

ITEM //

COMMISSION RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF BOZEMAN, MONTANA, TO SUBMIT TO THE QUALIFIED ELECTORS OF THE CITY OF BOZEMAN, AS TO WHETHER TO ENACT AN ORDINANCE REQUIRING VOTER APPROVAL OF LOCAL OPTION TAXES.

WHEREAS, the City of Bozeman is asking the electors to grant the Commission-Manager form of government self-government powers at the November 8, 1983 general election for municipal officials; and

WHEREAS, a city with self-government powers is prohibited the exercise of the power to authorize a tax on income or the sale of goods or services except that it shall not be construed to limit the authority of local government to levy any other tax or establish the rate of any other tax; and

WHEREAS, a city with self-government powers could impose such other taxes which could not be imposed by a City with general government powers; and

WHEREAS, it is desirable to submit the question of enacting such taxes to the electorate.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF BOZEMAN, AS FOLLOWS:

Section 1

That there shall be submitted to the qualified electors from the City of Bozeman, Montana, in an election to be held on the 8th day of November, 1983, a question of whether to enact an ordinance requiring that any new tax be submitted to the voters and receive an affirmative vote of a majority of the electors voting on the question.

Section 2

The term "new tax" shall mean any tax which cities with general government powers are not authorized by state law to enact.

Section 3

The statement of implication to be placed on the ballot shall be in a manner similar to the following example:

FOR the City of Bozeman enacting an ordinance requiring voter approval of any new tax.

AGAINST the City of Bozeman enacting an ordinance requiring voter approval of any new tax.

Section 4

That if the qualified electors grant self-government powers to the City of Bozeman and ratify this referendum the City Commission shall adopt an ordinance requiring voter approval of such taxes.

PASSED AND ADOPTED by the City Commission of the City of Bozeman, Montana, this \_\_\_\_\_ day of \_\_\_\_\_, 1983.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk of the City Commission

APPROVED AS TO FORM  
MPS 8/24/83  
City Attorney