

## ORDINANCE NO. 18-04

AN ORDINANCE OF THE CITY OF PURCELL, OKLAHOMA (THE "CITY"), RELATING TO THE AMENDMENT OF ORDINANCE NO. 16-03 OF THE CITY, BY EXTENDING THE EXPIRATION DATE; MODIFYING THE PURPOSE FOR WHICH SALES TAX PROCEEDS CAN BE USED; PROVIDING AN EFFECTIVE DATE AND TERMINATION DATE; PROVIDING FOR SEVERABILITY OF PROVISIONS; AND CONTAINING OTHER PROVISIONS RELATED THERETO.

WHEREAS, Ordinance No. 16-03 of the City of Purcell, Oklahoma (the "City") levies an excise tax of one percent (1%) (in addition to any and all other excise taxes now in force) to be levied upon the gross proceeds or gross receipts derived from all sales taxable under the Oklahoma Sales Tax Code for the purpose of providing revenues to be used to fund the operation, maintenance, construction, remodeling, and equipping of the Purcell Municipal Hospital in the City of Purcell, Oklahoma (the "Purcell Municipal Hospital Project"), and/or for the payment of debt service, if necessary, in connection with obligations that may be issued to finance or refinance said Purcell Municipal Hospital Project and related costs; and

WHEREAS, by the terms of Ordinance 16-03, the one percent (1%) excise tax so levied shall expire on December 31, 2019; and

WHEREAS, the City Council of the City desires to extend the term of the one percent (1%) excise tax for an additional approximately twenty (20) years and modify the purpose for which the tax revenues may be expended, subject to the approval by a majority of the qualified electors of the City voting on the same in the manner prescribed by law.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PURCELL, OKLAHOMA, AS FOLLOWS:

Section 1. Citations and Codification. This Ordinance shall be known and may be cited as the City of Purcell Hospital Sales Tax Ordinance of 2018, which is similar to the existing temporary tax known as City of Purcell Sales Tax Ordinance of 2016, and the same shall be codified and incorporated into the Code of Ordinances of the City.

Section 2. Modification of Stated Termination Date and Purpose of Existing Tax. Ordinance No. 16-03 of the City currently provides for the levy and collection of a one percent (1%) excise tax (sales tax) which currently has a termination date of December 31, 2019, after which said excise tax shall no longer be collected. Ordinance No. 16-03 is hereby amended by providing that the collection of the excise tax referenced herein shall terminate and said excise tax shall not be collected after December 31, 2039.

Ordinance No. 16-03 currently provides as follows with respect to the purpose of said excise tax:

**"Purpose of Revenues.** It is hereby declared to be the purpose of this division to provide revenues to be used to fund the operation, maintenance, construction, remodeling, and equipping of the Purcell Municipal Hospital in the City of

Purcell, Oklahoma (the "Purcell Municipal Hospital Project"), and/or for the payment of debt service, if necessary, in connection with obligations that may be issued to finance or refinance said Purcell Municipal Hospital Project and related costs."

The above paragraph regarding Purpose of Revenues are hereby deleted in its entirety and replaced and superseded with the following language:

**"Purpose of Revenues.** It is hereby declared to be the purpose of this Ordinance to provide revenues to fund the construction, support, and operation of health care facilities, equipment, and services serving the residents of the City of Purcell, Oklahoma, including but not limited to operation, maintenance, construction, acquisition, remodeling, and equipping of the Purcell Municipal Hospital facilities, and/or for the payment of debt service in connection with obligations issued to finance said improvements and related costs."

Section 3. Effective Date and Termination Date. The provisions of this Ordinance, as it amends Ordinance No. 16-03 of the City, shall become effective on and after August 28, 2018, subject to approval by a majority of the qualified electors of the City voting on the same in the manner prescribed by law. The one percent (1%) excise tax referenced herein shall cease to be collected after December 31, 2039.

Section 4. Severability. The provisions of this Ordinance are severable, and if any part or provision hereof shall be adjudged invalid by any court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

[Remainder of Page Left Blank Intentionally]

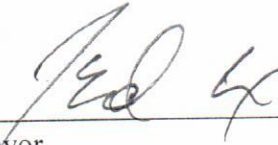
PASSED AND APPROVED THIS 4<sup>TH</sup> DAY OF JUNE, 2018.

CITY OF PURCELL, OKLAHOMA


(SEAL)



By:

  
\_\_\_\_\_  
Mayor

ATTEST:

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



CERTIFICATE  
OF  
CITY COUNCIL ACTION

I, the undersigned, hereby certify that I am the duly qualified and acting City Clerk of the City of Purcell, Oklahoma.

I further certify that the City Council of the City of Purcell, Oklahoma, held a Regular Meeting at 6:00 o'clock p.m., on June 4, 2018, after due notice was given in full compliance with the Oklahoma Open Meeting Act.

I further certify that attached hereto is a full and complete copy of Ordinance No. 18-04 that was passed and approved by said City Council at said meeting as the same appears in the official records of my office.

I further certify that below is listed those Councilmembers present and absent at said meeting; those making and seconding the motion that said Ordinance be passed and approved, and those voting for and against such motion:

PRESENT: Danny Jacobs, Mike Pollok, Graham Fishburn, Theda Engert, Ted Cox

ABSENT: None

MOTION MADE BY: Councilman Jacobs

MOTION SECONDED BY: Mayor Cox

AYE: Jacobs, Cox, Pollok, Fishburn, Engert

NAY: None

WITNESS MY HAND THIS 4<sup>TH</sup> DAY OF JUNE, 2018.

CITY OF PURCELL, OKLAHOMA

(SEAL)



By:

*Dorothy Kennedy*  
City Clerk