

ORDINANCE NO. 2003-36

AN ORDINANCE OF THE TOWN OF TALTY, TEXAS, CALLING AN ELECTION TO AUTHORIZE AN ADDITIONAL SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PER CENT TO PERFORM MAINTENANCE AND REPAIR WORK ON MUNICIPAL STREETS OF THE TOWN; PROVIDING SUCH ADDITIONAL SALES AND USE TAX WILL EXPIRE FOUR YEARS FROM THE DATE OF THE ELECTION; PROVIDING FOR NOTICE OF THE ELECTION; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; PROVIDING FOR EARLY VOTING; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 327 of the Texas Tax Code provides that a municipality may adopt a sales and use tax at an election to provide revenue for maintenance and repair of municipal streets; and

WHEREAS, the Board of Aldermen of the Town of Talty, Texas, hereby finds and determines that an election should be held for the purpose of submitting a proposition pertaining to the levy and collection of an additional sales and use tax within the Town for such purpose; Now, Therefore,

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF TALTY, TEXAS:

SECTION 1. An election is hereby called for Saturday, May 3, 2003, such date being a uniform election date as defined in Section 41.004 of the Texas Election Code, as amended. At such election, the ballot shall be printed to provide for voting “For” or “Against” the following proposition:

“The adoption of a local sales and use tax in Talty, Texas, at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets.”

SECTION 2. All qualified resident electors of the Town shall be permitted to vote at said election. This election shall be held and conducted in accordance with the provisions of the Texas Election Code.

SECTION 3. The polls shall be open from 7:00 a.m. to 7:00 p.m. on Election Day. The main polling place for the election shall be:

Trinity Family Church

Early voting shall be conducted at 1256 Trinity Meadows from 4:00 p.m. to 7:00 p.m. Monday through Friday beginning April 16, 2003 through April 29, 2003.

SECTION 4. Mary Holubec and Mac McGinnis are hereby appointed to serve as Judge and Alternate Judge, respectively. These election officers are also appointed as the early voting ballot board for processing early voting ballots. The early voting clerk shall be the Town Secretary. The Election Judge may select one other registered voter within the Town to serve as election clerk on election day.

SECTION 5. A substantial copy of this ordinance shall serve as proper notice of said election. Said notice, including a Spanish translation thereof, shall be published once in a newspaper of general circulation, published within the Town not earlier than the thirtieth day nor later than the tenth day before the election and posted not later than the twenty-first day before the election on the bulletin board used for publishing notices of the meetings of the Board of Aldermen of the Town.

SECTION 6. If approved by a majority of the voters at the election called herein, the Town Secretary shall immediately provide notice thereof to the Comptroller of Public Accounts of the State of Texas.

SECTION 7. This ordinance shall take effect immediately from and after its passage as the law in such cases provides, provided that the additional sales and use tax, if approved, takes effect on the first day of July, 2003, and, unless reauthorized as provided by law, expires on July 1, 2007.

DULY PASSED by the Board of Aldermen of the Town of Talty, Texas, on the
11th day of February, 2003.

APPROVED:

Allison Weaver, MAYOR

ATTEST:

Carla Milligan, TOWN SECRETARY

APPROVED AS TO FORM:

TOWN ATTORNEY (53060)