

**BILL NO. 2023-11-21-2**

**ORDINANCE NO.**

**“AN ORDINANCE SETTING AN ELECTION FOR APRIL 2, 2024, FOR THE QUALIFIED VOTERS OF THE VILLAGE OF LOCH LLOYD, MISSOURI, TO DECIDE WHETHER TO AUTHORIZE THE IMPOSITION OF A SALES TAX FOR GENERAL REVENUE PURPOSES AT A RATE OF ONE PERCENT (1.00%) IN THE VILLAGE OF LOCH LLOYD, MISSOURI.”**

WHEREAS, Section 94.510 of the Revised States of Missouri (“RSMo”) authorizes the Board of Trustees (the “Board”) for the Village of Loch Lloyd, Missouri (the “Village”) to impose a local sales tax at a rate not to exceed one percent (1.00%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail, provided that the Board submits to the qualified voters of the Village at a public election a proposal to authorize the Board of the Village to impose such local sales tax under the provisions of Section 94.500 to 94.550 RSMo; and

WHEREAS, the Village does not currently have a local sales tax, as defined by Section 32.085 RSMo, nor as authorized by Section 94.510 RSMo; and

WHEREAS, the Board desires to submit a ballot question on the public municipal election date of Tuesday, April 2, 2024, regarding the authority to impose a local sales tax as defined by Section 32.085 RSMo and to set such local sales tax at a rate of one percent (1.00%) as authorized by Section 94.510 RSMo; and

WHEREAS, if approved by a majority of the qualified voters within the Village at that election, the Village will thereafter begin collecting such local sales tax for the general fund to be utilized and expended in the administration, operation, and services provided by the Village.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF LOCH LLOYD, MISSOURI, as follows:

Section 1. Imposition of Tax. There is hereby imposed, subject to approval of a ballot measure as set forth below by the qualified voters, a local sales tax, as defined by Section 32.085 RSMo, and set at a rate of one percent (1.00%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail as authorized by Section 94.510 RSMo.

Section 1. Call for Election. An election is hereby ordered to be held in the Village of Loch Lloyd, Missouri on the public municipal election date of Tuesday, April 2, 2024, for the purpose of submitting to the qualified voters of the Village the following question:

**QUESTION 2**

**Shall the Village of Loch Lloyd, Missouri, impose a local sales tax of one percent (1.00%)?**

YES

NO

**If you are in favor of the question, darken the oval opposite “YES”. If you are opposed to the question, darken the oval opposite “NO”.**

Section 2. Effect if Approved. If the majority of the votes cast by the qualified voters are in favor of the question, the Village would begin collecting a local sales tax on the sale at retail of all tangible personal property or taxable services at retail within the Village.

Section 3. Form of Notice. The form of Notice of Election showing said question, a copy of which is attached hereto and made a part hereof, is hereby approved.

Section 4. Instructions to Clerk. The Village Clerk is hereby authorized and directed to notify the County Clerk of Cass County, Missouri, of the passage of this Ordinance no later than 4:00 p.m. on January 23, 2024, and to include in said notification all of the terms and provisions required by Chapter 115, RSMo., as amended.

Section 6. Polls. At the election on the foregoing ballot issue, the qualified registered voters of the Village shall vote at the polling place(s) within the Village, as designated by the Clerk of Cass County.

Section 7. Conduct of Election. The judges and clerks at such election shall be designated by the Clerk of Cass County and said Clerk of Cass County shall conduct the election and cause the results thereof to be certified to the Village Board of Trustees as provided by law.

Section 8. Copies Available. A full and complete copy of this Ordinance, submitting the above question to the electorate, including a full and complete copy of the ballot language, is on file in the office of the Village Clerk of the Village of Loch Lloyd, Missouri, where the same is open for inspection and copying.

Section 9. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 10. Effective Date. The effective date of approval shall be coincidental with the Chairman’s signature and attestation from the Village Clerk.

DULY READ AND PASSED THIS 21<sup>ST</sup> DAY OF NOVEMBER 2023.

BE IT REMEMBERED THAT THE ABOVE ORDINANCE WAS APPROVED AND ADOPTED THIS 21<sup>ST</sup> DAY OF NOVEMBER 2023, BY THE FOLLOWING VOTE:

Trustee Withey	_____
Trustee Little	_____
Trustee Lafata	_____
Trustee Douglas	_____

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Chairman Randal L. Schultz

ATTEST:

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Tony Lafata, Village Clerk

**NOTICE OF ELECTION  
VILLAGE OF LOCH LLOYD, MISSOURI**

Notice is hereby given to the qualified voters of the Village of Loch Lloyd, Missouri that the Board of Trustees of the Village has called an election to be held on April 2, 2024, commencing at 6:00 a.m. and closing at 7:00 p.m., on the question contained in the following sample ballot:

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**OFFICIAL BALLOT  
ELECTION – APRIL 2, 2024  
VILLAGE OF LOCH LLOYD, MISSOURI**

**QUESTION 2**

**Shall the Village of Loch Lloyd, Missouri, impose a local sales tax of one percent (1.00%)?**

YES                       NO

**If you are in favor of the question, darken the oval opposite “YES”. If you are opposed to the question, darken the oval opposite “NO”.**

The election will be held at the following polling places in the Village:

PRECINCT	POLLING PLACE
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Dated: \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Cass County Clerk