



Board of Aldermen Request for Action

MEETING DATE: 4/18/2023

DEPARTMENT: Administration

AGENDA ITEM: Bill No. 2990-23, Declaring and Certifying the April 4, 2023 Election Results for the Recreation Marijuana Sales Tax – 1st and 2nd reading

REQUESTED BOARD ACTION:

Bill No. 2990-23, sponsored as an emergency ordinance by Mayor Boley to authorize First and Second Readings, will officially declare the results of the three percent Recreational Marijuana Sales Tax from the April 4, 2023 Municipal election. The results of the election are certified by the Clay and Platte County Election Boards.

SUMMARY:

This ordinance will formally declare the election results for the April 4, 2023 election for the issue of implementing a three percent Recreational Marijuana sales tax for general revenue purposes.

This has been sponsored as an emergency ordinance in order to allow for submission of election information to the Missouri State Department of Revenue prior to May 1, 2023.

PREVIOUS ACTION:

POLICY OBJECTIVE:

Click or tap here to enter text.

FINANCIAL CONSIDERATIONS:

Click or tap here to enter text.

ATTACHMENTS:

- | | |
|---|-----------------------------------|
| <input type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input checked="" type="checkbox"/> Other: Election Certification | |

**AN ORDINANCE DECLARING AND CERTIFYING THE RESULTS OF
THE APRIL 4, 2023 REGULAR ELECTION HELD IN THE CITY OF
SMITHVILLE, MISSOURI.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF
SMITHVILLE, MISSOURI, AS FOLLOWS:**

Section 1. That it is hereby found and declared that the vote at the election held in the City of Smithville, Missouri, on Tuesday, April 4, 2023, on the following questions:

Proposition

**Shall the City of Smithville impose a city sales tax of
three percent (3%) on all retail sales of adult use
marijuana sold within the city?**

resulted as follows:	961	<u>Yes</u>
	304	<u>No</u>

Section 2. That attached hereto as **Exhibit A** is a full, true and correct copy of the ballot used at said election.

Section 3. That attached hereto as **Exhibit B** is a full, true and correct copy of the certifications of election results cast at said election received from the Clay County Board of Election Commissioners and the Platte County Board of Election Commissioners, that said certifications of election results are the final and last certifications of election results for said election, and that said certifications of election results constitute the official returns of the election pursuant to Section 115.507(2) of the Comprehensive Election Act, Revised Statutes of Missouri, as amended.

Section 5. That it is further found and declared that notice of said election was duly given by publication in the manner provided by law as evidenced by the affidavit of publication attached hereto as **Exhibit C**, and that said election was held and conducted in all respects in conformity with the Constitution and laws of the State of Missouri.

Section 6. That this Ordinance shall be in full force and effect from and after its passage.

**PASSED BY THE BOARD OF ALDERMEN FOR THE CITY OF SMITHVILLE,
MISSOURI THIS 18th DAY OF APRIL 2023.**

[SEAL]

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk

First Reading: 04/18/2023

Second Reading: 04/18/2023

DARLA WEIRZBECKI, CHAIRMAN
TOM BROWN, MEMBER
J. AARON CRAIG, ATTORNEY
PATTY LAMB, DIRECTOR



MEGAN WORD, SECRETARY
ANTHONY BOLOGNA, MEMBER
STEVE N.B. SALMON, ATTORNEY
TIFFANY ELLISON, DIRECTOR

CLAY COUNTY
BOARD OF ELECTION COMMISSIONERS
100 W. Mississippi St., Liberty, MO 64068 Phone: 816-415-8683 Fax: 816-792-5334
www.voteclaycountymo.gov

State of Missouri)
County of Clay) ss.

We, the undersigned:

Patty Lamb Republican Tiffany Ellison Democrat
Terrie Craddock Uhlmann Republican Sheena Fox Democrat

Members of the Verification Board appointed by the Board of Election Commissioners of Clay County, Missouri, do hereby certify that the foregoing is a true and correct count of the votes cast in the **General Municipal Election**, held on the **4th Day of April, 2023**, by the returns made to our office by the Judges of the Election of the various precincts in the

City of Smithville, Missouri

IN TESTIMONY WHEREOF, We hereunto set our hand and affix the seal of said Clay County Election Board, at the office in Liberty, MO, this

April 10, 2023
Date

Patty Lamb

Tiffany Ellison
Terrie Uhlmann

Sheena L. Fox

Statement of Votes Cast
GENERAL MUNICIPAL ELECTION
CLAY COUNTY, MISSOURI
TUESDAY, APRIL 4, 2023
Election Results
OFFICIAL

Date: 4/10/2023
Time: 11:44:43 AM CDT
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SMITHVILLE ALDERMAN WARD 1

	Reg. Voters	Total Votes	DANIEL D. HARTMAN		KRISTINE BUNCH	
Jurisdiction Wide						
PLATTE 1	2258	347	219	63.11%	128	36.89%
PLATTE 2	105	21	15	71.43%	6	28.57%
PLATTE 3	149	25	15	60.00%	10	40.00%
VOTE CENTER	0	1	0	-	1	100.00%
ABSENTEE	0	44	26	59.09%	18	40.91%
Total	2512	438	275	62.79%	163	37.21%

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SMITHVILLE ALDERMAN WARD 2

	Reg. Voters	Total Votes	MELISSA WILSON		JOHN WALLACE		SCOTT ALLEN	
Jurisdiction Wide								
PLATTE 1	2134	318	171	53.77%	108	33.96%	39	12.26%
PLATTE 2	451	58	43	74.14%	12	20.69%	3	5.17%
VOTE CENTER	0	0	0	-	0	-	0	-
ABSENTEE	0	21	14	66.67%	2	9.52%	5	23.81%
Total	2585	397	228	57.43%	122	30.73%	47	11.84%

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SMITHVILLE ALDERMAN
WARD 3

	Reg. Voters	Total Votes	LEEAH SHIPLEY	
Jurisdiction Wide				
PLATTE 1	333	47	47	100.00%
PLATTE 2	34	5	5	100.00%
PLATTE 3	2345	234	234	100.00%
VOTE CENTER	0	1	1	100.00%
ABSENTEE	0	19	19	100.00%
Total	2712	306	306	100.00%

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SMITHVILLE PROPOSITION

	Reg. Voters	Total Votes	YES		NO	
Jurisdiction Wide						
PLATTE 1	4725	757	559	73.84%	198	26.16%
PLATTE 2	590	85	71	83.53%	14	16.47%
PLATTE 3	2494	327	258	78.90%	69	21.10%
VOTE CENTER	0	2	0	-	2	100.00%
ABSENTEE	0	94	73	77.66%	21	22.34%
Total	7809	1265	961	75.97%	304	24.03%

Election Summary Report
GENERAL MUNICIPAL ELECTION
CLAY COUNTY, MISSOURI
TUESDAY, APRIL 4, 2023
Election Results
OFFICIAL

Date: 4/10/2023
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Registered Voters 178,879 - Total Ballots 24,843 : 13.89%

84 of 84 Precincts Reporting 100.00%

SMITHVILLE ALDERMAN WARD 1

Number of Precincts	5	
Precincts Reporting	5	100.00%
Vote For 1		
Total Votes	438	
DANIEL D. HARTMAN	275	62.79%
KRISTINE BUNCH	163	37.21%

SMITHVILLE ALDERMAN WARD 2

Number of Precincts	4	
Precincts Reporting	4	100.00%
Vote For 1		
Total Votes	397	
MELISSA WILSON	228	57.43%
JOHN WALLACE	122	30.73%
SCOTT ALLEN	47	11.84%

SMITHVILLE ALDERMAN WARD 3

Number of Precincts	5	
Precincts Reporting	5	100.00%
Vote For 1		
Total Votes	306	
LEEAH SHIPLEY	306	100.00%

SMITHVILLE PROPOSITION

Number of Precincts	5	
Precincts Reporting	5	100.00%
Total Votes	1,265	
YES	961	75.97%
NO	304	24.03%

We, Chris Hershey and Wendy M. Flanigan, Directors of Elections for the Platte County Board of Election Commissioners, election authority of the County of Platte, hereby certify the above and foregoing to be a true, correct and complete abstract of all the votes cast in said County for the

City of Smithville

during the General Election held on the Fourth day of April, 2023, as shown by the returns made to the office by the judges of election of the different voting precincts in said County, and as verified by the Verification Board on the Seventh day of April, 2023, as provided in Section 115.507 and 115.499(1) RSMo

IN TESTIMONY WHEREOF, we hereunto set our hands and affix the seal of the Platte County Board of Election Commissioners at our office in Platte City, Missouri, this Seventh day of April 2023.



Chris Hershey

Wendy M. Flanigan


PLATTE COUNTY BOARD OF ELECTION COMMISSIONERS


STATE OF MISSOURI)

COUNTY OF PLATTE)

We, Edward P. Davis, Stephen Foster, Bruce E. Kerr, and Kurt Killen being qualified voters of Platte County and per Statute section 115.499(1) RSMo 1986, the Verification Board, hereby certify the attached results are a true, correct and complete abstract of all votes cast in said County at the GENERAL MUNICIPAL election held on April 4, 2023 as shown by the returns made to the Board of Election Commissioners Office by the various and respective precincts, and the absentee ballots, for the said election on all issues and questions submitted thereon.

IN TESTIMONY WHEREOF, we hereunto subscribe our signatures.


Democratic Board Member



Democratic Board Member


Republican Board Member


Republican Board Member

Subscribed and Sworn to before me this 7th day of April, 2023.


Director of Elections


Director of Elections



Statement of Votes Cast
 General Municipal Election
 Platte County, Missouri
 April 4, 2023
 April 4, 2023 General Municipal
 Official

Date: 4/7/2023
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	Turnout			Smithville Ward 3		
	Reg. Voters	Ballots Cast	% Turnout	Reg. Voters	Total Votes	Leeah Shipley (NP)
Jurisdiction Wide						
29 Hoover / 43 Shiloh	2170	314	14.47%	1	0	0
ABSENTEE	-	888	-	0	0	0
Total	67224	9924	14.76%	1	0	0

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	Turnout			Smithville Recreational 3%				
	Reg. Voters	Ballots Cast	% Turnout	Reg. Voters	Total Votes	YES		NO
Jurisdiction Wide								
29 Hoover / 43 Shiloh	2170	314	14.47%	1	0	0	-	0
ABSENTEE	-	888	-	0	0	0	-	0
Total	67224	9924	14.76%	1	0	0	-	0

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	Turnout		
	Reg. Voters	Ballots Cast	% Turnout
Jurisdiction Wide			
01 Riverside / 03 Northmoor	2961	235	7.94%
02 Prairie Point / 32 Tiffany Springs	4427	560	12.65%
04 Houston Lake / 37 Southeast	3946	464	11.76%
05 Parkville	5392	791	14.67%
06 Par 4	3634	208	5.72%
07 Platte Hills / 15 Hampton East	2250	195	8.67%
08 Platte Woods / 36 Park Hill	1680	221	13.15%
09 Lake Waukomis	747	99	13.25%
10 Weatherby Lake	1661	450	27.09%
11 Embassy	1581	293	18.53%
12 Farley	489	82	16.77%
13 Hampton West	3156	215	6.81%
14 Platte City	2586	234	9.05%
16 Beverly / 17 Tracy / 28 Settles Station	806	94	11.66%
18/19 Weston et al	2322	542	23.34%
23 New Market / 24 Dearborn	823	127	15.43%
25 Edgerton / 26 Ridgely	1175	150	12.77%
27 Camden Point	639	104	16.28%
29 Hoover / 43 Shiloh	2170	314	14.47%
30 Ferrelview/31 Mid-Continent/33 Linkville	2228	381	17.10%
34 Barry East	3481	514	14.77%
35 Northern Heights	2697	423	15.68%
38 Line Creek	3073	436	14.19%
40 Barry North	3868	481	12.44%
41 Park Hill North	2689	429	15.95%
42 Barry South	2250	463	20.58%
44 Seven Bridges	4493	531	11.82%
ABSENTEE	-	888	-
Total	67224	9924	14.76%

[Handwritten signatures]
Stephan Foster
Bruce E. Ken