

ORDINANCE NUMBER 71445

**BOARD BILL NUMBER 145 FLOOR SUBSTITUTE INTRODUCED BY:
ALDERWOMAN MARLENE DAVIS / ALDERWOMAN CAROL HOWARD/
ALDERMAN DAN GUENTHER/ALDERWOMAN ANNIE RICE/ ALDERWOMAN
TINA PIHL/ ALDERWOMAN CHRISTINE INGRASSIA/ ALDERMAN BRET
NARAYAN/ ALDERWOMAN ANNE SCHWEITZER/ ALDERWOMAN LISA
MIDDLEBROOK/ ALDERWOMAN DWINDERLIN EVANS/ ALDERMAN JAMES
PAGE/ ALDERMAN BILL STEPHENS/ ALDERMAN JOHN COLLINS-MUHAMMAD/
ALDERWOMAN MEGAN GREEN/ ALDERWOMAN HEATHER NAVARRO**

1 An ordinance providing for and directing the submission to the qualified electors of the
2 City of St. Louis at a special bond election to be held in said city on the 5th day of April
3 2022, of a proposal for the incurring of indebtedness and the issuance of general obligation
4 bonds of said city in evidence thereof in the aggregate amount of not to exceed Fifty Million
5 Dollars (\$50,000,000) upon the assent to the said proposal of two-thirds of the qualified
6 electors of said city voting thereon, and containing an emergency clause.

7 **WHEREAS**, it has become necessary to provide for the making of certain public
8 improvements in and for the City of St. Louis, as hereinafter more particularly set forth and
9 described (the “Project”); and

10 **WHEREAS**, the aggregate of the estimated costs of said improvements is approximately
11 Fifty Million Dollars (\$50,000,000); and

12 **WHEREAS**, sufficient funds are not now available in the treasury of said City with
13 which to pay said costs; and

14 **WHEREAS**, using funds temporarily on hand in the general account of the City, the City
15 has paid, and expects to pay, certain costs (“Project Costs”) in connection with the Project and,
16 accordingly, wishes to declare the “official intent” to reimburse the general fund for Project
17 Costs from the proceeds of bonds (the “Bonds”) to be issued in the future, including an amount
18 to cover costs of issuing the Bonds and to provide a contingency reserve for additional costs
19 incurred hereafter, in a maximum principal amount not to exceed Fifty Million Dollars
20 (\$50,000,000), and otherwise to meet the requirements of the Internal Revenue Code of 1986, as

1 amended, (the “Code”), and the U.S. Treasury regulations, including U.S. Treasury Regulations
2 §1.150-2, as amended (the “Treasury Regulations”).

3 **WHEREAS**, the said City is authorized under the Constitution and Statutes of the State of
4 Missouri and under the Charter of the City of St. Louis to incur indebtedness for the purposes
5 hereinafter set forth, provided that the proposals for the incurring of such indebtedness be
6 assented to by two-thirds of the qualified electors of said City voting on said proposition at an
7 election to be held for that purpose, and provided, further that the amount of such indebtedness,
8 when added to the outstanding indebtedness of said City, shall not exceed the limits of
9 indebtedness imposed by the Constitution and Statutes of the State of Missouri and by the Charter
10 of the City of St. Louis; and

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

13 **SECTION ONE.** That a special bond election be held and the same is hereby called and
14 Ordered to be held in The City of St. Louis, Missouri on the 5th day of April, 2022, at which
15 there shall be submitted to the qualified electors of said City, the proposition as hereinafter set
16 forth in Section Three of this ordinance.

17 **SECTION TWO.** That the polling places in the various wards and precincts in the City
18 of St. Louis whereat the said proposition shall be submitted to the qualified electors of said City
19 shall be those polling places established or to be established by the Board of Election
20 Commissioners for the City of St. Louis, as provided by law.

21 **SECTION THREE.** That notice of the submission of the said proposition at the said
22 special bond election shall be given jointly by the said Board of Election Commissioners and by
23 the City Register of the City of St. Louis by publication in the *City Journal*, the *St. Louis Post-*

1 *Dispatch* and in at least one other weekly newspaper serving citizens of the City of St. Louis,
2 twice, the first publication occurring in the second week prior to the election and the second
3 publication occurring within one (1) week prior to the election, which said notice shall be in
4 substantially the following form:

5 **NOTICE OF**
6 **SPECIAL BOND ELECTION**
7 **THE CITY OF ST. LOUIS, MISSOURI**
8 **TUESDAY, APRIL 5, 2022**

9
10 NOTICE IS HEREBY GIVEN that a special bond election will be held in The City of St. Louis,
11 Missouri on Tuesday, the 5th day of April 2022 commencing at six o'clock in the morning Central
12 Standard Time (CST) and closing at seven o'clock, Central Standard Time (CST) in the evening
13 on said date.

14
15 The polling places in the various wards and precincts of the City of St. Louis whereat the said
16 proposition shall be submitted to the qualified electors of said City shall be those polling places
17 designated or to be designated by the Board of Election Commissioners of the City of St. Louis,
18 Missouri, separate notice of which will be given by said Board.

19
20 Subject to such modifications as may be required by the use of an electronic voting system, the
21 ballots to be used at said election shall be in substantially the following form, to-wit:

22 **OFFICIAL BALLOT**
23 **BOND ELECTION**

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THE CITY OF ST. LOUIS, MISSOURI

APRIL 5, 2022

Instructions to voters:

To vote in favor of the proposition submitted upon this ballot, place a cross (X) mark in the square opposite the word “YES”; and, to vote against the said proposition, place a cross (X) mark in the square opposite the word “NO”.

PROPOSITION NO. 1

Shall the following be adopted:

Proposition to issue bonds of The City of St. Louis, Missouri in an amount not to exceed Fifty Million Dollars (\$50,000,000) for all or a portion of the following purposes: (1) improving, resurfacing, repaving and/or repairing streets; (2) designing and constructing public safety facilities; (3) designing and constructing pedestrian and bicycle transportation facilities; (4) maintaining and improving the safety and security of correctional facilities and improving public safety systems; (5) providing local matching share funds, where applicable and necessary, to utilize federal funds in furtherance of any of the cited projects herein; (6) replacing, improving, renovating and maintaining buildings, bridges, and equipment of the City of St. Louis, such as neighborhood recreation centers and fire houses; and (7) paying for expenses associated with the issuance of such bonds. If this proposition is approved, the property tax levy is estimated to remain unchanged.

YES []

NO []

This notice is given pursuant to Ordinance No. _____ of the City of St. Louis, Missouri, approved the _____ day of January, 2022.

IN WITNESS WHEREOF, we the undersigned Board of Election Commissioners for the

ORDINANCE NUMBER 71445

1 City of St. Louis, Missouri, and the Register of said City, have hereunto set our hands under the
2 seal of said City, in the City of St. Louis, State of Missouri, this ___ day of _____, 2022.

3 _____

4 Member, Board of Election Commissioners

5 _____

6 Member, Board of Election Commissioners

7 _____

8 Member, Board of Election Commissioners

9 _____

10 Chairman, Board of Election Commissioners

11 _____

12 Secretary, Board of Election Commissioners

13 [space for Board seal]

14 _____

15 City Register

16 [space for City seal]

17 Proof of the publication of said notice shall be made by affidavits of the publishers of
18 said newspapers, with a copy of such publication attached thereto, and such affidavits shall be
19 filed with the City Register.

20 **SECTION FOUR.** That the Board of Election Commissioners for the City of St. Louis,
21 Missouri shall provide the ballots, conduct the election, and certify the results of said special
22 Bond election to the Board of Aldermen of the City of St. Louis, Missouri, as required by law.

23 **SECTION FIVE.** That if the said proposition be assented to by two-thirds (2/3) or more

1 of the qualified electors voting thereon, the Bonds in the amount and for the purpose designated
2 in said proposition may be issued.

3 **SECTION SIX.** This Board hereby declares the “official intent” of the City to use a
4 portion of the proceeds of the Bonds to reimburse the general account of the City for funds
5 temporarily advanced to pay Project Costs, including, but not limited to, the costs of submitting
6 the proposal to issue the Bonds to the voters for their approval as required by the Constitution
7 and statutes of the State of Missouri and other costs of issuing the Bonds, incurred prior to the
8 issuance of the Bonds and the appropriate officials of the City are hereby directed to take all
9 steps necessary to meet the requirements of the Code and the Treasury Regulations concerning
10 such reimbursement.

11 **SECTION SEVEN.** That the proceeds of the sale or sales of any of the Bonds which may
12 be authorized by the requisite affirmative vote shall be used only for the purposes designated in
13 the proposition with which the Bonds are identified and shall be used substantially in accordance
14 with this ordinance.

15 **SECTION EIGHT.** That immediately upon the passage and approval of this ordinance, the
16 Clerk of the Board of Aldermen shall certify a copy thereof to the Board of Election
17 Commissioners for the City of St. Louis, Missouri for action and proceedings by said Board in
18 accordance herewith and as required by law.

19 **SECTION NINE.** This being an ordinance providing for public work and improvements,
20 and providing for a vote by or for submission to the people, it is hereby declared to be an
21 emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the
22 City of St. Louis and therefore this ordinance shall become effective immediately upon its
23 passage and approval by the Mayor.

**BOARD BILL NUMBER 145
FLOOR SUBSTITUTE
FISCAL NOTE**

Preparer's Name: LaTaunia D. Kenner, Deputy Comptroller for Finance & Development,
Office of the Comptroller
Ryan Coleman, Fiscal Officer II, Office of the Comptroller

Phone Number or Email Address (will be available publicly): colemanr@stlouis-mo.gov

Bill Sponsor: Alderwoman Marlene Davis

Bill Synopsis:	To authorize the submission to the qualified electors of the City of St. Louis a proposal for the issuance of general obligation public improvement bonds under the current property tax levy with no levy increase.
Type of Impact:	This bill only authorizes submission to the qualified voters so no significant impact is expected. If approved, the subsequent issuance of bonds would assist the City in financing public improvement projects directly and in providing federal grant match funds to fund said projects in a timely manner, being aware of extended project completion timelines due to current supply chain issues and potentially increased project costs associated with delaying project approvals.
Agencies Affected:	Comptroller's Office, Board of Election Commissioners

SECTION A

Does this bill authorize:

- An expansion of services which entails additional costs beyond that approved in the current adopted city budget? ___ Yes X No.

With a special election due to be scheduled by the Board of Election Commissioners for April 5, 2021, there are no additional costs associated with this board bill.

- An undertaking of a new service for which no funding is provided in the current adopted city budget? ___ Yes X No.

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- A commitment of city funding in the future under certain specified conditions? Yes No.
- An issuance of bonds, notes and lease-purchase agreements which may require additional funding beyond that approved in the current adopted city budget? Yes No.
- An execution or initiation of an activity as a result of federal or state mandates or requirements? Yes No.
- A capital improvement project that increases operating costs over the current adopted city budget? Yes No.
- A capital improvement project that requires funding not approved in the current adopted city budget or that will require funding in future years? Yes No.

If the answer is yes to any of the above questions, then a fiscal note must be attached to the board bill. Complete Section B of the form below.

SECTION B

Not applicable

- Does the bill require the construction of any new physical facilities? Yes No.
 - If yes, describe the facilities and provide the estimated cost:

- Is the bill estimated to have a direct fiscal impact on any city department or office? Yes No.
 - If yes, explain the impact and the estimated cost:

- Does the bill create a program or administrative subdivision? Yes No.
 - If yes, then is there a similar existing program or administrative subdivision?

____ Yes ____ No.

- If yes, explain the how the proposed programs or administrative subdivisions may overlap:

- Describe the annual operating, equipment, and maintenance costs that would result from the proposed bill, as well as any funding sources:

Complete the chart below to list the total estimated expenditures required of the City resulting from the proposed board bill and any estimated savings or additional revenue.

Financial Estimate of Impact on General Fund			
Fiscal Impact	<u>Year 1 (current)</u>	<u>Year 2</u>	<u>Year 3</u>
Additional Expenditures	NA	NA	NA
Additional Revenue	NA	NA	NA
Net	NA	NA	NA
Financial Estimate of Impact on Special Funds			
Fiscal Impact	<u>Year 1 (current)</u>	<u>Year 2</u>	<u>Year 3</u>
Additional Expenditures	NA	NA	NA
Additional Revenue	NA	NA	NA
Net	NA	NA	NA

- Describe any assumptions used in preparing this fiscal note:

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- List any sources of information (including any City officials, agencies, or departments) used in preparing this fiscal note:

Gary Stoff, Republican Director, Board of Elections

Have the financial estimates of this bill been verified by the City Budget Division?
__ Yes __ X No.

The Budget Director has been provided a copy of the Board Bill and Fiscal Note.