and improvements; and

WHEREAS, Title 26, Chapter 75, Subchapter 3 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation") provides for the levy of a one percent (1%) citywide sales and use tax.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: Under the authority of the Authorizing Legislation, there is hereby levied a one percent (1%) tax on the gross receipts from the sale at retail within the City of all items which are subject to the Arkansas Gross Receipts Act of 1941, as amended (A.C.A. §26-52-101, et seq.), and the imposition of an excise (or use) tax on the storage, use, distribution or other consumption within the City of tangible personal property subject to the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §26-53-101, et seq.), at a rate of one percent (1%) of the sale price of the property or, in the case of leases or rentals, of the lease or rental price (collectively, the "Sales and Use Tax").

SECTION 2: That one-half of the one-percent (1%) Sales and Use Tax described in Section 1 above shall only be levied for a period of five (5) years, beginning January 1, 2018 and ending December 31, 2022, and shall only be used to acquire, construct, repair, and/or improve streets, drainage structures; and facilities for the Police Department, Fire Department, and the District Courts.

SECTION 3: That the remaining one-half of the one-percent (1%) Sales and Use Tax described in Section 1 above shall be a permanent tax and shall be used for general expenses.

SECTION 4: That all ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5: That this Ordinance shall not take effect until an election is held on the question of levying the Sales and Use Tax at which a majority of the electors voting on the question shall have approved the levy of the Sales and Use Tax.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

ATTEST:

Joe A. Smith

Mayor Joe A. Smith

by AF

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter

C. Jason Carter, City Attorney

by AF

PREPARED BY THE OFFICE OF THE CITY ATTORNEY

FILED 11:17 A.M. _____ P.M.

By Amy Fields

DATE 5/16/17

**Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas**

RECEIVED BY J McGraw