

RESOLUTION NO. 94-42

A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF DOUGLAS COUNTY OF A QUESTION AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS TO LEVY A 1% COUNTYWIDE RETAILERS' SALES TAX.

WHEREAS, the County and the Cities located within the county have certain capital improvement projects which they desire to fund;

WHEREAS, the Board of County Commissioners (hereinafter, the **BOARD**) has determined that it is desirable and in the best interests of the public that a proposition be submitted to the qualified electors of Douglas County to determine whether a countywide retailers' sales tax at the rate of 1% shall be imposed for the purpose of financing the expansion and operation costs of the county jail; the acquisition, construction and improvement of facilities for the Bert Nash Mental Health Center, the Douglas County Visiting Nurses Association, and the Lawrence-Douglas County Health Department; and

WHEREAS, pursuant to K.S.A. (1993 Supp.) 12-187 the Board is authorized to by resolution submit such a proposition to a vote of the electors of Douglas County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS:

Section 1. Pursuant to K.S.A. (1993 Supp.) 12-187 a question of imposing a countywide retailers' sales tax at the rate of 1% shall be submitted to the qualified electors of Douglas County, Kansas, at the November 1994, General Election.

Section 2. The following proposition is hereby submitted to the Douglas County Election Officer for inclusion on the ballot in the November, 1994 General Election:

Shall a countywide retailers' sales tax in the amount of 1% be imposed by the Board of County Commissioners of Douglas County, Kansas, the revenue from which shall be received, pursuant to State law, by Douglas County, the City of Baldwin City, the City of Eudora, the City of Lawrence, and the City of Lecompton, and shall be used by Douglas County for general governmental purposes, including the issuance of sales tax revenue and general obligation bonds, and also including, but not limited to the following purposes:

- 1. The expansion and operation of the county jail, and attendant improvements and related costs;*
- 2. The acquisition, construction, and improvement of facilities for the Bert Nash Mental Health Center, the Douglas County Visiting Nurses Association, and the Lawrence-Douglas County Health Department, and attendant improvements and costs; and*

3. *The reduction of ad valorem property tax levies as established and determined by Douglas County;*

and pursuant to an interlocal agreement Douglas County and the City of Lawrence have agreed that the sales tax revenue shall be used by the City of Lawrence for general governmental purposes, including but not limited to the following purposes:

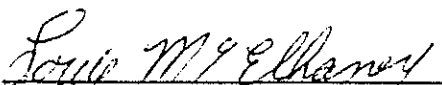
1. *The development and operation of parks and recreation facilities and programs, including the acquisition of property, attendant improvements and related costs, pursuant to the City of Lawrence's adopted comprehensive plan for parks and recreation;*
2. *The acquisition, construction, and improvement of facilities for the Bert Nash Mental Health Center, the Douglas County Visiting Nurses Association, and the Lawrence-Douglas County Health Department, and attendant improvements and costs; and*
3. *The reduction of ad valorem property tax levies as established and determined by the City of Lawrence.*

Section 3. The County Election Officer shall conduct an election on this proposition in the manner provided by law.


Section 4. If a majority of the votes cast and counted is in favor of the proposition, the Board shall levy such tax as provided by law.

ADOPTED this 7th day of September, 1994.

BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS



Louie L. McElhaney, Chairman



Mark A. Buhler, Member

Resolution No. 94-42

ATTEST:

Patty Jaimes
Patty Jaimes, County Clerk

James L. Chappell
James L. Chappell, Member