

**AGENDA ITEM**

October 4, 2016

Subject: Submission to a vote continuing a one-half of one-cent (.005)  
Transportation Sales Tax

Department: City Manager

The one-half of one-cent (\$.005) Transportation Sales Tax is used to improve the transportation system of the community. Over the past twenty years this tax has funded resurfacing, construction, reconstruction, curb and guttering for 498 blocks with an average of 25 blocks per year.

The Transportation Sales Tax was originally approved by the voters of Nevada in 1997. It was renewed in 2001, 2006 and 2011 and will expire June 30, 2017.

The attached ordinance authorizes an election to renew the tax for a period of five years. Passage of the tax would provide continued funding for transportation improvements and would *not* increase Nevada's sale tax rate from its current level.

**A SPECIAL ORDINANCE OF THE CITY OF NEVADA, MISSOURI, PROVIDING FOR A MUNICIPAL ELECTION TO BE HELD IN THE CITY OF NEVADA, MISSOURI, ON TUESDAY, APRIL 4, 2017 TO ALLOW QUALIFIED VOTERS TO CONSIDER REPLACING THE EXISTING ONE HALF CENT (1/2 CENT) TRANSPORTATION SALES TAX UPON ITS EXPIRATION BY APPROVING A ONE-HALF CENT (1/2 CENT) TRANSPORTATION SALES TAX, OVER A FIVE (5) YEAR PERIOD, FOR THE PURPOSE OF FUNDING TRANSPORTATION.**

**WHEREAS**, on February 4, 1997, Nevada voters approved a one-half cent (1/2 cent) Transportation Sales Tax (the “1997 Transportation Sales Tax”), pursuant to RSMo., Section 94.700 *et seq.*, and

**WHEREAS**, the 1997 Transportation Sales Tax was adopted with a five-year sunset provision, to remain effective until 2001, and

**WHEREAS**, the 1997 Transportation Sales Tax was renewed in 2001, 2006, and 2011, and

**WHEREAS**, over the past twenty years the streets of the City of Nevada, Missouri, have been improved, and the 1997 Transportation Sales Tax as renewed has been used for resurfacing and construction of streets and installation and replacement of curbs and guttering, and

**WHEREAS**, as with the prior renewals of the 1997 Transportation Sales Tax, passage of a new one-half (1/2 cent) Transportation Sales Tax would *not* increase Nevada’s sales tax rate from its current level, as the new Transportation Sales Tax would simply replace the expiring one-half cent (1/2 cent) Transportation Sales Tax, and

**WHEREAS**, in order to pay for and finance the completion of remaining and additional major roadway construction and annual repair and maintenance projects, it is necessary to extend the sales tax by adopting a new one-half cent (1/2 cent) Transportation Sales Tax for another five-year period, and

**WHEREAS**, the City Council desires to submit to the qualified voters of Nevada, at the April 4, 2017 Election, the question of whether or not to continue to authorize a one-half cent (1/2 cent) Transportation Sales Tax for the transportation purposes as defined in Section 94.700 RSMo.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, MISSOURI THAT:**

**Section 1. SALES TAX FOR TRANSPORTATION.** To permit the voters to determine this issue, the Council hereby continues a sales tax in the amount of \$.005 for transportation purposes in accordance with Section 94.700 – Section 94.755, RSMo., subject to voter approval, and orders that the issue shall be submitted to a vote of the qualified voters at the April 4, 2017 City election.

**Section 2. BALLOT LANGUAGE.** The language of the question to be presented shall be as follows:

**PROPOSITION**

**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.”**

**Upon expiration of the existing one-half cent (1/2 cent) Transportation Sales Tax, shall the City of Nevada continue to impose a sales tax of one-half cent (1/2 cent) for transportation purposes including resurfacing and construction of existing Nevada streets and/or installation or replacement of curbs and guttering? All funds collected each year shall be deposited to the Street Fund for this purpose.**

**[ ] YES**

**[ ] NO**

**Section 3. IMPOSITION AND DURATION OF TAX.** The Transportation Sales Tax, if approved by the qualified electors of the April 4, 2017 election, shall be continued for a period of five (5) years with expiration of the Tax effective June 30, 2022, unless renewed by the voters.

**Section 4. USE OF FUNDS.** While nothing herein is intended to be a limit on the grant of authority by the voters to allow the tax to be used for all “transportation purposes” as defined in Section 94.700(9) RSMo., the funds received from the Transportation Sales Tax shall be used as follows:

- a) A minimum of \$500,000 per fiscal year shall be used for street construction of existing Nevada streets including asphalt or concrete overlay of street surfacing, widening where necessary and installation or replacement of curbs and guttering and storm drains where necessary.

- b) Transportation Sales Tax Funds received in excess of \$500,000 per fiscal year may be used for transportation purposes in accordance with Section 94.700-Section 94.755, RSMo.

**Section 5. STREET CONSTRUCTION PROGRAM AND PUBLIC HEARING.** As a condition of the City's use of any new funds received from the Transportation Sales Tax the Infrastructure Committee appointed by the City Council shall commence the development of a Five-Year Street Construction Program and there shall be an annual Public Hearing before the City Council to review progress in completing this Five-Year Street Construction Program.

**Section 6. PUBLICATION OF NOTICE.** The Election authority will be requested to publish the required notices of election under Section 115.127.2 RSMo, in two newspapers of different political faith qualified under Chapter 493, RSMo, published within the City. Notice shall be published twice, the first publication occurring in the second week prior to the election, the second within one week prior to the election.

**Section 7. PAYMENT OF ESTIMATED COSTS OF ELECTION AND CONDUCT OF THE ELECTION.** Upon receipt of the estimate of the election costs from the County Clerk, the City Clerk is hereby authorized and directed to remit to the County Clerk the amount of the estimated costs and, upon completion of the election, is authorized and directed to remit to the County Clerk the precise amount of the remaining costs when billed.

**Section 8. CANVASS OF ELECTION RESULTS.** The Election authority, in accordance with Chapter 115, RSMo, with its committee of judges is requested under said statute to canvass the election results and to refer to the City the abstract of election.

**Section 9. CERTIFICATION TO COUNTY CLERK.** The City Clerk is authorized and directed to certify to the County Clerk of Vernon County, Missouri, immediately, a certified copy of this ordinance and a sample ballot which shall be the authority of the Election Authority to conduct said election, provide the ballot, and give notice thereof in conformity with the law.

**PASSED, APPROVED and ADOPTED**, this 18th day of October, 2016.

(seal)

ATTEST:

\_\_\_\_\_  
Brian L. Leonard, Mayor

\_\_\_\_\_  
Johnna Williams, Deputy City Clerk

**TRANSPORTATION IMPROVEMENTS FUNDED  
THROUGH ½ CENT TRANSPORTATION SALES TAX  
1997 – 2016**

1997

Hickory Street, Osage to Centennial approx. 6 blocks  
Cherry, Spring to Ash 4 blocks  
Clay, Sycamore to Maple 1 block  
Sycamore, Clay to Adams 1 block  
Alma, Austin to Division approx. 7 blocks

Total 19 blocks

1998

Prewitt, Walnut to Ashland 5 blocks  
Spring, Ashland to Garfield 3 blocks  
Lynn, Vernon to Minnesota 2 blocks  
Elm, Vernon to Central 1 block  
Spring, South to the railroad tracks 2 blocks

Total 13 blocks

1999

Tower, Austin to Wight 4 blocks  
Olive, Ashland to Lee 1 block  
Chestnut, Austin to Sycamore and Maple to Barr 6 blocks  
Adams, Austin to South approx. 10 blocks  
Johnson Drive, Austin to Division approx. 8 blocks  
Hickory, Prewitt to Ash approx. 12 blocks

Total 41 blocks

2000

Commercial, Vernon to Minnesota 2 blocks  
Colorado, Vernon to Minnesota 2 blocks  
Ashland, Washington to Osage approx. 7 blocks  
Sycamore, to College to Elizabeth 3 blocks  
Maple, College to Spring and Main to Washington 6 blocks

Total 21 blocks

2001

Adams, Garfield to Atlantic 2 blocks  
Garfield, Ash to Washington 3 blocks  
Hickory, Ash to Osage 8 blocks  
Allison, Washington to Osage 5 blocks  
Lynn, Hickory to Ashland 2 blocks  
Walnut, Commercial to Subway approx. 5 blocks  
Maple, Spring to Ash 5 blocks

Total 25 blocks

Projects funded partially by CDBG funds

Cherry, Ash to the railroad tracks approx. 9 blocks  
Main, Ash to Washington 3 blocks  
Walnut, Ash to Washington 3 blocks  
Hunter, Ash to Washington 3 blocks  
Main, Austin to Hunter 3 blocks  
Washington, Austin to Hunter 3 blocks  
Commercial, Cherry to Walnut 1 block  
West, Walnut to Allison 2 blocks

Total 27 blocks

Projects funded partially by MODoT funds (80/20 funds)

Highland, Ash to the Outer Road approx. 10 blocks  
Atlantic, Lynn to Osage approx. 3 ½ blocks

Total 13 ½ blocks

2002

N Adams – Ashland to Garfield, 3 blocks  
E. Allison – Washington to Ash 3 blocks  
W. Ashland – Spring to West City Limits 9 blocks  
W. Barr – Chestnut to College 1 block  
Briarwood – Ewing to Chestnut 2 blocks  
N. Cedar – Hickory to Hunter 3 blocks  
N. Cedar – Atlantic to Highland 6 blocks  
N. College – Hickory to Ashland 2 blocks  
S. Commercial – Douglas to Wight 1 block  
E. Douglas – Pine to Commercial 1 block  
E. Wight – Pine to Commercial 1 block  
W. Ewing – Spring to Briarwood 2 blocks  
S. Lynn – Douglas to Pitcher 1 block  
S. Pine – Maple to dead end 3 blocks  
N. Main – Hickory to Hunter 3 blocks  
E. Sycamore-Cedar to Oak 2 blocks  
N. Washington – Atlantic to Highland 6 blocks

Total 49 blocks

2003

1400, 1500 & 1600 E Ashland-Centennial to dead end 3 blocks  
200, 300, & 400 E. central-Washington to Elm 3 blocks  
800 E. Central – Missouri to Osage 1 block  
S. Clay – Austin to Sycamore 2 blocks  
W. Douglas – Main to Ash 1 block  
W. Garfield – Adams to Spring 3 blocks  
W. Hickory – Prewitt to West City Limits 3 blocks

N. Hoffman – Hickory to Ashland 2 blocks  
S. Main – Austin to South City Limits 11 blocks  
N. Colorado – Ashland to Vernon 1 block  
Ridge Road – South half 1 block  
Subway Blvd. – Commercial to Walnut 2 blocks  
N. Washington – Hunter to floral 8 blocks  
N. West – Allison to Hickory 1 block

Total 42 blocks

#### 2004

E. Douglas – Jefferson to Alma 2 blocks  
E. Locust – Centennial to Jason 3 blocks  
S. Elm – Austin to Sycamore 2 blocks  
W. Ewing – Adams to Clay 1 block  
S. Adams – Cherry to Austin 1 block  
W. Cleveland – Spring to Ash 4 blocks  
N. Osage – Atlantic to State outer road 3 blocks  
W. Highland – West to Marmaduke Park entrance 2 blocks  
W. Barton – Ash to cul-de-sac 2 blocks  
W. Allison – West to Spring 1 block  
N. Colorado – Hickory to Osage 1 block  
W. Wight – Chestnut to College 1 block  
N. Main-Atlantic to Grand 3 blocks  
Hardin Drive-Cedar to Washing 2 blocks  
N. Washington-Highland to Hardin Drive 3 blocks  
Grand-Washington to Ash 3 blocks  
W. Arch-Spring to Chestnut 3 blocks  
W. Douglas-Ash to Clay 2 blocks  
Marvel Road-Barrett to Twins 1 block  
W. Pitcher – Cedar to Main 1 block  
W. Sycamore – Adams to Main 2 blocks  
E. Sycamore – Oak to Lynn 1 block  
N. Tower – Hunter to Hickory 2 blocks

Total 46 blocks

#### 2005

W. Cherry-Chestnut to Tower 3 blocks  
E. Allison-Osage to Colorado 1 block  
S. Oak – Cherry to Austin 1 block  
N. Pine – Locust to Hickory 2 blocks  
Alma – Austin to Walnut 2 blocks  
N. Elm – Allison to Ashland 3 blocks  
W. Wight – Olive to west of Tower 2 blocks  
S. Spring – Maple to Spring St Park 4 blocks  
N. Main – Hickory to Garfield 5 blocks

Total 23 blocks



2006

E. Floral – Washington to Elm 3 blocks  
N. Elizabeth – Atlantic South to End 2 blocks  
N. Barrett – Austin North to Cul-De-Sac 3 blocks  
S. Spring – Austin to Maple 3 blocks  
W. Floral – Chestnut to East Dead End 2 blocks  
W. Arch – Ash to Spring 4 blocks

Total 17 blocks

2007

N. College – Cherry to Hickory 4 blocks  
S. Tower – Austin to Cherry 1 block  
W. Walnut – Chestnut to Ash 7 blocks  
N. Spring – Austin to Hickory 5 blocks

Total 17 Blocks

2008

Tucker – Cherry to Arch 2 blocks  
S. West – Austin to Wight 4 blocks  
S. Cedar – Austin to Wight 4 blocks  
N. Lynn – Walnut to Hickory 4 blocks

Total 14 blocks

2009

N. Tucker – Ashland North to Cul-De-Sac 3 blocks  
E. Locust – Washington to Osage 4 blocks  
S. Lynn – Austin to Maple 4 blocks  
S. Spring Creek to Southern City Limits 3 blocks

Total 14 blocks

2010

S. Spring- Creek North Millington Lane 2 blocks  
S. Barrett – Wal-Mart to Division 2 blocks  
E. Oak– Washington to Locust 2 blocks  
N. Pine – Walnut to Locust 2 block  
N. West – Ashland to Garfield 3 blocks  
S. Elizabeth – Cherry to Austin 1 block  
Chestnut – Austin to Allison 4 blocks

Total 16 blocks

2011

1-200 N. Olive 2 blocks  
2-3-400 S. Elizabeth 3 blocks  
3-400 W. Lee 2 blocks  
5-6-700 W. Sycamore 3 blocks  
11-1200 W. Maple 2 blocks

W. Walnut – Chestnut to Perkins 4 blocks

Total 16 blocks

2012

3-4-500 W. Ashland 3 blocks

200 E. Minnesota 1 block

5-6-7-8-9-10-11-1200 N. Cedar 8 blocks

8-9-10-1100 N. Oak 4 blocks

Total 16 blocks

2013

1-2-300 W. Wight 3 blocks

100 N. Prewitt 1 block

100 S. Prewitt 1 block

100 S. Perkins 1 block

200 N. Jefferson 1 block

300 E. Minnesota 1 block

1000 - 1100 W. Hunter 2 blocks

Airport Driveway 3 blocks

Total 13 blocks

2014

300 N. Jefferson 1 block

Locust – Subway to Centennial 2 blocks

W. Allison – Ash to Spring 4 blocks

W. Wight – College to Olive 1 block

Olive – Maple to Douglas 2 blocks

Douglas – Olive to College 1 block

100 E. Wight 1 block

Total 12 blocks

2015

Hillcrest Drive 4 blocks

700 W. Burton 1 block

700 W. South 1 block

700 W. Parkhill Drive 1 block

10-11-1200 S. Elizabeth 3 blocks

1000 W. Pitcher 1 block

2-3-400 N. Elizabeth 3 blocks

100 N. Jefferson 1 block

100 S. Jefferson 1 block

11-13-1400 E. Walnut 3 blocks

N. Tower – Hickory to Ashland 2 blocks

Total 21 blocks

2016

200 W. Hardin Drive 1 block  
2100 N. Main 1 block  
1-200 W. Park 2 blocks  
4-5-600 W. Vernon 3 blocks  
200 W. Floral 1 block  
100S. & 100-300 N. Indiana 3 blocks  
100 W. Ewing 1 block  
900 S. Chestnut 1 block  
300 W. Cherry 1 block  
S. Spring- RR Tracks to Millington Lane 3 blocks  
1100 W. Garfield 1 block  
7-8-9-11-1200 N. Olive 5 blocks

Total 23 blocks