

**ORDINANCE NO. 2245**

**AN ORDINANCE CALLING FOR A SPECIAL ELECTION TO REFER THE ISSUE OF LEVYING A ONE PERCENT (1%) SALES AND USE TAX WITHIN THE CITY LIMITS OF EUREKA SPRINGS, ARKANSAS TO THE VOTERS OF THE CITY OF EUREKA SPRINGS, ARKANSAS FOR THEIR ACCEPTANCE OR REJECTION; DECLARING AN EMERGENCY TO EXIST AND FOR OTHER PURPOSES**

**WHEREAS**, the City Council of the City of Eureka Springs, Arkansas, has made a comprehensive study and review of need for additional funds to operate the City Auditorium and City Water and Sewer Operations: and,

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS:**

**Section 1.** That the county board of election commissioners is hereby notified as required by Arkansas Code Annotated that this Ordinance has been passed directing that a special election is to be held as soon as practical; but, no later than 120 days from August 8, 2016 to submit to the voters of the City of Eureka Springs, Arkansas the issue of approving or rejecting an additional one percent (1%) Sales and Use Tax on all retail sales as allowed by Arkansas Code Annotated Title 26, Chapter 75.

**Section 2.** That said tax, if passed, shall be collected for a period of ten years from the first date of collection, unless otherwise renewed by proper means and vote. The termination shall be automatic without the necessity of any action by the City, other than proper notification to the collectors and State agencies as may be required by the Arkansas Code Annotated.

**Section 3.** That said Election should be held on November 8, 2016.

**Section 4.** That the Ballot Title to be used is as follows:

[    ] **FOR** ratification and approval of an additional one percent (1%) sales and use tax to be collected on all retail sales within the City Limits of the City of Eureka Springs, Arkansas

[    ] **AGAINST** ratification and approval of an additional one percent (1%) sales and use tax to be collected on all retail sales within the City Limits of the City of Eureka Springs, Arkansas

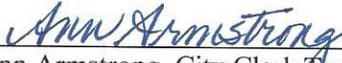
**Section 5.** Repeal Clause: All Ordinances, Resolutions, and parts thereof, in conflict herewith, are hereby repealed to the extent of such conflict.

**EMERGENCY CLAUSE**

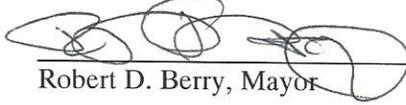
**Section 6.** Since it is necessary to quickly address this issue and to promote economic thrift by the City for the preservation of public peace, health, and safety, an emergency is hereby declared to exist and this ordinance shall take effect and be in force from and after its passage and approval.

**PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
EUREKA SPRINGS, ARKANSAS, ON THIS 8th DAY OF AUGUST, 2016**

**ATTEST:**

  
\_\_\_\_\_  
Ann Armstrong, City Clerk/Treasurer

**APPROVED:**

  
\_\_\_\_\_  
Robert D. Berry, Mayor

All present voted "Aye" – Terry McClung, Kristi Kendrick, James DeVito, David Mitchell,  
Mickey Schneider, and Bob Thomas