O-22-34

ORDINANCE NO. _____

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, ON THE QUESTION OF LEVYING A ONE-HALF PERCENT (1/2%) LOCAL SALES AND USE TAX WITHIN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, WHICH SHALL ONLY BE LEVIED UNTIL DECEMBER 31, 2027, AND SHALL ONLY BE USED TO ACQUIRE, CONSTRUCT, REPAIR, EQUIP AND/OR IMPROVE STREETS, SIDEWALKS AND DRAINAGE STRUCTURES AND FACILITIES FOR PUBLIC SAFETY DEPARTMENTS (POLICE, FIRE AND EMERGENCY SERVICES DEPARTMENTS) AND THE PARKS AND RECREATION DEPARTMENT, AND FOR THE ACQUISITION OF VEHICLES AND/OR EQUIPMENT FOR PUBLIC SAFETY DEPARTMENTS.

WHEREAS, the City Council of the City of North Little Rock, Arkansas (the "City"), has passed on May 9, 2022, Ordinance No. _____ providing for the levy of a one-half percent (1/2 %) sales and use tax within the City, which shall be for a period of five (5) years to begin January 1, 2023 until December 31, 2027, and shall only be used to acquire, construct, repair, and/or improve streets, sidewalks, and drainage structures, and facilities for public safety departments (Police, Fire Department and Emergency Services Departments), and the Parks and Recreation Department, and for the acquisition of vehicles and/or equipment for public safety departments (the "Sales and Use Tax"); and

WHEREAS, the purpose of this Ordinance is to call a special election on the question of the levy of the Sales and Use Tax.

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

SECTION 1. That there be, and there is hereby called, a special election to be held on **August 9, 2022,** at which election there shall be submitted to the electors of the City the question of the levy of the Sales and Use Tax.

SECTION 2. That the question of levying the Sales and Use Tax shall be placed on the ballot for the election in substantially the following form:

Vote on measure by placing an "X" in the square opposite the measure either for or against:

> FOR adoption of a one-half percent (1/2%) local sales and use tax within the City of North Little Rock, Arkansas, which shall only be levied until December 31, 2027 and shall only be used to acquire, construct, repair, and/or improve streets, sidewalks, and drainage structures, and facilities for public safety departments (Police, Fire

Department and Emergency Services Departments), and the Parks and Recreation Department, and for the acquisition of vehicles and/or equipment for public safety departments..... ☐

AGAINST adoption of a one-half percent (1/2%) local sales and use tax within the City of North Little Rock, Arkansas, which shall only be levied until December 31, 2027 and shall only be used to acquire, construct, repair, and/or improve streets, sidewalks, and drainage structures, and facilities for public safety departments (Police, Fire Department and Emergency Services Departments), and the Parks and Recreation Department, and for the acquisition of vehicles and/or equipment for public safety departments..... ☐

SECTION 3. That the 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 in Title 26, Chapter 75, Subchapter 3 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 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 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 Pulaski 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 Commissioner of Revenues of the State of Arkansas as soon as practical.

SECTION 6. That the Mayor and City Clerk, 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 special election as herein provided and, if the levy of the Sales and Use Tax is approved by the electors, to cause the current Sales and Use Tax to be designated as provided above, 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 the current economic climate demands additional funding for job growth and development in the City, as well as improvement of the City's capital resources, such that there is a great need for a stable source of revenue in order to promote and protect the health, safety and welfare of the City and its inhabitants, it is, therefore, declared that an emergency exists and this Ordinance being necessary for the immediate preservation of public peace, health and safety shall be in force and take effect immediately from and after its passage.

PASSED:

APPROVED:

Mayor Terry C. Hartwick

SPONSOR:

Mayor Terry C. Hartwick

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY

FILED 10:50 A.M. _____ P.M.
By Amy Fields, City Atty
DATE 5/3/22

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

RECEIVED BY BTon