

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE IMPOSING A SALES TAX AT A RATE OF THREE PERCENT ON ALL TANGIBLE PERSONAL PROPERTY RETAIL SALES OF ADULT USE MARIJUANA SOLD WITHIN THE CITY OF WARRENSBURG, MISSOURI SUBJECT TO THE APPROVAL BY THE VOTERS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 4, 2023.

WHEREAS, on November 8, 2022, the electors of the State of Missouri approved Amendment 3 to the Missouri Constitution enacting Section 2 of Article XIV of the Missouri Constitution effective December 8, 2022; and

WHEREAS, the newly enacted Article XIV, Section 2.6(5) of the Missouri Constitution authorizes the City of Warrensburg, Missouri (the “City”) to impose, by ordinance, an additional sales tax in an amount not to exceed three percent on all tangible personal property retail sales of adult use marijuana sold in such political subdivision subject to approval by voters of the City; and

WHEREAS, the City Council finds that it is in the best interests of the citizens of the City to impose a sales tax of three percent on all tangible personal property retail sales of adult use marijuana sold in the City, and to submit the same to the voters of the City for approval by a majority of those voting at the general municipal election to be held on April 4, 2023.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WARRENSBURG, MISSOURI AS FOLLOWS:

SECTION 1 – ADULT USE MARIJUANA SALES TAX. A sales tax at the rate of three percent on all tangible personal property retail sales of adult use marijuana sold in the City, as authorized by Article XIV, Section 2.6(5) of the Missouri Constitution, is hereby imposed. The tax imposed hereunder shall be in addition to any and all other sales taxes allowed by law.

SECTION 2 – EFFECTIVE DATE. The sales tax imposed by this Ordinance shall not be effective unless approved by a majority of the votes cast by the qualified voters voting thereon at the General Municipal Election to be held on April 4, 2023, at which election a proposal to authorize the City Council of the City to impose the tax herein provided for shall be submitted to the voters of the City of Warrensburg.

SECTION 3 – FORM OF BALLOT. The ballot to be used in such election shall contain the following question:

Question 1

Shall the City of Warrensburg, Missouri, impose a sales tax of three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in the City of Warrensburg, Missouri?

Yes

No

The form of the Notice of Election for said election, a copy of which is attached hereto and made a part hereof, is hereby approved.

SECTION 4 – NOTICE OF ELECTION. The City Clerk is hereby directed to notify the County Clerk of Johnson County, Missouri, of the enactment of this Ordinance no later than 4:00 p.m. on Tuesday, January 24, 2023, in accordance with the Comprehensive Election Act, Chapter 115 of the Revised Statutes of Missouri, as amended.

SECTION 5 - EFFECTIVE. This Ordinance shall be in full force and effect from and after its passage by the City Council and approval by the Mayor.

Read two times and passed by the City Council, and approved by the Mayor, this ____ day of January, 2023.

Jim Kushner, Mayor

ATTEST:

Jodi L. Schneider, City Clerk

NOTICE OF ELECTION

CITY OF WARRENSBURG, MISSOURI

Notice is hereby given to the qualified voters of the City of Warrensburg, Missouri that the City Council has called an election to be held on April 4, 2023, commencing at 6:00 A.M. and closing at 7:00 P.M., on the question contained in the following sample ballot:

**OFFICIAL BALLOT
CITY OF WARRENSBURG, MISSOURI**

APRIL 4, 2023

QUESTION

Shall the City of Warrensburg, Missouri, impose a sales tax of three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in the City of Warrensburg, Missouri?

YES
NO

INSTRUCTIONS TO VOTERS: If you are in favor of the question, place an X in the box opposite "YES." If you are opposed to the question, place an X in the box opposite "NO."

The election will be held at the following polling places in the City:

PRECINCT	POLLING PLACE
_____	_____
_____	_____
_____	_____

DATED: _____, 2023.

County Clerk of Johnson County, Missouri