

City of Cottonwood Shores

ORDINANCE 11044

AN ORDINANCE CALLING AN ELECTION TO BE HELD IN THE CITY OF COTTONWOOD SHORES, TEXAS, TO SUBMIT A CERTAIN PROPOSITION ON THE QUESTION OF THE ADOPTION OF ADDITIONAL SALES AND USE TAX UNDER THE V.T.C.A, TAX CODE, CHAPTER 321; AND MAKING PROVISION FOR THE CONDUCT OF THE ELECTION AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION.

History: January 17, 2013 – Repealed Ordinance 022108-B and Adopted Ordinance 11044

WHEREAS, the City Commissioners of the City of Cottonwood Shores, Texas have determined that an election should be held for the purpose of submitting a certain proposition on the levy and collection of an additional sales and use tax of one-quarter percent (0.25%) within the city under the provisions of V.T.C.A., Tax Code, Chapter 321, particularly Subchapter E, to reduce property tax;

WHEREAS, the City Commissioners hereby find and determine that an election under such Chapter 321 has not been previously held within one year from the date of this ordinance.

WHEREAS, the City Commissioners hereby further find and determine the City is not disqualified from adopting the additional sales and use tax in that;

- (1) the City is not included within the boundaries of a rapid transit authority or regional transportation authority; and
- (2) the combined rate of all sales and use taxes imposed by the City of Cottonwood Shores, Texas and other political subdivision having territory in the City does not and will not, with the adoption of the additional municipal sales and use tax, exceed two percent at any location in the City; now, therefore,

BE IT ORDAINED BY THE CITY COMMISSIONERS OF THE CITY OF COTTONWOOD SHORES, TEXAS:

Section 1. An election shall be held on the 10th day of May, 2008, in the City of Cottonwood Shores, Texas, which date is not less than thirty (30) days from the date of the adoption hereof, and is a uniform election date pursuant to V.T.C.A. Election Code, Section 41.001, for the purpose of submitting the following measure:

PROPOSITION

"SHALL the City of Cottonwood Shores, Texas adopt and impose an additional municipal sales and use tax authorized by the Municipal Sales and Use Tax Act, as amended [V.T.C.A., Tax Code, Section 321.101(b)] at the rate of one-quarter of one percent to be used to reduce the property tax rate?"

Section 2. Ballots shall be used for said election, which ballots shall be prepared in accordance with the V.T.C.A. Election Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid measure which shall appear on the ballots substantially as follows:

PROPOSITION

THE ADOPTION OF AN ADDITIONAL MUNICIPAL SALES AND USE TAX WITHIN THE CITY AT THE RATE OF ONE-QUARTER OF ONE PERCENT TO BE USED TO REDUCE THE PROPERTY TAX RATE.

Section 3. The entire City shall constitute an election precinct for this election which shall be conducted in strict accordance with the terms of the Contract For Election Services between the Burnet County Elections Administrator and the City of Cottonwood Shores:

Elections Administrator. Burnet County, Texas: Anne Melanie Huff, Contracting Officer

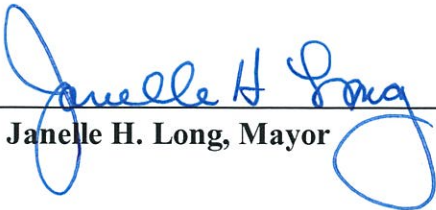
Section 4. All resident qualified electors of the City shall be permitted to vote at said election. This election shall be held and conducted in accordance with the provision of V.T.C.A., Election Code and V.T.C.A., Tax Code, Subchapter E of Chapter 321, and the Act and as may be required by law, all election material and proceeding shall be printed in both English and Spanish.

Section 5. The public importance of this measure and the fact there is an urgent necessity for the election herein ordered to be held on the next uniform election date in May, 2004, to avoid further delay in settling the important public issues contained in the proposition to be submitted at such election constitute and create an emergency for the immediate preservation of the public business, property, health or safety, or providing for the usual daily operation of municipal government, and this ordinance is hereby declared to be an emergency measure and shall be in full force and effect from and after the date shown below following its passage and adoption.

ORIGINAL ORDINANCE PASSED AND APPROVED BY THE CITY COUNCIL OF COTTONWOOD SHORES, TEXAS THIS 21ST DAY OF FEBRUARY, 2008, AT WHICH TIME A QUORUM WAS PRESENT AND FOR WHICH DUE NOTICE WAS GIVEN PURSUANT TO TEXAS STATE LAW.

ORIGINAL

CODIFIED ORDINANCE PASSED THIS THE 17th DAY OF JANUARY 2013, AT A MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES, TEXAS, THERE BEING A QUORUM PRESENT, BY 3 YEAS AND 0 NAYS.



Janelle H. Long, Mayor



ATTEST:



Sheila C. Moore, City Secretary