

RESOLUTION NO. 26-8-14

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPILLVILLE, IOWA,
TO AMEND THE IMPOSITION OF LOCAL OPTION SALES AND SERVICE TAX IN
THE CITY OF SPILLVILLE, IOWA. "FOR ANY LAWFUL PURPOSE, INCLUDING
BUT NOT LIMITED TO: CAPITAL EQUIPMENT PURCHASES AND REPAIRS,
STREET, WATER, SEWER AND OTHER CAPITAL IMPROVEMENT AND
MAINTENANCE PROJECTS, AND/OR FOR ASSISTANCE TO THE CITY-OWNED
BILY CLOCKS MUSEUM."**

WHEREAS, Chapter 423B of the Iowa Code authorizes the imposition of local option sales and service tax ("LOSST") after an election in which the majority of the electors vote in affirmation;

WHEREAS, the City Council of the City of SPILLVILLE declares its intent to participate in an election for the purpose of permitting the electorate to pass upon the proposition of "Local Option Sales and Service Tax" (LOSST) new language. The new language of the amendment would go into effect on July 1, 2027. According to Chapter 423B.5 of the 2026 Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of SPILLVILLE, Iowa:

Section 1: The City of Spillville, earlier enacted an ordinance which became effective April 1, 1996, and which authorized the City of Spillville to impose a 1% LOSST tax under Chapter 423B.5, and which specifically only allowed allocation of such funds to go to street improvement projects. The April 1, 1996, LOSST Ordinance held no sunset clause, is still in effect, and will remain in effect unchanged unless changed by an amendment passed pursuant to the procedures of Chapter 423B.5. The City does not wish to repeal the LOSST tax, but merely wishes to amend it to expand the authorized uses of 423B.5 funds. The needs of the City change from year to year, therefore the City wishes to amend its authorizing ordinance to allow a more flexible annual application of the tax received under Chapter 423B.5

The City Council of SPILLVILLE, Iowa therefore requests the Winneshiek County Board of Supervisors and County Commissioner of Elections to submit to the voters of SPILLVILLE a proposition amending the previously authorized imposition of a Local Option Sales and Service tax in the City of SPILLVILLE, for the following expanded and amended purpose(s).

"For any lawful purpose, including but not limited to: capital equipment purchases and repairs, street, water, sewer and other capital improvement and maintenance projects, and/or for assistance to the City-owned Bily Clocks Museum."

Section 2: The annual revenues from the local option sales and service tax are to be allocated by the City Council in the City of SPILLVILLE as follows:

"Zero percent (0%) for property tax relief, and One Hundred percent (100%) of said local option sales and service tax will be allocated for any lawful purpose, including but not limited to: capital equipment purchases and repairs, street, water, sewer and other capital improvement and maintenance projects, and/or assistance to the City-owned Bily Clocks Museum, as decided annually by the City Council managing its annual budget."

Section 3: The City Clerk is hereby authorized and directed to provide a certified copy of this resolution to the County Commissioner of Elections of Winneshiek County and to the Board of Supervisors of Winneshiek County.

Section 4. This amendment to the authorized annual allocation of the 423B.5 tax shall become effective on July 1, 2027.

BE IT FURTHER RESOLVED, by the City Council of Spillville, Iowa as follows:

PASSED, APPROVED, and ADOPTED this 11th day of August, 2026

Roll Call Vote - Ayes: Schmitt, Straube, Backes, Farwell

Nays: None

Absent: None

Abstained: Kelsay

Attest: Lynette Andera, City Clerk

Lynette Andera
City Clerk

P-W
Mayor

"I hereby certify that the foregoing constitutes a true and complete copy of a resolution duly adopted by the City Council of the City of Spillville, at a regular meeting held on August 11, 2026, at which all council members were present.

I further certify that Straube moved for adoption of said resolution and that
Backes seconded said motion.

Lynette Andera
Lynette Andera, City Clerk