

RESOLUTION NO. 2016-25

A RESOLUTION AUTHORIZING REFERRAL OF A BALLOT QUESTION TO THE QUALIFIED ELECTORS OF THE CITY AT THE GENERAL ELECTION ON NOVEMBER 8, 2016, RELATED TO POSSIBLE CONTINUATION OF A LOCAL TRANSACTION PRIVILEGE TAX (SALES TAX), (EXCLUDING THE SALES OF FOOD AS EXEMPT BY STATE LAW), FOR A PERIOD OF TEN YEARS COMMENCING JULY 1, 2020, WITH PROCEEDS FROM THE TAX TO BE DESIGNATED FOR PUBLIC TRANSPORTATION PURPOSES.

RECITALS:

WHEREAS, the City Council may refer a question to the qualified electors of the City concerning whether to approve or extend a local transaction privilege tax levy, as called for in the City Charter, Article VI, Section 2(b); and

WHEREAS, the City of Flagstaff currently levies a collective local transaction privilege tax rate of 0.295%, excluding a tax on food as exempt by state law, and the proceeds of such tax are designated to pay for public transportation purposes, as referenced in the City Code Section 3-05-008-0800, subsections (A)(5),(7),(8),(9), (10) and as approved by a majority of the qualified electors voting to approve such tax (referred to hereafter as the "Transit Tax"); and

WHEREAS, the Transit Tax will expire July 1, 2020 unless continuation is approved by a majority of the qualified electors voting in a regularly scheduled election; and

WHEREAS, the City Council has received a request from the Mountain Line Citizens Review Commission and the Northern Arizona Intergovernmental Public Transportation Authority ("NAIPTA") Governing Board that the community consider extending the Transit Tax; and

WHEREAS, the City Council finds that public transportation is a valuable service provided to all of the Flagstaff community including but not limited to Northern Arizona University, and visitors; and

WHEREAS, the City Council finds that public transportation helps reduce congestion, and wear and tear on public streets; and

WHEREAS, the City Council desires to continue the Transit Tax for a period of ten years, if approved by a majority of the qualified electors voting in the City's next regularly scheduled general election on November 8, 2016 (the "Election").

ENACTMENTS:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

Section 1: Proposition Text.

Pursuant to Article VI, Section 2(b) of the Charter, the City Council hereby refers the following text of Proposition XXX for approval by the qualified electors of the City of Flagstaff at the Election and directs the City Clerk to cause the ballot of said General Election to include such Proposition Text:

Proposition XXX:

Shall the City Council continue to levy a Transaction Privilege Tax (Sales tax) at a rate of 0.295% (\$0.00295), excluding the sales tax on food as exempt by state law, for a period of ten years commencing July 1, 2020, and designate the proceeds of such tax to be used for the purpose of paying directly, or pursuant to an intergovernmental agreement with another governmental entity, the costs of acquiring, constructing, improving, operating, and maintaining facilities for the transportation of passengers within the City of Flagstaff including passenger buses and other motor vehicles, shelters, transfer stations, garages, maintenance facilities and equipment, and other transit facilities?

Section 2: Form of Ballot Question.

The City Council hereby approves the form of ballot question related to Proposition XXX for presentation to the qualified voters of the City of Flagstaff for the ballot of the Election:

FORM OF OFFICIAL BALLOT

OFFICIAL BALLOT

FOR ELECTION TO BE HELD IN THE CITY OF FLAGSTAFF,
ARIZONA ON NOVEMBER 8, 2016.

A. Proposition xxx

OFFICIAL TITLE: A Measure Referred to the People by the City Council of the City of Flagstaff Relating to continuation of a Transit Sales Tax Levy for public transportation

DESCRIPTIVE TITLE: Consideration of a levy of a Transaction Privilege Tax at a rate of 0.295% (\$0.00295) for a period commencing July 1, 2020, through June 30, 2030, for the purposes of acquiring, constructing, improving, operating, and maintaining equipment and facilities for a public transit system within the City of Flagstaff.

Proposition XXX

A "yes" vote shall have the effect of approving a levy continuing a Transit Sales Tax through June 30, 2030 at the existing rate of 0.295%.

Yes

A "no" vote shall have the effect of disapproving a levy, and allowing the existing Transit Sales Tax to expire on July 1, 2020.

No

Section 3. Form of Ordinance.

The City Council hereby directs staff to prepare a form of ordinance to continue the levy of a Transit Sales Tax for the public transportation purposes described herein for consideration by the City Council at a future public meeting.

PASSED AND ADOPTED by the City Council and approved by the Mayor of the City of Flagstaff this ____ day of _____, 2016.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY