

**ORDINANCE No. 2013-133
CITY OF SHOREACRES, TEXAS**

AN ORDINANCE OF THE CITY OF SHOREACRES, TEXAS, ORDERING A SALES TAX ELECTION TO BE HELD ON MAY 11, 2013, TO DETERMINE WHETHER THE VOTERS OF THE CITY OF SHOREACRES DESIRE TO REAUTHORIZE A SALES AND USE TAX FOR STREET MAINTENANCE IN THE CITY; DESIGNATING A POLLING PLACE; APPOINTING AN ELECTION JUDGE AND AN ALTERNATE JUDGE; PROVIDING AN EFFECTIVE DATE.

* * * *

WHEREAS, the City of Shoreacres, Texas, is a Type A general-law municipality located in Harris County, created in accordance with the provisions of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, pursuant to the Texas Tax Code, V.T.C.A., Chapter 327.001 et seq., (the "Act"), the voters of the City of Shoreacres adopted a one-fourth of one percent (1/4%) sales and use tax to provide for street maintenance in 2009; and

WHEREAS, the Act provides that the sales and use tax for street maintenance requires voter reauthorization before the fourth anniversary of the date the tax originally took effect; and

WHEREAS, the Act provides that the Board of Aldermen may call an election to authorize the a sales and use tax to provide for street maintenance by adopting an ordinance; and

WHEREAS, the Act provides that an election to reauthorize the sales and use tax shall be held in accordance with Chapter 321 of the Tax Code; and

WHEREAS, Section 321.403 of the Tax Code states that such an election must be held on the first succeeding uniform date for which sufficient time elapses for the holding of an election; and

WHEREAS, Section 41.001 of the Texas Election Code (the "Code") specifies that the second Saturday in May shall be a uniform election date;

WHEREAS, the Board of Aldermen of the City of Shoreacres, Texas, hereby finds and determines that an election should be held to determine whether to reauthorize a local sales and use tax at the rate of one-fourth (1/4) of one percent to provide for maintenance and repair of municipal streets.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SHOREACRES, TEXAS:

**SECTION 1.
ORDER**

An election shall be held on Saturday, May 11, 2013, to submit to the voters a proposition to determine whether to reauthorize a one-quarter (1/4) of one percent (1%) sales and use tax for street maintenance purposes.

SECTION 2.
BALLOT

The official ballots for said election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the proposition, with the ballots to contain such provisions, markings and language as required by law, and with such proposition to be expressed substantially as follows:

PROPOSED

FOR

AGAINST

THE REAUTHORIZATION OF THE LOCAL SALES AND
USE TAX IN THE CITY OF SHOREACRES AT THE RATE
OF ONE-FOURTH OF ONE PERCENT TO CONTINUE
PROVIDING REVENUE FOR MAINTENANCE AND
REPAIR OF MUNICIPAL STREETS.

SECTION 3
ELECTION DAY POLLING PLACE:

The Election Day polling place for the election shall be at the City of Shoreacres, City Hall, located at 601 Shore Acres Blvd, Shoreacres, Texas 77571 between the hours of 7:00 a.m. and 7:00 p.m.

SECTION 4
APPOINTMENT OF ELECTION JUDGE AND ALTERNATE ELECTION JUDGE

The individuals appointed to serve as presiding Election Judge and Alternate Presiding Judge, for the City Officers election shall also hold such positions for the purposes of this ballot proposition.

SECTION 5
APPOINTMENT OF CLERKS

The Election Clerks appointed to serve for the proper conduct of the City Officers election shall also hold such positions for the purposes of this ballot proposition.

SECTION 6
EARLY VOTING

The Clerk for Early Voting and Alternate Early Voting Clerk appointed to serve for the City Officers election shall also hold such positions for the purposes of this ballot proposition.

Early voting by personal appearance shall begin on Monday, April 29, 2013 at 7:30 a.m. and shall continue during regular office hours through Tuesday, May 7, 2013, with the exception of extended hours on Wednesday, May 1, 2013 and Tuesday, May 7, 2013 and we will be open for early voting from 7:00 a.m. until 7:00 p.m. on those two (2) days. (Regular Office Hours are 7:30 a.m. until 5:00 p.m., Monday, Tuesday, Wednesday and Thursday and from 8:00 a.m. until 12:00 noon on Friday.) Early voting by personal appearance shall take place at Shoreacres City Hall, 601 Shore Acres Boulevard, Shoreacres, Texas 77571, which is also the address to which ballot applications and ballots voted by mail shall be sent.

Voting Ballot Board created to serve for the City Officers election shall also serve for the purposes of this ballot proposition.

SECTION 7
NOTICES

This Ordinance shall serve as the Order of Election (as required by Section 3.001 of the Code) and as the Notice of Election (as required by Section 4.001 of the Code). A copy of this ordinance shall be posted on the bulletin board used for posting notices of the meetings of the City Council at least twenty-one (21) days before the election. Notice shall be published in the newspaper in accordance with state law.

This ordinance shall be in full force and effective immediately after its passage.

PASSED AND APPROVED this the 14th day of January 2013.



Dolly V. Arons
Dolly Arons, Mayor

ATTEST:

[Signature]

David K. Stall, CFM
City Secretary

M/2		Yea	Nay	N/V	Absent
	D. Arons	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	R. Adams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	S. Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Z	C. Ramirez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
M	M. Webber	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	D. Woodruff	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Passed / Failed

David Stall, City Secretary - Date