

Commissioner Bekkedahl introduced the following resolution and moved for its adoption:

RESOLUTION 14-039

TO SUBMIT PROPOSED AMENDMENT TO THE WILLISTON HOME RULE  
CHARTER TO VOTERS AT THE NOVEMBER 4, 2014 ELECTION

WHEREAS, during its August 26, 2014 meeting, the Board of City Commissioners of Williston discussed a proposed amendment to Article 3 of the Williston Home Rule Charter; and

WHEREAS, Article 3(1)(b) of the Williston Home Rule Charter caps the amount of City sales and use tax that may be imposed on any single sales transaction at twenty-five dollars (\$25.00); and

WHEREAS, Article 8 of the Williston Home Rule Charter provides that the charter may be amended or repealed as provided by Chapter 40-05.1 of the North Dakota Century Code; and

WHEREAS, North Dakota Century Code§ 40-05.1-07 provides that "[t]he home rule charter adopted by any city may be amended or repealed by proposals submitted to and ratified by the qualified electors of the city in the same general manner provided in sections 40-05.1-02 and 40-05.1-04 ..."and North Dakota Century Code§§ 40-05.1-02 and 40-05.1-04 provide that the governing body of any city may on its own motion cause a home rule charter to be submitted to the qualified electors of the city at a regular or special election; and

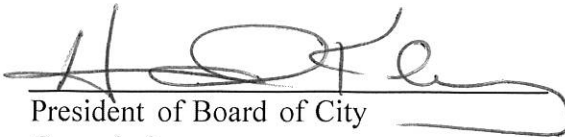
WHEREAS, the Commission has determined to submit to the voters of Williston the issue of amending the Williston Home Rule Charter to remove the twenty-five dollar (\$25.00) cap on the amount of sales and use tax that may be imposed on any single sales transaction; and

NOW THEREFORE, be it resolved as follows:

1. The issue of whether to amend the Williston Home Rule Charter to remove the twenty-five dollar (\$25.00) cap on the amount of sales and use tax that may be imposed on any single sales transaction shall be submitted to voters at the next regular election on November 4, 2014.
2. The Williston City Auditor is authorized to take all steps necessary to have the above-described issue submitted to the voters at the next regular election on November 4, 2014, including any steps necessary to have the issue included on the County's official ballot.

Dated August 29, 2014.

APPROVED:

  
President of Board of City  
Commissioners

ATTEST:

  
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City Auditor

The motion for the adoption of the foregoing resolution was duly seconded by Commissioner Cymbaluk. On roll call vote the following commissioners voted aye: Brostuen, Bekkedahl, Piesik, Cymbaluk and Klug. The following commissioners voted nay: none. The following commissioners were absent and not voting: none. The majority having voted aye, the motion made and seconded, and the resolution was duly passed.

Publish:  
September 3, 2014