

**ORDINANCE NO. 2014-40**

**AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE CHAPTER 2, ARTICLE VI RELATING TO SALES AND USE TAX; IMPOSING AN ADDITIONAL ONE-HALF OF ONE PERCENT SALES AND USE TAX UPON THE SAME TRANSACTIONS WITHIN THE CITY OF WAYNE UPON WHICH THE STATE OF NEBRASKA IS AUTHORIZED TO IMPOSE A TAX; PROVIDING EFFECTIVE DATE; PROVIDING TERMINATION DATE; PROVIDING DEPOSIT IN THE GENERAL FUND AND THE ALLOCATION THEREOF.**

**BE IT ORDAINED** by the Mayor and the Council of the City of Wayne, Nebraska:

Section 1. That Chapter 2, Article VI, Sections 2-602 through 2-605 of the Municipal Code of Wayne, Nebraska, are hereby amended as follows:

2-602. Sale and Use Tax. The City of Wayne, Nebraska, shall impose a sales and use tax at the rate of 1.5% upon the same transactions within the City of Wayne, Nebraska, on which the State of Nebraska is authorized to impose a tax. (Neb. Rev. Stat. 77-27,142).

2-603. Deposit, General Fund. The proceeds of the sales and use tax levy by the City of Wayne, shall be deposited in the general fund of the City of Wayne. (Neb. Rev. Stat. 77-27,146).

2-604. Allocation of Sales and Use Tax. Revenue derived from the sales and use tax of the City of Wayne, Nebraska, deposited in the general fund of the City of Wayne, Nebraska, shall be divided as follows: three-fifths of one percent (0.6%) for general capital improvements over \$5,000.00 initial cost and having a useful life expectancy of more than seven years (such as fire trucks, swimming pool); two-fifths of one percent (0.4%) to fund economic activities under the Wayne Economic Development Program as described in its adopted Wayne Economic Development Plan; and one-half of one percent (0.5%) for the purpose of paying the principal and interest of the City of Wayne, Nebraska bonds approved by the voters on November 4, 2014, in the principal amount not to exceed \$2,900,000.00 and paying costs related to such purpose.

2-605. Termination Date. One percent (1%) of the City of Wayne, Nebraska Sales and Use Tax, which was passed and approved in 2009, shall terminate on June 30, 2024. The additional one-half of one percent (0.5%) of the City of Wayne, Nebraska Sales and Use Tax, shall remain in effect only so long as any of the indebtedness evidenced by said bonds approved by the voters of the City of Wayne, Nebraska on November 4, 2014 (including refunding bonds issued to refund such indebtedness) shall remain outstanding and unpaid.

Section 2. Any and all provisions of the Wayne Municipal Code in conflict with this ordinance are hereby repealed.

Section 3. This Ordinance shall be in full force and effect after the passage, approval, and publication as provided by law.

**PASSED AND APPROVED** this 18<sup>th</sup> day of November, 2014.

THE CITY OF WAYNE, NEBRASKA,

By: \_\_\_\_\_  
Ken Chamberlain, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk