

COMMITTEE SUBSTITUTE FOR ORDINANCE NO 130796

Amending Section 68-472.1, Code of Ordinances, for the purpose of revising the formula for distributing the public mass transportation sales tax.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 68, Article VII, Code of Ordinances of Kansas City, Missouri, entitled "Sales Taxes," is hereby amended by repealing Sections 68-472.1, Distribution of Tax, and enacting in lieu thereof a new section of like number and subject matter to read as follows:

Sec. 68-472.1. Distribution of tax.

(a) No less than ninety-five percent of the proceeds derived from the sales tax imposed by Sec. 68-471 of this article and received by the City shall annually be appropriated and paid to the Kansas City Area Transportation Authority (KCATA) for such purposes as are provided in RSMo 92.400—92.421, inclusive. Notwithstanding the foregoing, the amount to be so appropriated and paid shall be determined only after the following deductions from such proceeds shall have been made, and none other:

- (1) The two percent cost of handling authorized by RSMo 92.418.1.
- (2) All tax increment financing obligations pursuant to the terms of the Real Property Tax Increment Allocation Redevelopment Act, RSMo 99.800—99.865, inclusive.
- (3) The downtown streetcar subsidy which, for purposes of this deduction, shall not exceed two million thirty-nine thousand dollars (\$2,039,000).

(b) Notwithstanding the above, pursuant to Resolution 130778, as amended, the City Manager on an annual basis during budget deliberations shall determine whether KCATA has demonstrated that it has instituted cost reduction measures.

(c) If the City Manager determines that KCATA has not demonstrated adequate cost reduction measures, the City Manager's proposed budget may reflect an appropriation of less than the 95% required above together with an explanation in the City Manager's budget letter to Mayor and Council.

Approved as to form and legality:



Authenticated as Passed

Sly James, Mayor

Marilyn Sanders, City Clerk

OCT 31 2013

Date Passed

Brian Rabineau

Assistant City Attorney