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4 **RESOLUTION NO. 8145**

5 A RESOLUTION introduced by Councilmember Bill Haynes, to submit to the qualified
6 electors of the City of Topeka, Kansas, the proposition of levying an
7 additional special purpose retailer’s sales tax of up to five–tenths of
8 one percent (0.5%) in the City of Topeka, for the purpose of paying for
9 certain improvements in the City, pursuant to K.S.A. 12-187 *et seq.*,
10 as amended.

11 WHEREAS, K.S.A. 12-187 *et seq.*, as amended, authorizes the City of Topeka to
12 submit to the qualified electors of the City the question of levying a special purpose
13 retailer’s sales tax to be collected by the State Department of Revenue with revenue
14 therefrom returned to this City; and

15 WHEREAS, the governing body of the City of Topeka has determined that additional
16 revenue is needed for the special purpose of certain improvements within the City.

17 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
18 TOPEKA, KANSAS:

19 Section 1. A special question election shall be held in the manner prescribed by
20 law on the 7th day of April, 2009, for the purpose of submitting to the qualified electors of
21 the City of Topeka, Kansas, the question of levying an additional special purpose retailers’
22 sales tax in the City of Topeka, Kansas, for the purpose of paying the costs of certain
23 improvements within the City. The amount of the additional special purpose retailers’ sales
24 tax shall be five–tenths of one percent (0.5%), such tax shall take effect on the 1st day of
25 October, 2009, and shall expire ten (10) years after the date the tax is first collected, if
26 approved by a majority of the electors voting thereon.

27 Section 2. The proposition to be voted on shall appear on the Ballot as follows:
28 “Shall the City of Topeka levy an additional retailers’ sales tax in the amount of five–

29 tenths of one percent (0.5%) to be used exclusively for costs of maintenance and
30 improvements of existing City streets, gutters, curbs, sidewalks, alleys and street
31 lighting, provided such tax shall take effect October 1, 2009, and expire ten (10)
32 years from the date of imposition?"

33 All pursuant to K.S.A. 12-187, *et seq.*, as amended.

34 Section 3. If approved by a majority of the electors voting thereon, such tax shall
35 be subject to all applicable state laws and administrative rules and regulations of the
36 Kansas Department of Revenue. The services of the Kansas Department of Revenue shall
37 be utilized to administer, enforce and collect such tax.

38 Section 4. The City Clerk is authorized and directed to deliver this Resolution to
39 the Election Commissioner of Shawnee County, Kansas, who is authorized to and shall
40 give notice of the election, as provided by law, by newspaper of general circulation in the
41 City, as provided by K.S.A. 10-120, with the first publication to be not less than twenty-one
42 days prior to the date of the election. The vote at the election shall be by ballot, and the
43 proposition stated above shall be printed on the ballot, together with voting instructions as
44 provided by law.

45 ADOPTED and APPROVED by the City Council February 17, 2009.

46 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

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51 ATTEST:

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55 Brenda Younger, City Clerk