

JEFFERSON COUNTY, MISSOURI, COUNCIL
NOTICE OF A SPECIAL MEETING

Notice is hereby given that the Jefferson County, Missouri, Council, will conduct a Special Meeting on Thursday, May 24, 2018, which is to be held at 6:30 P.M. the Assembly Room of the Jefferson County Administration Center, located at 729 Maple Street, Hillsboro, Missouri.

The tentative agenda includes:

- I. CALL TO ORDER
- II. INVOCATION
- III. PLEDGE OF ALLEGIANCE
- IV. ROLL CALL
- V. PUBLIC COMMENTS
- VI. APPROVAL OF THE AGENDA
- VII. APPROVAL OF THE JOURNAL
- VIII. PUBLIC HEARING
- IX. REPORTS FROM COUNTY EXECUTIVE
- X. RECONSIDERATION OF BILLS
- XI. CONSIDERATION OF VETOED BILLS
- XII. CONSENT AGENDA
- XIII. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA
- XIV. CONSIDERATION OF RESOLUTIONS
- XV. INTRODUCTION OF BILLS
- XVI. PERFECTION OF BILLS

Bill No. 18-0522 A1 - An Ordinance Imposing A Use Tax For General Revenue Purposes At The Rate Of One And Five-Eighths Percent (1.625%) For The Privilege Of Storing, Using Or Consuming Within Jefferson County Any Article Of Tangible Personal Property Pursuant To The Authority Granted By And Subject To The Provisions Of Sections 144.600 Through 144.761 RSMo.; Providing For The Use Tax To Be Repealed, Reduced Or Raised In The Same Amount As Any County Sales Tax Is Repealed, Reduced Or Raised, And Providing For Submission Of The Proposal To The Qualified Voters Of Jefferson County For Their Approval At The State Primary Election To Be Held On Tuesday, August 7, 2018, As And For Jefferson County, Missouri. (*County Council*)

XVII. FINAL PASSAGE OF BILLS

Bill No. 18-0522 A1 - An Ordinance Imposing A Use Tax For General Revenue Purposes At The Rate Of One And Five-Eighths Percent (1.625%) For The Privilege Of Storing, Using Or Consuming Within Jefferson County Any Article Of Tangible Personal Property Pursuant To The Authority Granted By And Subject To The Provisions Of Sections 144.600 Through 144.761 RSMo.; Providing For The Use Tax To Be Repealed, Reduced Or Raised In The Same Amount As Any County Sales Tax Is Repealed, Reduced Or Raised, And Providing For Submission Of The Proposal To The Qualified Voters Of Jefferson County For Their Approval At The State Primary Election To Be Held On Tuesday, August 7, 2018, As And For Jefferson County, Missouri. (*County Council*)

XVIII. OTHER MATTERS

XIX. REPORTS AND COMMENTS FROM COUNCIL MEMBERS

XX. CLOSED SESSION

XXI. ADJOURNMENT

Representatives of the media may obtain copies of this notice by contacting Leah Smith from the office of the County Executive, Jefferson County, Missouri, PO Box 100, Hillsboro, Missouri 63050, 636-797-5400. The custodian of records contact for the County Council is Pat Schlette, who may be contacted at 636-797-5517.

Any person requiring special accommodation under the Americans with Disabilities Act should contact Human Resources Manager at 636-797-5071.

BILL NO.: 18-0522 A1

ORDINANCE NO.: 18-_____

INTRODUCED BY: COUNCIL MEMBER(S) _____

1 **AN ORDINANCE IMPOSING A USE TAX FOR GENERAL REVENUE**
2 **PURPOSES AT THE RATE OF ONE AND FIVE-EIGHTHS PERCENT (1.625%)**
3 **FOR THE PRIVILEGE OF STORING, USING OR CONSUMING WITHIN**
4 **JEFFERSON COUNTY ANY ARTICLE OF TANGIBLE PERSONAL PROPERTY**
5 **PURSUANT TO THE AUTHORITY GRANTED BY AND SUBJECT TO THE**
6 **PROVISIONS OF SECTIONS 144.600 THROUGH 144.761 RSMO.; PROVIDING**
7 **FOR THE USE TAX TO BE REPEALED, REDUCED OR RAISED IN THE SAME**
8 **AMOUNT AS ANY COUNTY SALES TAX IS REPEALED, REDUCED OR RAISED,**
9 **AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE QUALIFIED**
10 **VOTERS OF JEFFERSON COUNTY FOR THEIR APPROVAL AT THE STATE**
11 **PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 7, 2018, AS AND**
12 **FOR JEFFERSON COUNTY, MISSOURI.**

13 **WHEREAS,** Jefferson County has imposed total local sales taxes, as defined in
14 Section 32.085 RSMo., at the rate of one and five-eighths percent (1.625%); and

15 **WHEREAS,** Jefferson County is authorized under Section 144.757 RSMo., to
16 impose a local use tax at a rate equal to the rate of the total sales taxes in effect in Jefferson
17 County; and

18 **WHEREAS,** the proposed County use tax cannot become effective until approved by
19 the voters at a municipal, county or state general, primary or special election; and

1 **WHEREAS**, Jefferson County, Missouri, is required under the provisions of Section
2 32.087 RSMo to submit to the qualified voters of Jefferson County, Missouri, the question of
3 implementing a local sales (“use”) tax; and,

4 **WHEREAS**, maintaining a local sales (“use”) tax will eliminate the advantage out-
5 of-state businesses currently enjoy over local businesses.

6 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
7 **AS FOLLOWS:**

8 Section 1: Pursuant to the authority granted by, and subject to, the provisions of
9 Sections 144.600 through 144.761 RSMo., a use tax for general revenue purposes is imposed
10 for the privilege of storing, using or consuming within Jefferson County any article of
11 tangible personal property. This tax does not apply with respect to the storage, use or
12 consumption of any article of tangible personal property purchased, produced or
13 manufactured outside this state until the transportation of the article has finally come to rest
14 within this County or until the article has become commingled with the general mass of
15 property of this County.

16 Section 2: The rate of tax shall be one and five-eighths percent (1.625%). If any
17 County sales tax is repealed or the rate thereof is reduced or raised by voter approval, the
18 County use tax rate also shall be deemed to be repealed, reduced or raised by the same action
19 repealing, reducing or raising the County sales tax.

20 Section 3: This Proposition shall be submitted to the qualified voters of Jefferson
21 County, Missouri, for their approval, as required by the provisions of Section 144.757

1 RSMo., at the state primary election hereby called and to be held on Tuesday, August 7,
2 2018.

3 Section 4: The ballot of submission to the voters in Jefferson County, Missouri,
4 shall contain substantially the following language:

5 Shall Jefferson County, Missouri, impose a local use tax at the same
6 rate as the total local sales tax rate, currently one and five-eighths percent
7 (1.625%), provided that if the local sales tax rate is reduced or raised by voter
8 approval, the local use tax rate shall also be reduced or raised by the same
9 action? A use tax return shall not be required to be filed by persons whose
10 purchases from out-of-state vendors do not in total exceed two thousand
11 dollars in any calendar year.

12 **YES** **NO**

13 If you are in favor of the question, place an "X" in the box opposite
14 "YES". If you are opposed to the question, place an "X" in the box opposite
15 "NO".

16 Section 5: This Ordinance, as promulgated by the County Council, authorizes an
17 election to be called during the state primary election and held on Tuesday, August 7, 2018,
18 in order to submit to the qualified voters of Jefferson County, Missouri, at such election, the
19 proposition described herein (See Section 4 *et seq.*).

20 Section 6: The Jefferson County, Missouri, Council hereby requests that the
21 County Clerk of the County of Jefferson, Missouri, as the Election Authority for the County

1 and the election officials under his direction and control to conduct such election as hereby
2 called for and Ordained by this Ordinance in the County of Jefferson, Missouri for those
3 portions therein.

4 Section 7: This Ordinance shall be in full force and effect immediately from and
5 after its date of approval. If any part of this Ordinance is invalid for any reason, such
6 invalidity shall not affect the remainder of this Ordinance.

7 Section 8: A copy of this Ordinance and all exhibits, if any, shall be kept on file
8 at the County Clerk's Office consistent with the rules and procedures for the maintenance
9 and retention of records as promulgated by the Secretary of State.

10 Section 9: Pursuant to State Law and within ten days (10) after the adoption of
11 this Ordinance in favor of adoption of any local sales ("use") tax authorized under the local
12 sales ("use") tax law by the voters of Jefferson County, Missouri, the County Executive
13 through the County Clerk shall forward to the Director of Revenue for the State of Missouri
14 by United States registered mail or certified mail a certified copy of this Ordinance. The
15 Ordinance shall reflect the effective date thereof and any maps reflecting the same, if any.
16

THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:

Council Member District 1, Don Bickowski _____

Council Member District 2, Renee Reuter _____

Council Member District 3, Phil Hendrickson _____

Council Member District 4, Charles Groetke _____

Council Member District 5, Daniel Darian _____

Council Member District 6, Dan Stallman _____

Council Member District 7, James Terry _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2018:

_____ **PASSED** _____ **FAILED**

Don Bickowski, County Council Chair

Pat Schlette, Council Administrative Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF MAY, 2018.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF MAY, 2018.

Kenneth B. Waller, Jefferson County, Missouri, Executive

ATTEST:

Randy Holman, County Clerk

BY: _____

First Reading: 05-14-2018

Second Reading: 05-24-2018

Third Reading: 05-24-2018

JEFFERSON COUNTY, MISSOURI
COUNTY COUNCIL
AMENDMENT # 1 to BILL NO. 18-0522

Offered By Council Member: All Council Members

An Amendment to:

Clarify the language and intent of Bill No. 18-0522, which shall now read as follows:

1 Add to page 2 a new sentence on line 6

2 **Whereas**, it is the intent of Jefferson County that any revenues realized by the adoption
3 of the use tax shall be generally distributed in accordance with the manner in which any County
4 Sales Tax is distributed.

5 Add to page 2 line 20

6 Section 3: Any revenues realized from the County use tax shall be distributed in the
7 same manner as any County Sales Tax except that portion dedicated to the Road Tax Fund (270)
8 shall be dedicated to the County Building Fund (340).

9 Current Section 3 to be renumbered Section 4

10 This Amendment shall be attached to or incorporated in the final codified version of
11 said Bill and made a part thereof.

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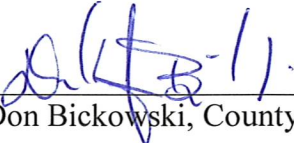
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THIS AMENDMENT BEING DULY INTRODUCED AND READ, THE MEMBERS OF THE JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:

Council Member District 1, Don Bickowski	<u>yes</u>
Council Member District 2, Renee Reuter	<u>absent</u>
Council Member District 3, Phil Hendrickson	<u>yes</u>
Council Member District 4, Charles Groeteke	<u>yes</u>
Council Member District 5, Daniel Darian	<u>yes</u>
Council Member District 6, Dan Stallman	<u>yes</u>
Council Member District 7, James Terry	<u>yes</u>

Amendment Passed: ✓ **Date:** _____

Amendment Failed: _____ **Date:** _____


Don Bickowski, County Council Chair


Pat Schlette, Council Administrative Assistant

Read On: May 14, 2018

BILL NO.: 18-0522 A1

ORDINANCE NO.: 18-_____

INTRODUCED BY: COUNCIL MEMBER(S) _____

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Council Member District 4, Charles Groetke _____

Council Member District 5, Daniel Darian _____

Council Member District 6, Dan Stallman _____

Council Member District 7, James Terry _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2018:

_____ **PASSED** _____ **FAILED**

Don Bickowski, County Council Chair

Pat Schlette, Council Administrative Assistant

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Randy Holman, County Clerk

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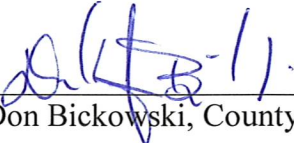
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Amendment Passed: ✓ **Date:** _____

Amendment Failed: _____ **Date:** _____


Don Bickowski, County Council Chair


Pat Schlette, Council Administrative Assistant

Read On: May 14, 2018