

FILED

ORDINANCE NO. 409

2014 AUG 21 PM 12: 06

AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE PERCENT (1%) SALES AND USE TAX THROUGH DECEMBER 31, 2024 WITHIN THE CITY OF BARLING, ARKANSAS FOR IMMEDIATE IMPROVEMENT OF THE CITY'S ROADS, STREETS, ALLEYWAYS, CURBS, GUTTERS, DRAINAGE AND SIDEWALKS AND FOR A SOURCE OF REVENUE TO FINANCE SUCH IMPROVEMENTS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

EMERSON OWS
SERASTIAN GO. CLERK



WHEREAS, the Board of Directors of the City of Barling, Arkansas (the "City"), has determined that there is a great need for immediate improvement of the City's roads, streets, alleyways, curbs, gutters, drainage, and sidewalks and for a source of revenue to finance such improvements; and

WHEREAS, Title 26, Chapter 75, Subchapter 2 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation") provides for the levy of citywide sales and use tax; and

WHEREAS, the Board of Directors has proposed the levy of a one percent (1%) citywide sales and use tax under the authority of the Authorizing Legislation to be collected through December 31, 2024;

NOW THEREFORE, be it ordained by the Board of Directors of the City of Barling, Arkansas:

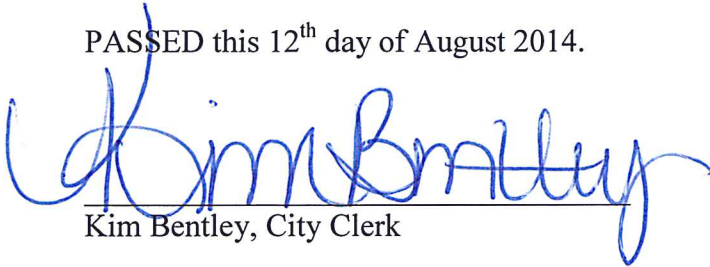
Section 1. Under the authority of the Authorizing Legislation, there is hereby levied a one percent (1%) tax on the gross receipts from the sale at retail within the City of all items which are subject to the Arkansas Gross Receipts Act of 1941, as amended (A.C.A. §26-52-101, et seq.), and the imposition of an excise (or use) tax on the storage, use, distribution or other consumption within the City of tangible personal property subject to the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §26-53-101, et seq.), at a rate of one percent (1%) of the sale price of the property or, in the case of leases or rentals, of the lease or rental price (collectively, the "Sales and Use Tax"). The Sales and Use Tax shall be levied and collected on the gross receipts, gross proceeds or sales price in the maximum amount allowed from time to time under Arkansas law, subject to rebates and limitations as required for certain single transactions as from time to time required by Arkansas statutes. The sales and use tax shall be levied through December 31, 2024.

Section 2. There is a great need for immediate improvement of the City's roads, streets, alleyways, curbs, gutters, drainage, and sidewalks and for a source of revenue to finance such improvements; and

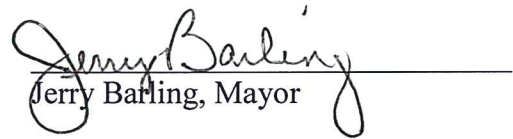
Section 3. That all ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. That this Ordinance shall not take effect until an election is held on the question of levying the Sales and Use Tax at which a majority of the electors voting on the question shall have approved the levy of the Sales and Use Tax.

PASSED this 12th day of August 2014.



Kim Bentley, City Clerk



Jerry Barling, Mayor

