

APPROPRIATION ORDINANCE NO. 2014-01

BE IT ENACTED BY THE QUORUM COURT OF SALINE COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE LEVYING AN ANNUAL VOLUNTARY TAX IN THE AMOUNT OF \$5.00 ON EVERY TAX STATEMENT FOR PERSONAL PROPERTY IN SALINE COUNTY FOR THE PURPOSE OF FINANCING ANIMAL CONTROL SERVICES IN SALINE COUNTY."

WHEREAS, Ark. Code Ann. § 26-25-106 and § 26-73-103(a) authorize the imposition and levying of voluntary taxes for the benefit of residents (the "Authorizing Legislation"); and

WHEREAS, the Arkansas Attorney General in Opinion No. 94-003 has opined that a county quorum court can establish a voluntary tax by ordinance; and

WHEREAS, Ark. Code Ann. § 14-14-802 states that a county government, acting through the county quorum court, may provide through ordinance for the establishment or animal control services; and

WHEREAS, the Quorum Court of Saline County levied a voluntary tax in the amount of \$5.00 on every tax statement for real property in the County (the "Voluntary Tax") in Appropriation Ordinance No. 2013-03; and

WHEREAS, the Quorum Court of Saline County has determined that it would be in the best interest of the County to finance animal control services by establishing and levying an annual voluntary tax in the amount of \$5.00 on every tax statement for personal property in the County (the "Voluntary Tax").

NOW THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF THE COUNTY OF SALINE, STATE OF ARKANSAS:

Article 1. There is hereby levied an annual Voluntary Tax in the amount of \$5.00 per every tax statement for personal property in Saline County for the purpose of establishing animal control services in the unincorporated areas of the County.

Article 2. The Saline County Collector is hereby directed to include on the annual tax statement mailed to each personal property owner in the County the Voluntary Tax for animal control services. Upon receipt of the statement, the personal property owner may choose whether or not to pay the Voluntary Tax.

Article 3. The net collections of the Voluntary Tax shall be placed in a fund to be known as the "Animal Control Fund". These funds shall be used solely to finance the establishment, acquisition, construction, operation and maintenance of animal control services for the County.

Article 4. The Saline County Judge and the Saline County Sheriff are hereby authorized to establish animal control services to be funded by the Voluntary Tax. Such services may include, but are not limited to, the acquisition or construction of facilities, equipment, personnel, training, operation and maintenance. If, in the opinion of the Quorum Court, it would be in the best interest of the County to contract for the provision of such services then the County Judge is hereby authorized to enter into all necessary contracts to provide animal control services.

Article 5. The provisions of this Ordinance are hereby declared to be severable and if any provision shall for any reason be held invalid such holding shall not affect the validity of the remainder of this Ordinance.

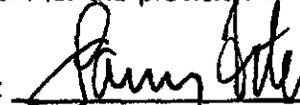
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Article 6. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Article 7. It is hereby determined by the Quorum Court of Saline County that a dire need exists to establish animal control services for the County to protect the life, health, safety and welfare of its residents and that a Voluntary Tax is the best mechanism for the provision of such services at this time.

DATE: JANUARY 21, 2014

APPROVED: _____



LANNY FITE
SALINE COUNTY JUDGE

ATTEST: _____



DOUG CURTIS
SALINE COUNTY CLERK

SPONSOR: J.R. WALTERS, JP DISTRICT #12

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