

**AMENDED ORDINANCE #135-99A**

**AN AMENDMENT TO THE CITY OF WALLIS ORDINANCE #135-99A, ORDERING A SPECIAL CITY ELECTION FOR AUGUST 14, 1999 TO CONSIDER ADOPTION OF AN ADDITIONAL ONE-HALF OF ONE PERCENT LOCAL SALES AND USE TAX WITHIN THE CITY TO BE USED FOR ECONOMIC DEVELOPMENT AS AUTHORIZED BY SECTION 4B, ARTICLE 5190.6, V.T.C.S., AS AMENDED; ESTABLISHING PROCEDURES THEREFORE: APPOINTING THE JUDGES; AND CONTAINING OTHER RELATED PROVISIONS.**

***BE IT ORDAINED BY THE CITY OF WALLIS, AUSTIN COUNTY, TEXAS.***

All of the said Ordinance #135-99 is left in tact and shall remain effective and unchanged as stated therein except for Section 3. , and said section is hereby deleted and hereafter non-effective and in lieu of said section the following substitute Section 3. is enacted and henceforth shall be effective and included as an integral part of the original ordinance #135-99 by and through this Amended Ordinance 135-99A; and said section shall now be enacted and read as follows:

Section 3. Barbara Grigar, City Secretary is hereby appointed clerk for early voting and the appointment by the City Secretary of deputy clerks for early voting shall be in accordance with section 83.031, et seq., of the Texas Election Code, and the

City Hall  
114 S 3rd Street  
Wallis, Texas 77485

is hereby designated as the place for early voting for said election. The early voting clerk shall keep the office open for at least eight (8) hours, that is, from eight o'clock (8:00) a.m. until four o'clock (4:00) p.m., on each day for early voting which is not a Saturday, a Sunday, or an official state holiday, beginning on the seventeenth (17) day and continuing through the fourth (4th) day preceding the date of the election. The clerks shall not permit anyone to vote early by personal appearance on any day which is not a regular working day for the Clerk's office, and under no circumstances shall they permit anyone to vote early by personal appearance at any time when such office is not open to the public. The above-described place for early voting is also the early voting clerk's mailing address to which ballot applications and ballots voted by mail may be sent. The early voting clerk, in accordance with the provisions of the Texas Election Code, shall maintain a roster listing each person who votes early by personal appearance and each person to whom an early voting ballot to be voted by mail is sent. the roster shall be maintained in a form approved by the Secretary State.

ORDINANCE NO. 135-99

AN ORDINANCE OF THE CITY OF WALLIS, TEXAS, ORDERING A SPECIAL CITY ELECTION FOR AUGUST 14, 1999 TO CONSIDER ADOPTION OF AN ADDITIONAL ONE-HALF OF ONE PERCENT LOCAL SALES AND USE TAX WITHIN THE CITY TO BE USED FOR ECONOMIC DEVELOPMENT AS AUTHORIZED BY SECTION 4B, ARTICLE 5190.6, V.T.C.S., AS AMENDED; ESTABLISHING PROCEDURES THEREFORE: APPOINTING THE JUDGES; AND CONTAINING OTHER RELATED PROVISIONS.

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

Section 1. In accordance with the Texas Election Code, it is ordered that a special election will be held in the City of Wallis on the 14th day of August, 1999, a uniform election date established by Chapter 41.001 of the Texas Election Code. At this special election the following proposition shall be submitted to the resident qualified voters of the City for action, regarding authorizing the City to levy and collect additional sales and use taxes within the City pursuant to the provisions of Section 4B Article 5190.6, V.T.C.S., as amended, the Development Corporation Act of 1979. The ballot for the special election on the proposition shall conform to the requirements of the Texas Election Code, with provisions permitting voters to vote "FOR" or AGAINST" the proposition, in accordance with the Sections 52.072 and 52.073 of the Texas Election Code. The proposition shall be stated as follows:

The adoption by the City of Wallis of an additional one-half percent sales and use tax to be used for any purpose authorized by Section 4B, Article 5190.6, V.T.C.S., as amended (the Development Corporation Act of 1979), including but not limited to projects for the promotion and development of new or expanded enterprises, including a project to provide public safety facilities. streets and roads, drainage and related improvements, demolition of existing structures, general municipally owned improvements, as well as any improvements or facilities that are related to any of those projects and any other project that promotes or develops new or expanded business enterprises, as well as projects required or suitable for use for professional and amateur sports, athletic, entertainment, amphitheaters, concert halls, tourist, convention and public park purposes and events, including stadiums, ball parks auditoriums learning centers, parks and park facilities, open space improvements, municipal buildings, museums, exhibition facilities, and related store, restaurant, concession, and automobile parking facilities, related area transportation facilities, and related roads, streets and water and sewer facilities and other related items that enhance any of those items.

Section 2. The special election ordered shall be held at the following polling place in the City and the following persons are appointed as officers to conduct the election at the polling place:

POLLING PLACE

City Hall  
114 S 3rd Street  
Wallis, Texas 77485

Presiding Judge: Rita Main  
Alternate Presiding Judge: Dianne Sliva

The City Secretary is hereby authorized and directed to provide a copy of this Ordinance to the Presiding Judge and the Alternate Presiding Judge as written notice of appointment as required by Section 32.009 of the Texas Election Code.

The Presiding Judge is authorized to appoint no more than three (3) qualified voters as clerks to assist in the holding of the special election, but in no event shall the Presiding Judge appoint less than two (2) clerks, in accordance with Chapter 32 of the Texas Election Code, as amended.

The Presiding Judge is hereby also appointed as Presiding Judge of the Early Ballot Board. In accordance with Section 87.002 et seq., of the Texas Election Code, said Presiding Judge shall appoint at least two (2) other members to said Board, and shall process early voting results in accordance with said Texas Election Code.

Section 3. Barbara Grigar, City Secretary is hereby appointed clerk for early voting and the appointment by the City Secretary of deputy clerks for early voting shall be in accordance with Section 83.031, et seq., of the Texas Election Code, and the

City Hall  
114 S 3rd Street  
Wallis, Texas 77485

is hereby designated as the place for early voting for said election. The early voting clerk shall keep the office open for at least eight (8) hours, that is, from eight o'clock (8:00) a.m. until four o'clock (4:00) p.m., on each day for early voting which is not a Saturday, a Sunday, or an official state holiday, beginning on the twentieth (20th) day and continuing through the fourth (4th) day preceding the date of the election. The clerks shall not permit anyone to vote early by personal appearance on any day which is not a regular working day for the Clerk's office, and under no circumstances shall they permit anyone to vote early by personal appearance at any time when such office is not open to the public. The above-described place for early voting is also the early

voting clerk's mailing address to which ballot applications and ballots voted by mail may be sent. The early voting clerk, in accordance with the provisions of the Texas Election Code, shall maintain a roster listing each person who votes early by personal appearance and each person to whom an early voting ballot to be voted by mail is sent. The roster shall be maintained in a form approved by the Secretary of State.

Section 4. That said election shall be held in accordance with the Constitution and laws of the State of Texas, and all duly qualified resident electors of the City of Wallis, Texas, shall be entitled to vote.

Section 5. The City Secretary is hereby authorized and directed (i) to furnish all necessary election supplies to conduct such election, and (ii) to post notice of the election, and (iii) to publish notice of the election, as provided by Chapter 4 and Chapter 51 of the Texas Election Code.

Section 6. Notice of this election shall be given in accordance with the provisions of the Texas Election Code and returns of such notice shall be made as provided for in the Code. The Mayor shall issue all necessary orders and writs for such election, and returns of the election shall be made to the City Secretary immediately after the closing of the polls.

Section 7. The election shall be held in accordance with the Texas Election Code, as amended, except as modified by the Federal Voting Rights Act of 1965, as amended.

Section 8. General Provisions Which Apply to the Passage of these Sections.


8.1 Savings Clause. In the event any section, paragraph, subdivision, clause, phrase, provisions, sentence, or part of the Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part of provision hereof other than the part declared to be invalid or unconstitutional, or whether there be one or more parts.

8.2 Publication. The City Secretary of the City of Wallis, Texas is hereby directed to publish this Ordinance in the official newspaper of the City of Wallis, Texas, which publication shall be sufficient if it contains the title of this Ordinance and the penalty provided for violation thereof.


8.3 Open Meeting. It is hereby found and determined that the meeting at which this Ordinance was passed were open to the public and that advance public notice of time, place, and purpose of said meeting was given.

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF  
THE CITY COUNCIL OF THE CITY OF WALLIS HELD ON THE 29th DAY OF JUNE  
1999.

COUNCILMAN JAMES KING	<u>YES</u>
COUNCILMAN RODELL NORTHINGTON	<u>YES</u>
COUNCILMAN TIM RASKA	<u>YES</u>
COUNCILMAN FRANKLIN ROHAN	<u>YES</u>
COUNCILMAN J. R. TODD	<u>YES</u>

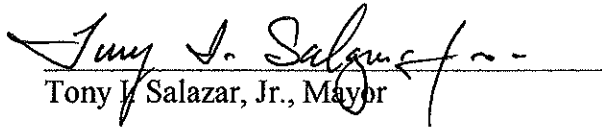
  
\_\_\_\_\_  
Tony I. Salazar, Jr., Mayor

ATTEST:

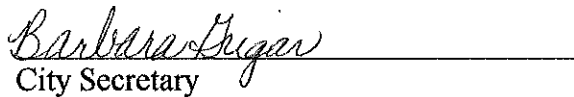
  
\_\_\_\_\_  
City Secretary

**PASSED AND APPROVED** at a special meeting of the City Council of the City of Wallis, Texas on this the 14th day of July, 1999.

Councilman James King	<u>Yes</u>
Councilman Rodell Northington	<u>Yes</u>
Councilman Tim Raska	<u>Yes</u>
Councilman Franklin Rohan	<u>Yes</u>
Councilman J. R. Todd	<u>Yes</u>

  
Tony J. Salazar, Jr., Mayor

ATTEST:

  
City Secretary