

RESOLUTION NO. 2018-5

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WISNER, NEBRASKA:

That the City currently imposes a City Sales and Use Tax in the amount of one and one-half percent (1 ½%) pursuant to the Local Option Revenue Act, Sections 77-27,142, et seq. of the Nebraska Statutes, and City Ordinance No. 2012-1056, adopted on May 21, 2012. The City is proposing to increase the existing City Sales and Use Tax by an additional one-half percent (1/2 %) for the purpose of partially funding the development of a new primary well, the construction of a new water tower, the installation of over 16,000 linear feet of water mains and water lines, the purchase and installation of meters and radio equipment, and the purchase and implementation of an electronic drive-by radio read system through a comprehensive water project, which requires the approval of the qualified electors of the City.

That in order that the City Council may determine the opinion of the majority of the qualified electors of the City in regard to the following question, the City Council does hereby order submission at the next regular City election in which all qualified electors shall be entitled to vote on such question, the following question:

“The City Council of the City of Wisner, Nebraska currently imposes a Sales and Use tax in the amount of one and one-half percent (1 ½%) upon the same transactions within the City on which the State of Nebraska is authorized to impose a tax. Shall the City Council of the City of Wisner impose an additional Sales and Use Tax in the amount of one-half percent (1/2%) upon the same transactions within the City on which the State of Nebraska is authorized to impose a tax with the full proceeds generated therefrom to be used to partially fund the development of a new primary well, the construction of a new water tower, the installation of over 16,000 linear feet of water mains and water lines, the purchase and installation of meters and radio equipment, and the purchase and implementation of an electronic drive-by radio read system through a comprehensive water project, and for the purposes of any agreement to be subsequently executed under the Interlocal Cooperation Act or Joint Public Agency Act for such project, and shall the City of Wisner, Nebraska increase its budgeted restricted funds for fiscal year 2018-2019 by \$95,000.00 and 9.4% over the current-year’s restricted funds according to the adopted 2017-2018 budget statement?”

Yes (For the Additional Tax and Increase in Restricted Funds Budget)

No (Against the Additional Tax and Increase in Restricted Funds Budget)

Electors desiring to vote in favor of the Proposition shall mark an “X” in the square preceding the word “Yes” (For the Additional Tax and Increase in Restricted Funds Authority).

Electors desiring to vote against the Proposition shall mark an “X” in the square preceding the word “No” (Against the Additional Tax and Increase in Restricted Funds Authority).

If a majority of the votes cast upon such question shall be in favor of such tax, then the City Council shall forthwith proceed to impose a tax pursuant to the Local Option Revenue Act.

If a majority of those voting on the question shall be opposed to such tax, the City Council shall not impose such tax.

Summary of Additional Local Option Sales and Use Tax:

i. Projects to Be Funded:

100% of the funds collected from the additional sales and use tax of one-half percent (1/2%) shall be allocated for the development of a new primary well, the construction of a new water tower, the installation of over 16,000 linear feet of water mains and water lines, the purchase and installation of meters and radio equipment, and the purchase and implementation of an electronic drive-by radio read system through a comprehensive water project.

ii. Duration of Tax:

Collection of the additional sales and use tax of one-half percent (1/2%) shall be on all taxable sales beginning no sooner than 120 days following receipt by the Department of Revenue of materials certifying the election and passage of the City Ordinance as required, and shall continue for a period of ten (10) years thereafter, unless sooner terminated by the City Council, or shall automatically terminate on the first day of the calendar quarter after repayment of bonds pledged for the project, whichever date is later.

The City Clerk shall cause a certified copy of this Resolution to be delivered to the Cuming County Clerk.

Pursuant to Neb. Rev. Stat. §77-27,142.04, as amended, notice of the submission of the question herein shall be published in a legal newspaper of general circulation in the City not more than thirty (30) days nor less than ten (10) days previous to the May 15, 2018 election. Such notice shall be in addition to any other notice required by the general election laws.

The foregoing Resolution having been read, Councilmember Kumm moved for its passage and adoption. Councilmember Liermann seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Anderson, Liermann, Svoboda, Kumm. The following voted Nay: None. The passage of the Resolution having been consented to by at least seventy percent (70%) of all of the members elected to the Council was declared passed and adopted this 28th day of February, 2018.

CITY OF WISNER

DAVID W. BROWN, Mayor.

ATTEST:

City Administrator/Clerk/Treasurer

(S E A L)

CERTIFICATION

I, Al Vacanti, Administrator/Clerk/Treasurer of the City of Wisner, Nebraska, hereby certify that the foregoing is true and complete copy of Resolution No. 2018-5 of the City of Wisner, Nebraska passed by the City Council on February 28, 2018.

City Administrator/Clerk/Treasurer