

AN ORDINANCE DECLARING THE RESULTS OF AN ELECTION HELD IN THE CITY OF BELTON, MISSOURI, ON APRIL 7, 2009, ON THE QUESTION OF WHETHER AN OCCUPATIONAL LICENSE TAX SHOULD BE IMPOSED ON CERTAIN GROSS RECEIPTS OF HOTELS, MOTELS AND SIMILAR PLACES OF BUSINESS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELTON, MISSOURI, AS FOLLOWS:

Section 1. That it is hereby found, declared and determined in accordance with the certification of election results from the Cass County Clerk, at the election held in the City of Belton, Missouri, on Tuesday, April 7, 2009, in conformity with the laws of the State of Missouri, as follows:

QUESTION 1

Shall a tax be imposed by the municipality of Belton, Missouri, in the form of a license tax on certain gross receipts of hotel, motels and similar places of business which contain rooms furnished for the sleeping accommodations of transient guests, in an amount equal to five percent (5%) of gross daily rental receipts derived from transient guests for sleeping accommodations, the proceeds of which shall be used to promote the general economic welfare of Belton including, but not limited to, the attraction and retention of business and industry to the community and/or the promotion and provision of facilities for tourism, conventions, and visitors?

YES

NO

713

329

Section 2. It is hereby found, declared and determined that a majority of the qualified voters of the city of Belton, Missouri, voting on said question at said election voted in favor of imposing a license tax on certain gross receipts of hotel, motels, and similar places of business in an amount equal to five percent (5%) of gross daily rental receipts.

Section 3. That attached hereto is a full, true and correct copy of the ballot used at said election.

Section 4. That attached hereto is a full, true and correct copy of the certification of votes cast at said election received from the County Clerk of Cass County, Missouri, that

said certification of votes is the final and last certification of votes for said election, and that said certification of votes constitutes the official returns of the election pursuant to Section 115.507(2) of the Comprehensive Election Act, Revised Statutes of Missouri, 1986, as amended.

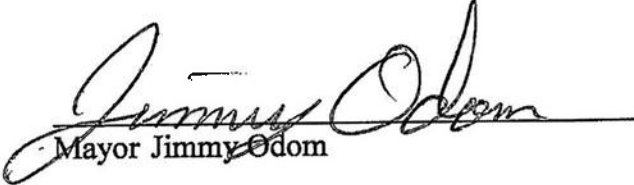
Section 5. That it is further found and declared that notice of said election was duly given by publication in the manner provided by law and that said election was held and conducted in all respects in conformity with the Constitution and laws of the State of Missouri.

Section 6. SEVERANCE CLAUSE: The provisions of this ordinance are declared to be severable, and if any sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clauses or phrases of this ordinance, but they shall remain in effect notwithstanding the invalidity of any part thereof.

Section 7. REPEAL OF CONFLICTING ORDINANCES: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

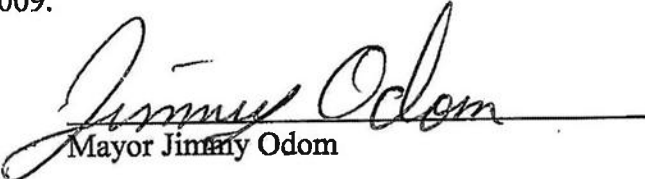
Section 8. EFFECTIVE DATE: This ordinance shall be in full force and effect from and after its passage and approval.

Duly read two (2) times and passed this 14th day of April, 2009.



Mayor Jimmy Odom

Approved this 14th day of April, 2009.



Mayor Jimmy Odom

ATTEST:




Patricia A. Ledford, City Clerk
of the City of Belton, Missouri

STATE OF MISSOURI)
CITY OF BELTON) SS.
COUNTY OF CASS)

I, Patricia A. Ledford, City Clerk, do hereby certify that I have been duly appointed City Clerk of the City of Belton, and that the foregoing ordinance was regularly introduced for first reading at a meeting of the City Council held on the 14th day of April, 2009, and thereafter adopted as Ordinance No. 2009-3530 of the City of Belton, Missouri, at a regular meeting of the City Council held on the 14th day of April, 2009, after the second reading thereof by the following vote, to-wit:

AYES: 9 COUNCILMEN: Hoag, Loughridge, Davidson, Gough, Savage, Lathrop,
Neff, Davis, Mayor Odom
NOES: 0 COUNCILMEN: None
ABSENT: 0 COUNCILMEN: None



Patricia A. Ledford, City Clerk
of the City of Belton, Missouri

**CERTIFICATION OF ELECTION RESULTS-
BY COUNTY CLERK**

Page 1
April 9, 2009

Date: _____

Patti Ledford, City Clerk
TO: _____ of the _____
City of Belton
General Municipal


The following is an Official Certificate of Election Results of the _____
#38, #39, #40, #41, #42, #43, #44, #45 & Absentees
Election held at Precinct's _____,
April 7, 09
Cass County, Missouri, on _____, 20_____.

We hereby certify that the:
City of Belton -

For Mayor: (Four Year Term - Vote for One)	Received _____	Votes
<i>Jimmy Odom</i>	Received _____	874
For Chief of Police: (Four Year Term - Vote for One)	Received _____	Votes
<i>James R. Person</i>	Received _____	933
For City Council Ward 1: (Three Year Term - Vote for One)	Received _____	Votes
<i>Bobby Davidson</i>	Received _____	190
For City Council Ward 2: (Three Year Term - Vote for One)	Received _____	Votes
<i>Justin U. Neff</i>	Received _____	208
For City Council Ward 3: (Three Year Term - Vote for One)	Received _____	Votes
<i>Everett Loughbridge</i>	Received _____	183
For City Council Ward 4: (Three Year Term - Vote for One)	Received _____	Votes
<i>Gary Lathrop</i>	Received _____	194
<i>Kay Hudson</i>	Received _____	154
	Received _____	Votes

CERTIFICATE OF ELECTION RESULTS

I, *Janet Burlingame*, County Clerk/Election Authority of Cass County, Missouri, do hereby certify that the foregoing is a full accurate return of all votes cast at the above named polling place for all CANDIDATES and FOR and AGAINST all propositions at said election as certified to me by the duly qualified and acting judges of said election.


Janet Burlingame
County Clerk/Election Authority
Cass County, Missouri

**CERTIFICATION OF ELECTION RESULTS-
BY COUNTY CLERK**

Page 2
April 9, 2009

Date: _____

Patti Ledford, City Clerk

City of Belton

TO: _____ of the _____ **General Municipal**

The following is an Official Certificate of Election Results of the _____
#38, #39, #40, #41, #42, #43, #44, #45 & Absentees

Election held at Precinct's _____,

April 7, 09

Cass County, Missouri, on _____, 20_____.

We hereby certify that the:

City of Belton -

Question #1 : (Shall a tax be imposed by the City in the form of a license tax, etc.?)

	Received	Votes
Yes	713	Votes
No	329	Votes

Question #2 : (Shall the City prohibit smoking in enclosed places, etc.?)

	Received	Votes
Yes	663	Votes
No	375	Votes
	Received	Votes
	Received	Votes
	Received	Votes
	Received	Votes
	Received	Votes
	Received	Votes
	Received	Votes
	Received	Votes
	Received	Votes

CERTIFICATE OF ELECTION RESULTS

I, *Janet Burlingame*, County Clerk/Election Authority of Cass County, Missouri, do hereby certify that the foregoing is a full accurate return of all votes cast at the above named polling place for all **CANDIDATES** and **FOR** and **AGAINST** all propositions at said election as certified to me by the duly qualified and acting judges of said election.

Janet Burlingame

Janet Burlingame
County Clerk/Election Authority
Cass County, Missouri

FILED

JAN 23 2009

JANET BURLINGAME
CASS COUNTY CLERK

CITY OF BELTON
NOTICE OF ELECTION

APRIL 7, 2009

As provided for in Section 115.125 RSMo, the municipal election of the City of Belton, Missouri, will be held on Tuesday, April 7, 2009. At said election there shall be elected:

1. A Mayor for the City of Belton for the full term of four (4) years.
2. A Chief of Police for the City of Belton for the full term of four (4) years.
3. One (1) member of the City Council of Ward 1 for the full term of three (3) years.
4. One (1) member of the City Council of Ward 2 for the full term of three (3) years.
5. One (1) member of the City Council of Ward 3 for the full term of three (3) years.
6. One (1) member of the City Council of Ward 4 for the full term of three (3) years.

Said election shall be held at the following polling places:

- WARD NO. 1: Precinct 38 and Precinct 39- South Haven Baptist Church,
16800 Bel-Ray Blvd.
- WARD NO. 2: Precinct 40 and Precinct 41- St. Sabina Catholic Church,
700 Trevis
- WARD NO. 3: Precinct 42 and Precinct 43- Gospel Tabernacle,
Cleveland and Cambridge
- WARD NO. 4: Precinct 44 and Precinct 45- Assembly of God Church,
613 E. North Avenue

The County Clerk of the County of Cass, Missouri, shall prescribe the names of the election judges and clerks prior to the 7th day of April 2009, as prescribed in the Revised Statutes of the State of Missouri, as amended.

The County Clerk shall prepare and cause to be printed all ballots, to be used at said election, such ballots to be in the following form:

FOR THE OFFICE OF MAYOR – FOUR (4) YEAR TERM

Jimmy Odom

FOR THE OFFICE OF CHIEF OF POLICE – FOUR (4) YEAR TERM

James R. Person

FOR THE OFFICE OF CITY COUNCIL WARD I– THREE (3) YEAR TERM

Bobby Davidson

FOR THE OFFICE OF CITY COUNCIL WARD 2 – THREE (3) YEAR TERM

Justin U. Neff

FOR THE OFFICE OF CITY COUNCIL WARD 3 – THREE (3) YEAR TERM

Everett Loughridge

FOR THE OFFICE OF CITY COUNCIL WARD 4 – THREE (3) YEAR TERM

Gary Lathrop

Kay Hudson

That in accordance and pursuant to RSMo § 115.125, as amended, the following questions shall be submitted to the voters at said election:

QUESTION #1

Shall a tax be imposed by the municipality of Belton, Missouri, in the form of a license tax on certain gross receipts of hotel, motels and similar places of business which contain rooms furnished for the sleeping accommodations of transient guests, in an amount equal to five percent (5%) of gross daily rental receipts derived from transient guests for sleeping accommodations, the proceeds of which shall be used to promote the general economic welfare of Belton including, but not limited to, the attraction and retention of business and industry to the community and/or the promotion and provision of facilities for tourism, conventions, and visitors?

YES

NO

INSTRUCTIONS TO VOTERS: If you are in favor of the question, place an X in the box opposite "YES". If you are opposed to the question, place an X in the box opposite "NO".

QUESTION #2

"Shall the City of Belton prohibit smoking in enclosed places of employment and enclosed public places, with certain exceptions for private residences, private vehicles, designated smoking hotel and motel rooms, private and semiprivate rooms in nursing homes and long-term facilities designated smoking, outdoor areas of places of employment, retail tobacco stores, and private clubs, for the purpose of promoting public health by decreasing citizen exposure to secondhand smoke and creating smoke free environments for workers and citizens through regulations in the work place and all public places, to be effective one hundred twenty (120) days from and after the date of approval by a majority of the voters of the city; provided that existing businesses shall have 3 (three) years from the effective date to comply with the smoking prohibition and existing restaurants with previously established physically separated and ventilated smoking areas shall have 7 (seven) years from the effective date to comply with the smoking prohibition?"

YES


NO

INSTRUCTIONS TO VOTERS: If you are in favor of the question, place an X in the box opposite "YES". If you are opposed to the question, place an X in the box opposite "NO".

That said election shall be held between the hours of six o'clock a.m. and seven o'clock p.m. All persons who are legal voters and have registered before 5:00 P.M. on the fourth Wednesday before the election is to be held will be entitled to vote at said election.

Given under my hand and the Seal of the City of Belton this 23rd day of January, 2009.




Patti Ledford
City Clerk of the City of Belton, Missouri