

ORDINANCE NUMBER 70347

1 **BOARD BILL NO. 47**

INTRODUCED BY ALDERMAN STEPHEN CONWAY

2 An Ordinance pertaining to the Transit Sales Tax imposed pursuant to Section 94.660, RSMo.,
3 as adopted and approved by the voters of St. Louis City on November 4, 1997, pursuant to
4 Ordinance 64111 creating the “City Public Transit Sales Tax Trust Fund” directing the Treasurer
5 of the City of St. Louis to deposit funds received pursuant to said sales tax into the “City Public
6 Transit Sales Tax Trust Fund – Account TWO” appropriating \$11,132,000 from the said sales
7 tax for the period herein stated to the Bi-State Development Agency for certain purposes;
8 providing for the payment of such funds during the period July 1, 2016, through June 30, 2017;
9 further providing that in no event shall the Comptroller draw warrants on the Treasurer for an
10 amount greater than the amounts of the proceeds deposited in the “City Public Transit Sales Tax
11 Trust Fund” during the period of July 1, 2016 through June 30, 2017; and containing a
12 severability clause.

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

14 **SECTION ONE.** All sales taxes collected pursuant to Section 94.660, RSMo., and Ordinance
15 64111 and distributed by the Director of Revenue to the Treasurer of St. Louis City as authorized
16 by Section 94.660, RSMo. (the “Act”) as approved and adopted by the voters of St. Louis City
17 on November 4, 1997, pursuant to Ordinance 64111, shall be deposited in a special trust fund, to
18 be known as the “City Public Transit Sales Tax Trust Fund – Account TWO.”

19 **SECTION TWO.** There is hereby appropriated out of the “City Public Transit Sales Tax Trust
20 Fund – Account TWO,” subject to the conditions herein contained in Sections Four and Five, the
21 amount of \$11,132,000, for the period herein stated to the Bi-State Development Agency to be
22 used for the purposes authorized by the Act.

May 6, 2016

Page 1 of 2

Board Bill #47 Sponsor: Alderman Stephen Conway

ORDINANCE NUMBER 70347

1 **SECTION THREE.** The Comptroller of the City of St. Louis is hereby authorized and directed
2 to draw warrants from time to time on the Treasurer of the City of St. Louis for payments to the
3 Bi-State Development Agency, as authorized herein on the “City Public Transit Sales Tax Trust
4 Fund – Account TWO,” as the proceeds from the one-quarter percent (1/4%) sales tax authorized
5 by Section 94.660, RSMo., as approved and adopted by the voters of the City of St. Louis on
6 November 4, 1997, pursuant to Ordinance 64111, are received from the Director of Revenue of
7 the State of Missouri and are deposited in the “City Public Transit Sales Tax Trust Fund –
8 Account TWO” as provided herein from July 1, 2016 through June 30, 2017.

9 **SECTION FOUR.** In no event shall the Comptroller draw warrants on the Treasurer of the City
10 of St. Louis for an amount greater than the amount of proceeds received from the Director of
11 Revenue of the State of Missouri and deposited in the “City Public Transit Sales Tax Trust
12 Fund” during the period from July 1, 2016 through June 30, 2017.

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