

**RESOLUTION NO. 02-15**

**A RESOLUTION APPROVING THE PROPOSITION FOR CONTINUATION OF A ONE PERCENT (1%) SPECIFIC PURPOSE SALES AND USE EXCISE TAX IN CONVERSE COUNTY, WYOMING, SAID PROPOSITION TO BE PLACED ON THE BALLOT AT AN ELECTION TO BE HELD IN CONVERSE COUNTY ON TUESDAY, MAY 5, 2015.**

WHEREAS, pursuant to Wyo. Stat. §§ 39-15-203(a)(iii), 39-15-204(a)(iii), 39-16-203(a)(ii) and 39-16-204(a)(ii), counties may impose or continue to impose a sales and use excise tax not to exceed two percent (2%) upon retail sales of tangible personal property, admissions and services made, and upon sales and storage, use and consumption of tangible personal property, within the county, for specified purposes and in specified amounts as authorized by the qualified electors of the county (the "Tax"); and

WHEREAS, the Board of County Commissioners (the "Commissioners") of Converse County, Wyoming ("Converse County" or the "County"), in response to the needs of the County and its residents, the City of Douglas and the Town of Glenrock, has determined that the Tax, in the following specific amount, would be a good source of funding for the following specific purposes (the "Recreation Projects"):

**To collect a total of \$75,900,000 for the purchase of land (if necessary) and the construction, furnishing and equipping of a new recreation center in Douglas, Wyoming; the purchase of land (if necessary) and the expansion, remodeling, furnishing and equipping of the current recreation center in Glenrock, Wyoming; and the deposit of \$6,000,000 to an operation and maintenance account for the facilities; and**

WHEREAS, the Commissioners have determined that in order to fund the Recreation Projects, and, to the extent necessary and allowed by law, to pay debt service and/or lease payments relating thereto, a proposition requesting authorization for the continuation of the Tax in Converse County should be submitted to the qualified electors of the County; and

WHEREAS, pursuant to the provisions of Wyo. Stat. §§ 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A), before such proposition shall be placed before the electors of the County, the Commissioners and the governing bodies of at least two-thirds (2/3) of the municipalities within the County shall adopt a resolution or resolutions approving the proposition and specifying how excess funds shall be expended;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CONVERSE COUNTY, WYOMING:**

**Section 1.** At an election to be held in Converse County on Tuesday, May 5, 2015, between the hours of 7:00 A.M. and 7:00 P.M., there will be submitted to the qualified registered electors of the County the proposition of continuing the one percent (1%) specific purpose sales and use excise tax for the exclusive purpose of funding the acquisition of land (if necessary), the planning, engineering, constructing, remodeling, furnishing, equipping and supplying, and, to the extent necessary and allowed by law, the payment of operation and maintenance, debt service, and/or lease payments for the Recreation Projects, as more particularly set forth in the Proclamation and Notice of Election.

**Section 2.** The election on the proposition shall be held at the Election Districts, Precincts and Polling Places as more particularly set forth in the Proclamation and Notice of Election.

**Section 3.** Any qualified registered elector of the County shall be entitled to vote on the proposition in person or by absentee ballot, in the precinct in which he or she is registered. A qualified registered elector includes every citizen of the United States who is a bona fide resident of Wyoming and Converse County, has registered to vote not less than 14 days before the election and who will be at least eighteen (18) years of age on the day of the election. Any qualified elector who did not register to vote prior to the 14 day registration cutoff date will be allowed to register and vote at the polls on election day, May 5, 2015, or at the Converse County Clerk's Office, Converse County Courthouse, 107 North 5th Street, Suite 114, Douglas, Wyoming, at the time of voting by absentee ballot.

Absentee voting on the proposition is permitted as hereinafter provided for in this resolution and in the Proclamation and Notice of Election.

**Section 4.** The votes for and against the proposition, including absentee votes, shall be registered on ES&S System ballots. The ballots shall be in substantially the following form:

**OFFICIAL 1% SPECIFIC PURPOSE  
SALES AND USE EXCISE TAX  
NONPARTISAN ELECTION BALLOT  
CONVERSE COUNTY, WYOMING  
MAY 5, 2015**

**INSTRUCTIONS TO ELECTORS**

**TO VOTE, COMPLETE THE OVAL TO THE LEFT OF THE WORDS "FOR THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX" OR "AGAINST THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX". IF YOU TEAR, DEFACE OR WRONGFULLY MARK THIS BALLOT, RETURN IT TO THE ELECTION OFFICIAL.**

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**"Shall Converse County, Wyoming, be authorized to continue the one percent (1%) specific purpose sales and use excise tax within the County, to collect a total of \$75,900,000, the proceeds from which, and the interest earned thereon, to be used for the acquisition of land (if necessary), the planning, engineering, constructing, remodeling, furnishing, equipping and supplying, and, to the extent necessary and allowed by law, debt service and/or lease payments for (1) a new recreation center in Douglas, Wyoming, (2) the expansion and remodeling of the current recreation center in Glenrock, Wyoming, and (3) the deposit of \$6,000,000 in an operation and maintenance account for the facilities?"**

- FOR THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX**
- AGAINST THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX**

**Section 5.** The County Clerk shall cause the Proclamation and Notice of Election to be published at least once each in the Douglas Budget, in Douglas, Wyoming, and in the Glenrock Independent in Glenrock, Wyoming, newspapers of general circulation in the County, not less than thirty (30) days nor more than forty (40) days before the date of election. The Proclamation and Notice of Election shall specify the name of the County, the date, time and place of election, the question to be submitted and the fact that only qualified registered electors of the County will be permitted to vote thereon. The County Clerk shall also cause a Notice of Registration to be published. The Notices shall be in substantially the following forms:

**PROCLAMATION AND NOTICE OF ELECTION  
1% SPECIFIC PURPOSE SALES AND USE EXCISE TAX ELECTION  
CONVERSE COUNTY, WYOMING  
TUESDAY, MAY 5, 2015**

**PUBLIC NOTICE IS HEREBY GIVEN** that at an election to be held in Converse County, Wyoming, on Tuesday, May 5, 2015, there shall be submitted to the qualified registered electors of the County the following proposition:

**"Shall Converse County, Wyoming, be authorized to continue the one percent (1%) specific purpose sales and use excise tax within the County, to collect a total of \$75,900,000, the proceeds from which, and the interest earned thereon, to be used for the acquisition of land (if necessary), the planning, engineering, constructing, remodeling, furnishing, equipping and supplying, and, to the extent necessary and allowed by law, debt service and/or lease payments for (1) a new recreation center in Douglas, Wyoming, (2) the expansion and remodeling of the current recreation center in Glenrock, Wyoming, and (3) the deposit of \$6,000,000 in an operation and maintenance account for the facilities?"**

- FOR THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX**
- AGAINST THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX**

The Election Districts, Precincts and Polling Places shall be as follows:

DISTRICT NO.	PRECINCT NO.	NAME OF PRECINCT	POLLING PLACE
1	1	Lost Springs	Douglas Rec Center
2	2	Orin	Douglas Rec Center
3	1	Guthrie	Douglas Rec Center
4	4	Rural Douglas	Douglas Rec Center
6	6	Boxelder	Glenrock Rec Center
7	7	LaPrele	Douglas Rec Center
8	8	East Antelope	Douglas Rec Center
9	1	East Glenrock	Glenrock Rec Center
9	2	West Glenrock	Glenrock Rec Center
10	10	Rural Glenrock	Glenrock Rec Center
11	11	Rolling Hills	Glenrock Rec Center
13	13	Dry Creek	Douglas Rec Center
20	20	Orpha	Douglas Rec Center
23	1	Northeast Douglas	Douglas Rec Center
23	2	Northwest Douglas	Douglas Rec Center
23	3	Southwest Douglas	Douglas Rec Center
23	4	Courthouse	Douglas Rec Center
23	5	South Douglas	Douglas Rec Center
23	6	Fairview	Douglas Rec Center

In addition to the Voting Locations listed, the County Clerk's Office serves as the absentee polling location.

The polls will open at 7:00 A.M. and will close at 7:00 P.M. on the day of the election. Any registered elector of the County shall be entitled to vote on the proposition in person or by absentee ballot in the precinct in which he or she is registered. A qualified registered elector includes every citizen of the United States who is a bona fide resident of Wyoming and Converse County, has registered to vote not less than 14 days before the election and who will be at least eighteen (18) years of age the day of the election. Any qualified elector who did not register to vote prior to the 14 day registration cutoff date will be allowed to register and vote at the polls on election day, May 5, 2015, or at the Converse County Clerk's Office, Converse County Courthouse, 107 North 5th Street, Suite 114, Douglas, Wyoming, at the time of voting by absentee ballot.

The votes cast, including absentee votes, shall be by ES&S System ballots. The ballots shall contain the same proposition as stated above and electors shall complete the oval to the left of the words **“FOR THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX”** or **“AGAINST THE CONTINUATION OF THE SPECIFIC PURPOSE SALES AND USE EXCISE TAX”**, expressing his or her choice. Instructions will be provided to assist the elector in casting his or her vote.

Any qualified registered elector may vote by absentee ballot beginning forty-five (45) days before the election. Only a qualified registered elector may receive an absentee ballot by requesting by telephone or in writing. Calls can be made to 307-358-2244. Written requests may be mailed to Lucile K. Taylor, Converse County Clerk, 107 North 5th Street, Suite 114, Douglas, WY 82633. A written request must contain your name, date of birth and current Wyoming residence address by street, city, county and zip code or last Wyoming residence address and month and year of leaving Wyoming to live temporarily in another state or nation, if applicable, and a statement that the applicant is entitled to vote in the election. Electors may also visit the Elections office in the County Clerk's office at the County Courthouse at 107 North 5th Street, Suite 114, Douglas, Wyoming. Absentee ballots must be returned to the Clerk's office and must be received by 7:00 p.m. on Election Day. Absentee ballots cannot be returned to any polling place. Absentee ballots cannot be requested after 5:00 p.m. the day before Election Day, or on Election Day.

**IN WITNESS WHEREOF**, the Board of County Commissioners of Converse County, Wyoming, has caused this Notice to be given by the County Clerk of Converse County, as required by law, as of the 6th day of February, 2015.

( S E A L )



/s/ Lucile K. Taylor  
 County Clerk  
 Converse County, Wyoming

Publish in: Douglas Budget  
 Publish on: Wednesday, April 1, 2015  
 Publish in: Glenrock Independent  
 Publish on: Thursday, April 2, 2015

**NOTICE OF REGISTRATION**

**NOTICE IS HEREBY GIVEN** that the proposition for continuation of the one percent (1%) specific purpose sales and use excise tax within Converse County, Wyoming, will be submitted at an election to be held on Tuesday, May 5, 2015.

In order to vote at this election, an elector must be a qualified elector who has registered to vote not less than 14 days before the date of election. Persons who are otherwise qualified to vote, but who are not presently registered, may register at the Office of the Converse County Clerk, or download the voter registration form from the County's website, fill out the form, sign it in front of a notary, and return it along with a copy of their picture ID to the County Clerk, at 107 North 5th Street, Suite 114, Douglas, Wyoming 82633; at the office of the Town Clerk of Glenrock, Wyoming, 219 S. 3rd Street, Glenrock, Wyoming; and at the office of the Town Clerk of Rolling Hills, Wyoming, 38 S. Badger Road, Glenrock, Wyoming, not later than the close of business on Monday, April 20, 2015.

A Proclamation and Notice of Election giving more detailed information concerning the election will be published as required by law on Wednesday, April 1, 2015 and Thursday, April 2, 2015.

**IN WITNESS WHEREOF**, the Converse County Clerk has caused this Notice to be given as of the 8<sup>th</sup> day of April, 2015.

( S E A L )



/s/ Lucile K. Taylor  
County Clerk  
Converse County, Wyoming

Publish in: Douglas Budget  
Publish on: Wednesday, March 25, 2015  
Publish in: Glenrock Independent  
Publish on: Thursday, March 26, 2015

**Section 6.** The results disclosed by the canvass of votes shall be certified by the election officials to the County Clerk of Converse County, Wyoming. If the majority of votes cast on the proposition at the election is in favor of the continuation of the one percent (1%) specific purpose sales and use excise tax within Converse County, Wyoming, such proposition shall be approved and the Board of County Commissioners, in the manner provided by law, shall then proceed to declare the results of the election, and complete all steps necessary for the continuation of the Tax.

**Section 7.** The election on the proposition shall be held, conducted and the results canvassed as provided by the Wyoming Election Code of 1973, as amended, more particularly the Political Subdivision Bond Election Law (Wyo. Stat. §§ 22-21-101 to 22-21-112, inclusive).

**Section 8.** Upon distribution of the approved Tax funds to the County (or such lesser amount if the County agrees to terminate the tax pursuant to the provisions of Wyo. Stat. §§ 39-15-203(a)(iii)(G) and 39-16-203(a)(ii)(G), excess tax funds shall be retained by the Converse County Treasurer for one (1) year for refund of overpayments. After one (1) year, the excess tax funds (less any refunds), plus any interest earned thereon, shall be distributed to the County. All tax funds, and interest thereon, shall be used for expansion, remodeling, furnishing, operation and maintenance of the specified Recreation Projects.

**Section 9.** The passage of this resolution shall constitute written notification to the County Clerk, specifying the date of the election and proposition, as required by Wyo. Stat. § 22-21-103, and shall further constitute approval as required by Wyo. Stat. §§ 39-15-203(a)(iii)(A) and 39-16-204(a)(ii)(A).

**Section 10.** Should any part or provision of this resolution ever be judicially determined to be invalid or unenforceable, such determination shall not affect the remaining parts and provisions hereof, the intention being that each part or provision of this resolution is severable.

**ADOPTED AND APPROVED** as of the 6th day of February, 2015.

( S E A L )



**BOARD OF COUNTY COMMISSIONERS  
CONVERSE COUNTY, WYOMING**

Chairman

ATTESTED: Lucile K Taylor  
Converse County Clerk