

CITY OF BLOOMINGTON, MINNESOTA

RESOLUTION NO. 2023 - _____

A RESOLUTION ADOPTING TITLE AND BALLOT LANGUAGE PERTAINING TO A LOCAL OPTION SALES TAX AUTHORIZED BY THE MINNESOTA LEGISLATURE, TO BE SUBMITTED TO THE QUALIFIED VOTERS OF THE CITY OF BLOOMINGTON AT THE GENERAL ELECTION ON NOVEMBER 7, 2023

WHEREAS, the City Council of the City of Bloomington is the official governing body of the City of Bloomington, Minnesota (“City”); and

WHEREAS, Minnesota Statutes § 297A.99 provides the City with authority to impose a local sales tax if that tax is approved by a legislative special law and by the voters at a general election; and

WHEREAS, through City Resolution No. 2023-11 the City Council directed designated staff to submit a proposal to the Minnesota Legislature to allow the City to propose a one-half of one percent (0.5%) local sales tax to be imposed on the gross receipts from retail sales in the City. Proceeds of the local sales tax were proposed to be used to pay the capital costs and associated interest and financing costs for the following projects if such tax is approved by the voters of the City of Bloomington: (1) Bloomington Ice Garden Rehabilitation; (2) Community Health and Wellness Center Construction; and (3) Nine Mile Creek Corridor Renewal; and

WHEREAS, during the 2023 regular session of the Minnesota Legislature, the Governor signed Minnesota Laws 2023, Chapter 64, Article 10, Section 27 (the “Legislation”) which authorizes the City to impose by ordinance a sales and use tax of up to 0.5% (the “Tax”) to pay the costs of collecting and administering the tax and paying for the following projects in the City, including securing and paying debt service on bonds issued to finance all or part of the following projects: (1) \$35,000,000 for new construction and rehabilitation of the Bloomington Ice Garden and associated infrastructure,; (2) \$100,000,000 for construction of a new Community Health and Wellness Center and associated infrastructure; and (3) \$20,000,000 for new construction and restoration of the Nine Mile Creek Corridor Renewal and associated infrastructure (the “Projects”); and

WHEREAS, the Tax expires at the earlier of (1) 20 years after the Tax is first imposed, or (2) when the City Council determines that the amount received from the Tax is sufficient to pay

for the project costs authorized under subdivision 2 of the Legislation, plus an amount sufficient to pay the costs related to issuance of the bonds authorized under subdivision 3 of the Legislation, including interest on the bonds; and

WHEREAS, the Legislation required local approval in accordance with Minnesota Statutes § 645.021; and on June 26, 2023, the City Council adopted Resolution No. 2023- 100 approving the Legislation and directing the City Clerk to file the required Certificate, which the City Clerk thereafter filed with the Minnesota Secretary of State; and

WHEREAS, any tax imposed pursuant to this Resolution and authorized by Minnesota Laws 2023, Chapter 64, Article 10, Section 27 must be approved by the voters of the City of Bloomington by referendum pursuant to Minnesota Statutes § 297A.99, subd. 3(a); and

WHEREAS, the City Council considered ballot language to submit the questions to the qualified voters of the City of Bloomington pursuant to Minnesota Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MINNESOTA, that based on the foregoing, the following City Ballot Questions shall be submitted to the qualified voters of the City of Bloomington for adoption or rejection at the 2023 General Election to be held November 7, 2023, the title and language of the questions shall be presented as follows:

CITY QUESTION 1

SALES AND USE TAX FOR COMMUNITY HEALTH AND WELLNESS CENTER

Shall the City of Bloomington impose a one-half of one percent (0.5%) sales and use tax for up to 20 years for \$100 million plus the cost of interest and of issuing the bonds, to build a new Community Health and Wellness Center?

- Yes
- No

By voting "yes" on this question you are voting to increase the sales tax in Bloomington to pay for a new building and related updates that provides wellness and recreational activities and that replaces the existing Creekside Community Center and Public Health buildings. If one, two, or all three questions are approved by the voters, the City is only authorized to impose a single one-half of one percent (0.5%) sales and use tax increase for a maximum of 20 years or until enough sales tax revenue has been raised to pay for the costs of the voter-approved projects.

CITY QUESTION 2

SALES AND USE TAX FOR BLOOMINGTON ICE GARDEN IMPROVEMENTS

Shall the City of Bloomington impose a one-half of one percent (0.5%) sales and use tax for up to 20 years for \$35 million plus the cost of interest and of issuing the bonds for improvements to the Bloomington Ice Garden (“BIG”)?

- Yes
- No

By voting "yes" on this question you are voting to increase the sales tax in Bloomington to pay for costs related to and improvements of mechanical, refrigeration, and roof systems, accessibility for people with disabilities, new locker rooms, ice sheets, training area, and spectator and concession spaces. If one, two, or all three questions are approved by the voters, the City is only authorized to impose a single one-half of one percent (0.5%) sales and use tax increase for a maximum of 20 years or until enough sales tax revenue has been raised to pay for the costs of the voter-approved projects.

CITY QUESTION 3

SALES AND USE TAX FOR NINE MILE CREEK CORRIDOR RENEWAL

Shall the City of Bloomington impose a one-half of one percent (0.5%) sales and use tax for up to 20 years for \$20 million plus the cost of interest and of issuing the bonds for new construction and restoration of the Nine Mile Creek Corridor, including Moir and Central Parks?

- Yes
- No

By voting "yes" on this question you are voting to increase the sales tax in Bloomington to pay for improvements including wetland and Nine Mile Creek restoration, new trails, boardwalks, and bridges, accessibility for people with disabilities, and new restrooms, park shelter, playground, and other facilities. If one, two, or all three questions are approved by the voters, the City is only authorized to impose a single one-half of one percent (0.5%) sales and use tax increase for a maximum of 20 years or until enough sales tax revenue has been raised to pay for the costs of the voter-approved projects.

BE IT FURTHER RESOLVED, the City Clerk is hereby authorized and directed to take all necessary and expedient steps consistent with the intent of this Resolution and as required by Minnesota Statutes.

Passed and adopted this ____ day of _____, 2023.

Mayor

ATTEST:

Secretary to the Council