

1 **BOARD BILL 268 INTRODUCED BY ALDERMEN SCOTT OGILVIE AND THOMAS A. VILLA**

2 **AN ORDINANCE PROVIDING FOR AND DIRECTING THE SUBMISSION TO THE**  
3 **QUALIFIED ELECTORS OF THE CITY OF ST. LOUIS AT A SPECIAL BOND ELECTION TO BE**  
4 **HELD IN SAID CITY ON THE 5<sup>TH</sup> DAY OF APRIL, 2016, OF A PROPOSAL FOR THE INCURRING**  
5 **OF INDEBTEDNESS AND THE ISSUANCE OF BONDS OF SAID CITY IN EVIDENCE THEREOF**  
6 **IN THE AGGREGATE AMOUNT OF NOT TO EXCEED TWENTY-FIVE MILLION DOLLARS**  
7 **(\$25,000,000) UPON THE ASSENT TO THE SAID PROPOSAL OF TWO-THIRDS OF THE**  
8 **QUALIFIED ELECTORS OF SAID CITY VOTING THEREON, AND CONTAINING AN**  
9 **EMERGENCY CLAUSE.**

10 **WHEREAS**, it has become necessary to provide for the making of certain public improvements in and  
11 for the City of St. Louis, as hereinafter more particularly set forth and described; and

12 **WHEREAS**, the aggregate of the estimated costs of said improvements is approximately Twenty-Five  
13 Million Dollars (\$25,000,000); and

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

16 **WHEREAS**, using funds temporarily on hand in the general account of the City, the City has paid, and  
17 expects to pay, certain costs (“Project Costs”) in connection with the Project and, accordingly, wishes to declare  
18 the “official intent” to reimburse the general fund for Project Costs from the proceeds of Bonds to be issued in  
19 the future, including an amount to cover costs of issuing the Bonds and to provide a contingency reserve for  
20 additional costs incurred hereafter, in a maximum principal amount not to exceed \$25,000,000, and otherwise to  
21 meet the requirements of U.S. Treasury Regulations §1.150-2, as amended (the “Treasury Regulations”).

22 **WHEREAS**, the said City is authorized under the Constitution and Statutes of the State of Missouri and  
23 under the Charter of said City to incur indebtedness for the purposes hereinafter set forth, provided that the  
24 proposals for the incurring of such indebtedness be assented to by two-thirds of the qualified electors of said  
25 City voting on said proposition at an election to be held for that purpose, and provided, further that the amount  
26 of such indebtedness, when added to the outstanding indebtedness of said City, shall not exceed the limits of

1 indebtedness imposed by the Constitution and Statutes of the State of Missouri and by the Charter of the City of  
2 St. Louis; and

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

4 **SECTION ONE.** That a special bond election be held and the same is hereby called and ordered to be  
5 held in the City of St. Louis, Missouri on the 5<sup>th</sup> day of April, 2016, at which there shall be submitted to the  
6 qualified electors of said City, the proposition as hereinafter set forth in Section Three of this ordinance.

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

11 **SECTION THREE.** The notice of the submission of the said proposition at the said special bond  
12 election shall be given jointly by the said Board of Election Commissioners and by the City Register of the City  
13 of St. Louis by publication in the City Journal, the St. Louis Post-Dispatch and in at least one other weekly  
14 newspaper serving citizens of the City of St. Louis, twice, the first publication occurring in the second week  
15 prior to the election and the second publication occurring within one (1) week prior to the election, which said  
16 notice shall be in substantially the following form:

17 **NOTICE OF**  
18 **SPECIAL BOND ELECTION**  
19 **THE CITY OF ST. LOUIS, MISSOURI**  
20 **TUESDAY, APRIL 5, 2016**

21 NOTICE IS HEREBY GIVEN that a special bond election will be held in the City of St. Louis, Missouri on  
22 Tuesday, the 5<sup>th</sup> day of April, 2016

23 commencing at six o'clock in the morning and closing at seven o'clock in the evening on said date.

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

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

1 OFFICIAL BALLOT  
2 BOND ELECTION  
3 CITY OF ST. LOUIS, MISSOURI  
4 APRIL 5, 2016

5 Instructions to voters:

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

9 PROPOSITION NO. 1

10 Shall the following be adopted:

11 Proposition to issue bonds of the City of St. Louis, Missouri in an amount not to exceed Twenty-Five Million  
12 Dollars (\$25,000,000) for purposes including but not limited to (1) acquiring fire trucks, ambulances, personal  
13 protective equipment and other fire-fighting apparatus for the St. Louis Fire Department, (2) acquiring refuse  
14 trucks for the Refuse Division, (3) funding bridge repair through the Bridge Maintenance Program, (4) property  
15 appraisal software for the Assessor's Office, (5) renovating property owned by the City of St. Louis, including  
16 but not limited to the Municipal Garage and Property Custody facility.

17 YES [ ]

NO [ ]

18 This notice is given pursuant to Ordinance No. \_\_\_\_\_ of the City of St. Louis, Missouri,  
19 approved the \_\_\_\_ day of \_\_\_\_\_, 2016.

20 IN WITNESS WHEREOF, we the undersigned Board of Election Commissioners for the City of St.  
21 Louis, Missouri, and the Register of said City, have hereunto set our hands under the seal of said City, in the  
22 City of St. Louis, State of Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2016.

23 \_\_\_\_\_  
24 Member, Board of Election Commissioners

25 \_\_\_\_\_  
26 Member, Board of Election Commissioners

27 \_\_\_\_\_  
28 Member, Board of Election Commissioners

29 \_\_\_\_\_  
30 Chairman, Board of Election Commissioners

31 \_\_\_\_\_  
32 Secretary, Board of Election Commissioners

33 [space for Board seal]

January 8, 2016

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Board Bill #268

Sponsor: Aldermen Scott Ogilvie and Thomas A. Villa

1 \_\_\_\_\_  
2 City Register

3 [space for City seal]

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

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

9 **SECTION FIVE.** That if the said proposition be assented to by two-thirds (66.7%) or more of the  
10 qualified electors voting thereon, bonds in the amount and for the purpose designated in said proposition may  
11 be issued.

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

19 **SECTION SEVEN.** That the proceeds of the sale or sales of any of the bonds which may be authorized  
20 by the requisite affirmative vote shall be used only for the purpose designated in the proposition with which the  
21 bonds are identified.

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

25 **SECTION NINE.** This being an ordinance for the preservation of public peace, health and safety, and  
26 providing for submission to the people, it is hereby declared to be an emergency measure within the meaning of

1 Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this ordinance shall  
2 become effective immediately upon its passage and approval by the Mayor.