

City of Minden

P.O. Box 239, 325 N. Colorado
Minden, Nebraska 68959

phone 308.832.1820
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www.MindenNebraska.org



RESOLUTION NO. 1622

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MINDEN, NEBRASKA PURSUANT TO THE LOCAL OPTION REVENUE ACT PROPOSING AND SUBMITTING TO VOTERS AT THE 2014 GENERAL ELECTION AN INCREASE OF THE LOCAL SALES AND USE TAX RATE OF AN ADDITIONAL ONE PERCENT FROM ONE PERCENT (1%) TO TWO PERCENT (2%).

WHEREAS, the City of Minden local sales and use tax rate currently is one percent (1%) pursuant to Nebraska Statutes Section 77-27, 142, and Ordinance No. 956; and

WHEREAS, State Statute Section 77-27, 142, upon an affirmative vote of at least 70% of all of the members of the governing body of the City of Minden, permits the City to submit to voters a proposal to increase the City sales and use tax to a rate greater than one and one-half percent (1 ½%) at a primary or general election held within the City; and

WHEREAS, the City desires to propose to qualified electors of the City at the 2014 general election to increase the City's sales and use tax rate by an additional one percent (1%) from one percent (1%) to two percent (2%); and

WHEREAS, a proposed ballot question for such purpose is submitted with this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Minden, Nebraska that all of the following actions are hereby adopted and approved:

1. The Mayor and City Council hereby propose to increase the City of Minden sales and use tax rate by an additional one percent (1%) from one percent (1%) to two percent (2%).
2. Said proposal to increase the City of Minden sales and use tax rate by an additional one percent (1%) from one percent (1%) to two percent (2%) shall be submitted to a vote of qualified electors of the City of Minden at the November 2014 general election.
3. The question, in the form and content presented with this Resolution as "OFFICIAL BALLOT – CITY OF MINDEN – PROPOSAL TO INCREASE LOCAL SALES AND USE TAX RATE" and incorporated herein by this reference, is hereby approved and shall appear on the ballot for qualified electors of the City of Minden at the November 2014 general election, subject to any modifications the City Administrator or his designee determines necessary or advisable.
4. The City Clerk or her designee is authorized, directed and ordered to submit said question by attesting to and submitting a certified copy of this Resolution

to the Election Commissioner or County Clerk in accordance with applicable law.

5. The City Administrator or designee is hereby authorized and directed to take any other actions as necessary or appropriate to carry out the actions approved in this Resolution, including without limitation providing any notice required of the governing body or otherwise by applicable law.

PASSED AND APPROVED THIS 4th DAY OF AUGUST, 2014

/s/ Roger L. Jones
Roger L. Jones, Mayor

ATTEST:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

[SEAL]

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OFFICIAL BALLOT CITY OF MINDEN PROPOSAL TO INCREASE LOCAL SALES AND USE TAX RATE

Shall the governing body of the incorporated municipality - the City of Minden – and pursuant for the purposes of the interlocal agreement entered into with the Minden Consolidated Rural Fire District, increase the local sales and use tax rate by an additional one percent (1%) from the current rate of one percent (1%) to a rate of two percent (2%) and impose a sales and use tax at the increased rate upon the same transactions within such municipality on which the State of Nebraska is authorized to impose a tax, with all revenues generated by the additional one percent (1%) to be used for public infrastructure projects including, without limitation, water system improvements and street system improvements within City Limits, and at least one-eighth percent of such portion of the rate greater than one and one-half percent shall be imposed for the purpose of the interlocal agreement?

- Yes
 No

A "Yes" Vote: If a majority of the votes cast upon such question shall be in favor of increasing such local sales and use tax rate by an additional one percent (1%), then the governing body of such incorporated municipality - the City of Minden - shall be empowered as provided by Section 77-27,142 of the Nebraska Statutes and shall forthwith proceed to increase the local sales and use tax rate from one percent (1%) to two percent (2%) and impose a sales and use tax at the increased rate pursuant to the Local Option Revenue Act, with all revenues generated by the additional one percent (1%) to be used for public infrastructure projects including, without limitation, water system improvements and street system improvements within City Limits, and at least one-eighth percent of such portion of the rate greater than one and one-half percent shall be imposed for the purpose of the interlocal agreement.

A "No" Vote: If a majority of those voting on the question shall be opposed to such an increase of the local sales and use tax rate by an additional one percent (1%), then the governing body of the incorporated municipality shall not impose such a tax increase and the local sales and use tax rate will remain unchanged at one percent (1%).

Additional Information Regarding Proposed Local Sales and Use Tax Rate Increase

Projects to be funded; savings, efficiencies and affect on other taxes or fees: Additional revenue collected from increasing the sales and use tax rate by one percent (1%) will be used to fund in whole or in part and pay costs of public infrastructure projects, including, without

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limitation, water system improvements and street system improvements, as defined in Nebraska Statutes, Section 77-27, 142, within City Limits, and at least one-eighth percent of such portion of the rate greater than one and one-half percent shall be imposed for the purpose of the interlocal agreement, that otherwise would be funded or payable from other taxes, fees or revenues, including without limitation, property, occupation, or sales and use taxes.

Years revenue collected: The increased sales and use tax rate will be implemented and related revenues collected beginning as soon as practicable after voter approval with no declared termination date, pursuant to Section 77-27,142 (2) (d).

Interlocal Agreement. The City of Minden and the Consolidated Rural Fire District entered an interlocal agreement for the long term development of unified governance of public infrastructure projects, specifically as relating to the cooperative use of public buildings, capital equipment to provide fire department and emergency medical services for the joint and mutual benefit and protection of said Cities and District, and to review City water system improvements and upgrades to ensure that such infrastructure improvements provide adequate fire flow protection to the community. Additional revenue collected from increasing the sales and use tax rate by one percent (1%) will be used to fund in whole or in part and pay costs of public infrastructure projects, including, without limitation, water system improvements and street system improvements, as defined in Nebraska Statutes, Section 77-27, 142, within City Limits, and at least one-eighth percent of such portion of the rate greater than one and one-half percent shall be imposed for the purpose of the interlocal agreement.