

ORDINANCE NO. 1910NS

AN ORDINANCE AMENDING ORDINANCE NUMBERED 1080NS, AS AMENDED BY ORDINANCES NUMBERED 1337NS AND 1449NS, BY CHANGING THE PURPOSE FOR WHICH THE PROCEEDS OF THE ONE PERCENT (1%) SALES TAX LEVIED BY ORDINANCE 1080NS MAY BE USED; AMENDING THE PROVISION FOR TERMINATION TO MAKE SAID SALES TAX PERMANENT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF SHAWNEE, OKLAHOMA:

SECTION 1. DEFINITIONS. The definitions of words, terms and phrases contained in the Oklahoma Sales Tax Code, Title 68, Oklahoma Statutes 1981, Section 1350 and following, as amended, are hereby adopted by reference and made a part of this Ordinance.

SECTION 2. EFFECTIVE DATE: Subject to approval of a majority of the registered voters of said City of Shawnee, voting on same as prescribed by law, this Ordinance shall become and be effective on and after approval by said voters.

SECTION 3. PURPOSE AND TERMINATION: Section 3 of Ordinance numbered 1080NS, as was amended by Ordinances 1337NS and 1449NS, is hereby amended in its entirety and changed to read as follows:

“Ordinance Number 763NS of the City of Shawnee is hereby amended by the addition of the following Section:

I. ADDITIONAL 1-CENT SALES TAX: PURPOSE. It is hereby declared that the additional one percent (1%) sales tax levied by this ordinance shall be in addition to the other sales tax levied by Ordinance Numbered 763NS and shall be used by the City or transferred to any public trust of which the City is the beneficiary to be used and dedicated as follows: 7/8ths of the one percent (1%) to be used for (i) capital improvements, (ii) economic development, or (iii) the payment of debt service and other requirements that may be required by any document securing the payment of bonds issued by the City or a public trust of which the City is the beneficiary; (iv) 1/16th of the one percent (1%) to be used for the salaries, equipping, training and hiring of Shawnee Police Officers in excess of the 1998-99 funding levels; and (v) 1/16th of the one percent (1%) to be used for the salaries, equipping, training and hiring of Shawnee Firefighters in excess of the 1998-99 funding levels.”

II. “There is hereby established two limited-purpose tax funds to be known as the Police Special Tax Fund and the Fire Special Tax Fund, into which all collections made under Section I(iv) and Section I(v), respectively, shall be deposited. Monies in said special tax funds shall be accumulated from year to year and shall be placed in an insured interest-bearing account, and the interest which accrues on said funds shall be retained in the funds. Said funds shall be non-fiscal in nature. Monies in said funds shall be appropriated and expended for the purposes described in Section I(iv) and Section I(v), respectively.”



III. "Provided that the additional one percent (1%) sales tax provided for hereby shall become permanent commencing on July 1, 1999."

SECTION 4. SEVERABILITY. The provisions of this ordinance are declared to be severable, and if any section, paragraph, sentence or clause of this ordinance is for any reason held invalid or inoperative by any Court of competent jurisdiction, such decision shall not affect any other section, paragraph, sentence or clause thereof.

SECTION 5. EMERGENCY. Whereas it is immediately necessary for the preservation of the public health, peace and safety of the City of Shawnee and the inhabitants thereof that the proceeds of said sales tax be used for the purposes above set out and that the provisions of this Ordinance become operable immediately, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon passage and approval.

PASSED AND APPROVED this 21st day of December, 1998.

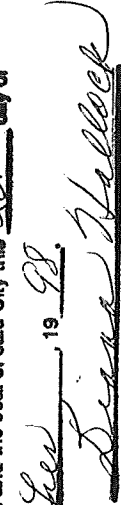

CHRIS HARDEN, MAYOR

ATTEST:


DIANA HALLOCK, CMC, CITY CLERK

(SEAL)

I, the undersigned, duly qualified and acting City Clerk of the City of Shawnee, State of Oklahoma, hereby certify that the above and foregoing document, consisting of 2 pages, is a true and correct copy of the original document on file in the City Clerk's office.

Witness my hand and the seal of said City this 21st day of December, 19 98.

City Clerk