

ORDINANCE NO. 16-08-04-23

AN ORDINANCE OF THE CITY OF CORINTH, TEXAS ORDERING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, TO DETERMINE WHETHER THE VOTERS OF THE CITY OF CORINTH DESIRE TO REAUTHORIZE THE LEVY OF A SALES AND USE TAX FOR STREET MAINTENANCE IN THE CITY; PROVIDING FOR NOTICE; PROVIDING FOR EARLY VOTING; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Corinth is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code, and which has adopted a sales tax for street maintenance; and

WHEREAS, the Tax Code, V.T.C.A., Chapter 327.001 et seq, (the "Act"), provides that certain eligible cities may reauthorize a sales and use tax to provide for street maintenance, if the tax is authorized by a majority of the qualified voters; and

WHEREAS, the Act provides that such an election shall be held in accordance with Chapter 321 of the Tax Code; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORINTH, TEXAS:

SECTION 1. ORDER

A special election shall be held on Tuesday, November 8, 2016, to submit to the voters a proposition to determine whether to reauthorize the adoption of a one-quarter (1/4) of one percent (1%) sales and use tax for street maintenance purposes.

SECTION 2. BALLOT

The official ballots for the 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:

PROPOSITION

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

SECTION 3. JOINT ELECTION

Denton County shall conduct the special election in accordance with a contract between the City and Denton County.

SECTION 4. GOVERNING LAW

The election shall be held in accordance with the Constitution of the State of Texas and the Texas Election Code.

SECTION 5. EARLY VOTING

Early voting hours for the election shall be Monday, October 24, 2016 through Friday, October 28, 2016 from 8:00 a.m. to 5:00 p.m., Saturday, October 29 from 7:00 a.m. until 7:00 p.m. and Sunday, October 30, 2016 from 1:00 p.m. until 6:00 p.m. Additional Early Voting hours are Monday, October 31, 2016 through Friday, November 4, 2016 from 7:00 a.m. until 7:00 p.m.

SECTION 6. NOTICE

Notice of this election shall be given in accordance with the Election Code. Returns of the election shall be made to the City Council as soon as practicable after the closing of the polls.

SECTION 7. NOTIFICATIONS

Upon adoption of this Ordinance, the City Secretary is directed to immediately give notice of the election to the Texas Comptroller of Public Accounts, by delivering to him a copy of this Ordinance.

SECTION 8. SUBMISSION TO THE UNITED STATES JUSTICE DEPARTMENT

The City Attorney is authorized to make such submissions as are necessary to the United States Justice Department to seek pre-clearance as to the extent required by law.

SECTION 9. NECESSARY ACTIONS

The Mayor and the City Secretary, in consultation with the City Attorney, are authorized and directed to take all actions necessary to comply with the provisions of the Election Code, the City Code and City Charter, and Chapter 327 of the Tax Code in carrying out and conducting the election, whether or not expressly authorized by this Ordinance. In accordance with the Code, immediately after the closing of the polls on the day of the election, the election officers shall make and deliver the returns of the election in accordance with the provisions of the Election

Code.

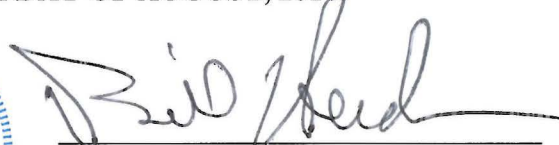
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SECTION 10. EFFECTIVE DATE

This Ordinance shall be effective upon its adoption.

PASSED AND APPROVED THIS 4th DAY OF AUGUST, 2016




Bill Heidemann, Mayor

ATTEST:


Kim Pence, City Secretary

APPROVED AS TO FORM:


City Attorney