

Introduced by Buffaloe
First Reading 12-19-22 Second Reading 1-17-23
Ordinance No. 025232 Council Bill No. B 353-22

AN ORDINANCE

calling a special election in the City of Columbia, Missouri, to be held on Tuesday, April 4, 2023, on the question whether to impose an additional sales tax of three percent (3%) on the retail sale of adult use marijuana; directing notification of the election authority; describing the form of the notice of election; and fixing the time when this ordinance shall become effective.

WHEREAS, amendments to Article XIV of the Missouri Constitution were approved by the voters on November 8, 2022 to remove state prohibitions on the purchase, possession, consumption, use, delivery, manufacture, and sale of marijuana for personal use for adults over the age of twenty-one (21); and

WHEREAS, such Constitutional amendment permits voters to consider and approve the imposition of an additional sales tax of three percent (3%) on the retail sale of adult use marijuana at a municipal, county or state general, primary or special election; and

WHEREAS, the additional sales tax would not apply to the sale of medical marijuana; and

WHEREAS, the City anticipates utilizing the revenue generated from the marijuana sales tax for additional services directed toward mental health and addiction services along with other community needs and services impacted by the activities permitted and regulated by the Constitutional amendment; and

WHEREAS, Section 115.121.3 of the Missouri Revised Statutes provides that the "general municipal election day" is on the first Tuesday following the first Monday in April each year; and

WHEREAS, the next general municipal election day is April 4, 2023.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. A special election is hereby ordered to be held in the City of Columbia, Missouri, on Tuesday, April 4, 2023, on the following question:

PROPOSITION 1

Shall the municipality of Columbia, Missouri impose an additional sales tax of three percent (3%) on the retail sale of adult use marijuana?

☐ YES

☐ NO

SECTION 2. The City Clerk is hereby authorized and directed to notify the Clerk of the County Commission of Boone County, Missouri, of the adoption of this ordinance no later than 5 o'clock p.m. on January 24, 2023, and to include in the notification all of the terms and provisions required by Chapter 115, RSMo. as amended.

SECTION 3. The form of the notice of election shall be substantially as set forth on "Exhibit A" attached hereto.

SECTION 4. The election shall be held and conducted, and the results thereof canvassed and returned, in all respects in accordance with the laws of the State of Missouri and the Charter and Ordinances of the City of Columbia, Missouri.

SECTION 5. This ordinance shall be in full force and effect from and after its passage.

PASSED this 17th day of January, 2023.

ATTEST:



City Clerk



Mayor and Presiding Officer

APPROVED AS TO FORM:



City Counselor