

1 (A) "Capital improvements of a public nature" means:

- 2 (1) Street Facilities
- 3 (2) Roads Facilities
- 4 (3) Public Parks and other Recreational Facilities
- 5 (4) Port Facilities
- 6 (5) Tourism Facilities
- 7 (6) Fire Protection Facilities
- 8 (7) Municipal Buildings
- 9 (8) Courthouses (District Court Facilities)
- 10 (8) Police Facilities
- 11 (9) Facilities for the Securing and Developing of Industry
- 12 (10) Drainage Facilities
- 13 (11) Pedestrian Facilities
- 14 (12) Research Parks

15 (B) "Facilities" means real property, personal property or mixed property of any and every
16 kind, including, without limitation, rights-of-way, utilities, vehicles, materials, equipment,
17 fixtures, machinery, furniture, furnishings, buildings and other improvements of every
18 kind.

19 (C) "Acquire" means to obtain at any time by gift, purchase or other arrangement any capital
20 improvements of a public nature, or any portion thereof, whether theretofore constructed
21 and equipped, theretofore partially constructed and equipped, or being constructed and
22 equipped at the time of the acquisition for such consideration and pursuant to such terms
23 and conditions as the governing body of the municipality shall determine.

24 (D) "Construct" means to build, in whole or in part, in such manner and by such method,
25 including contracting therefor, and if the latter, by negotiation or bidding upon such terms
26 and pursuant to such advertising as determined by the governing body of the municipality,
27 under the circumstances existing at the time, as will most effectively serve the purposes of
28 this Section.

29 (E) "Equip" means to install or place in or on any building or structure equipment of any and
30 every kind, whether or not affixed, including, without limitations, building service
31 equip-ment, fixtures, heating equipment, air conditioning equipment, machinery, furniture,
32 furnishings, vehicles, and personal property of every kind.

33 (F) "Lease" means a lease of capital improvements of a public nature by and between a City
34 as lessee and another person as lessor.

35 (G) "Calendar quarter" means the three (3)-month period beginning on January 1st, April 1st,

1 July 1st or October 1st.

2 **Section 3.** The ballot title at the special election on the question of whether to levy the Sales and
3 Compesating Use Tax referred to above shall be in substantially the following form:

4 Vote on measure by placing an "X" in the square opposite the measure either for or against:

5 FOR Adoption of an additional $\frac{5}{8}$ -Cent (\$0.00625 cent) local Sales and
6 Compensating Use Tax within the City of Little Rock, Arkansas, for which
7 collections of the levy will begin on January 1, 2025, to be used for general capital
8 purposes, and which shall expire on December 31, 2034.

9 AGAINST Adoption of an additional $\frac{5}{8}$ -Cent (\$0.00625 cent) local Sales and
10 Compensating Use Tax within the City of Little Rock, Arkansas for which
11 collections of the levy will commence on January 1, 2025, to be used for general
12 capital purposes, and which shall expire on December 31, 2034.

13 **Section 4.** The special election shall be held and conducted and the vote canvassed and the results
14 declared under the law and in the manner now provided for municipal elections unless otherwise provided
15 in Title 26, Chapter 75, Subchapter 2 of the Arkansas Code of 1987 Annotated (the "Authorizing
16 Legislation") and only qualified voters of the City shall have the right to vote at the election.

17 **Section 5.** The results of the election shall be proclaimed by the Mayor, and his Proclamation shall be
18 published one (1)-time in a newspaper having a general circulation in the City, which Proclamation shall
19 advise that the results as proclaimed shall be conclusive unless attacked in the courts within thirty (30) days
20 after the date of publication.

21 **Section 6.** The Mayor and City Clerk or Recorder, for and on behalf of the City, be, and they are hereby
22 authorized and directed to do any and all things necessary to call and hold the special election as herein
23 provided and, if the levy of the Sales and Compensating Use Tax is approved by the electors, to cause the
24 Sales and Compensating Use Tax to be collected in accordance with the Authorizing Legislation, and to
25 perform all acts of whatever nature necessary in a timely fashion to carry out the authority conferred by this
26 ordinance.

27 **Section 7.** Any other required steps not expressly set forth in this ordinance shall also be conducted in
28 a timely fashion in order to accomplish the purposes set out within this ordinance.

29 **Section 8. Severability.** In the event any section, subsection, subdivision, paragraph, subparagraph,
30 item, sentence, clause, phrase, or word of this ordinance is declared or adjudged to be invalid or
31 unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance,
32 which shall remain in full force and effect as if the portion so declared or adjudged invalid or
33 unconstitutional was not originally a part of the ordinance.

34 **Section 9. Repealer.** All ordinances, resolutions, bylaws, and other matters inconsistent with this
35 ordinance, are hereby repealed to the extent of such inconsistency.

1 **PASSED: July 16, 2024**

2 **ATTEST:**

APPROVED:

3

4 _____
5 **Susan Langley, City Clerk**

_____ **Frank Scott, Jr., Mayor**

6 **APPROVED AS TO LEGAL FORM:**

7

8 _____
9 **Thomas M. Carpenter, City Attorney**

10 //

11 //

12 //

13 //

14 //

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27 //

28 //

29 //

30 //

31 //

32 //

33 //

34 //