

ORDINANCE NO. 2021 - 25

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF SEARCY, ARKANSAS ON THE QUESTION OF LEVYING A ONE PERCENT (1%) SALES AND USE TAX WITHIN THE CITY OF SEARCY, ARKANSAS TO COMMENCE ON JULY 1, 2022; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City Council of the City of Searcy, Arkansas (the "City") has adopted Ordinance No. 2021-24 (the "Tax Ordinance") providing for the levy of a one percent (1%) sales and use tax within the City (the "Sales and Use Tax") for one or more of the following: (a) for general operations, capital improvements and any other purpose of municipal government and (b) to pay and secure the repayment of bonds approved by the voters and issued by the City from time to time to finance capital improvements; 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, which levy will commence on July 1, 2022;

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

Section 1. There is hereby called a special election to be held on November 9, 2021, 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. The question of levying the Sales and Use Tax shall be placed on the ballot for the election in substantially the following form:

1% SALES AND USE TAX

Adoption of a 1% local sales and use tax within the City of Searcy, the net collections of which remaining after deduction of the administrative charges of the State of Arkansas and required rebates will be used for one or more of the following: (a) for general operations, capital improvements and any other purpose of municipal government and (b) to pay and secure the repayment of bonds approved by the voters and issued by the City from time to time to finance capital improvements. If approved, the levy of the sales and use tax will commence on July 1, 2022.

FOR.....

AGAINST.....

Section 3. 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 and only qualified voters of the City shall have the right to vote at the election.

Section 4. 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 days after the date of publication.

Section 5. A copy of this Ordinance shall be (a) filed with the White County Clerk at least 60 days prior to the election date and (b) given to the White County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance and the Tax Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.

Section 6. The Mayor and City Clerk, for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.

Section 7. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED this 10<sup>th</sup> day of August, 2021.

/s/ Kyle Osborne  
Mayor of Searcy

ATTEST:

/s/ Jerry Morris  
City Clerk

CERTIFICATE

The undersigned, City Clerk of Searcy, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 2021-25, passed at a regular session of the City Council of Searcy, Arkansas, held at 6:00 o'clock p.m., on the 10th day of August, 2021, and that the Ordinance is of record for the City of Searcy, Arkansas.

GIVEN under my hand and seal this 10<sup>th</sup> day of August, 2021.

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City Clerk

(SEAL)