

**ORDINANCE 70976**

**1 BOARD BILL NO. 43 INTRODUCED BY PRESIDENT LEWIS REED AND**  
**2 ALDERMAN JOSEPH VOLLMER**

3 An Ordinance pertaining to the Transit Sales Tax imposed pursuant to Section 94.660, RSMo., as  
4 adopted and approved by the voters of St. Louis City on August 2, 1994, pursuant to Ordinance  
5 63168 creating the “City Public Transit Sales Tax Trust Fund” directing the Treasurer of the City  
6 of St. Louis to deposit funds received pursuant to said sales tax into the “City Public Transit Sales  
7 Tax Trust Fund – Account ONE” appropriating \$11,580,000 from the said sales tax for the period  
8 herein stated to the Bi-State Development Agency for certain purposes; providing for the payment  
9 of such funds during the period July 1, 2019, through June 30, 2020; further providing that in no  
10 event shall the Comptroller draw warrants on the Treasurer for an amount greater than the amounts  
11 of the proceeds deposited in the “City Public Transit Sales Tax Trust Fund” during the period of  
12 July 1, 2019 through June 30, 2020; and containing a severability clause.

13 WHEREAS, in accordance with Ordinance 65613, the City of St. Louis, Missouri, is authorized  
14 to enter into a Memorandum of Agreement (MOA) with the Bi-State Development Agency and  
15 St. Louis County, Missouri, providing for the City’s annual appropriation of the sales tax levied  
16 for public mass transportation purposes, and pursuant to provisions of Section 3.2 of the MOA,  
17 the City shall transfer monthly to the Trustee, BNY Trust of Missouri, in immediately available  
18 funds, moneys on deposit in the City Public Transit Sales Tax Trust Fund account attributable to  
19 the quarter-cent sales tax imposed pursuant to Ordinance 63168 and approved by the voters on  
20 August 2, 1994;

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1 **NOW THEREFORE BE IT ORDAINED BY THE CITY OF ST. LOUIS, AS FOLLOWS:**

2 **SECTION ONE.** All sales taxes collected pursuant to Section 94.660, RSMo., and Ordinance  
3 63168 and distributed by the Director of Revenue to the Treasurer of St. Louis City as authorized  
4 by Senate Bill 432 (the “Act”) as approved and adopted by the voters of St. Louis City on August  
5 2, 1994, pursuant to Ordinance 63168, shall be deposited in a special trust fund, to be known as  
6 the “City Public Transit Sales Tax Trust Fund – Account ONE.”

7 **SECTION TWO.** There is hereby appropriated out of the “City Public Transit Sales Tax Trust  
8 Fund – Account ONE,” subject to the conditions herein contained in Sections Four and Five, the  
9 amount of \$11,580,000, for the period herein stated to the Bi-State Development Agency to be  
10 used for the purposes authorized by the Act.

11 **SECTION THREE.** The Comptroller of the City of St. Louis is hereby authorized and directed  
12 to draw warrants from time to time on the Treasurer of the City of St. Louis for payments to the  
13 Bi-State Development Agency, as authorized herein on the “City Public Transit Sales Tax Trust  
14 Fund – Account ONE,” as the proceeds from the one-quarter percent (1/4%) sales tax authorized  
15 by Section 94.660, RSMo., as approved and adopted by the voters of the City of St. Louis on  
16 August 2, 1994, pursuant to Ordinance 63168, are received from the Director of Revenue of the  
17 State of Missouri and are deposited in the “City Public Transit Sales Tax Trust Fund – Account  
18 ONE” as provided herein from July 1, 2019 through June 30, 2020.

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1 **SECTION FOUR.** In no event shall the Comptroller draw warrants on the Treasurer of the City  
2 of St. Louis for an amount greater than the amount of proceeds received from the Director of  
3 Revenue of the State of Missouri and deposited in the “City Public Transit Sales Tax Trust Fund”  
4 during the period from July 1, 2019 through June 30, 2020.

5 **SECTION FIVE.** The sections of this Ordinance shall be severable. In the event that any section  
6 of this Ordinance is found by a court of competent jurisdiction to be unconstitutional or is  
7 inconsistent with the ability of the Bi-State Development Agency to receive funding from the  
8 United States, the remaining sections of the Ordinance are valid unless the court finds the valid or  
9 consistent sections of this Ordinance are so essentially and inseparably connected with, and so  
10 dependent upon, the void or inconsistent section that it cannot be presumed that the Aldermen  
11 would have enacted the valid sections without the void or inconsistent sections, or unless the court  
12 finds the valid or consistent sections, standing alone, are incomplete and incapable of being  
13 executed in accordance with the legislative intent.

14 **SECTION SIX.** This Ordinance is deemed necessary for the immediate preservation of the public  
15 peace, health and safety and it is hereby declared an emergency measure as defined by Article IV,  
16 Section 20, of the Charter of the City of St. Louis and shall take effect immediately upon its passage  
17 and approval by the Mayor of the City of St. Louis.