

CITY OF SNYDER, TEXAS

ORDINANCE NO. 2117

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SNYDER, TEXAS, ORDERING A SPECIAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2022, TO SUBMIT TWO (2) BALLOT PROPOSITIONS TO THE ELIGIBLE VOTERS OF THE CITY OF SNYDER, TEXAS, AUTHORIZED BY SECTION 504.152 OF THE TEXAS LOCAL GOVERNMENT CODE AUTHORIZING THE TYPE A ECONOMIC DEVELOPMENT SALES TAX TO BE USED FOR TYPE B ECONOMIC DEVELOPMENT PURPOSES; DESIGNATING AN ELECTION DAY POLLING PLACE WITHIN SAID CITY; DESIGNATING THE EARLY VOTING PERIOD AND POLLING LOCATIONS; ESTABLISHING OTHER PROCEDURES FOR THE CONDUCT OF THE ELECTION; PROVIDING FOR THE POSTING AND PUBLICATION OF NOTICE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 41.001(a) of the Texas Election Code establishes Tuesday, November 8, 2022, as a uniform election date for the City of Snyder, Texas; and

WHEREAS, Section 3.005(c) of the Texas Election Code requires the City of Snyder, Texas, to call the election at least seventy-eight (78) days prior to the uniform election date by August 22, 2022; and

WHEREAS, the City Council of the City of Snyder, Texas (hereinafter referred to as the "City"), may approve an ordinance calling for a sales and use tax election pursuant to Section 504.152 of the Texas Local Government Code to authorize the use of the existing Type A economic development sales tax, authorized by Chapter 504 of the Texas Local Government Code, to be used for Type B projects authorized by Chapter 505 of the Texas Local Government Code; and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SNYDER, TEXAS:

Section 1. Incorporation of Premises. The above and foregoing premises to this Ordinance are true and correct and are incorporated herein and made a part hereof for all purposes.

Section 2. Election Order; Election Date; Purpose of Election. A special election of the City of Snyder, Texas, shall be held between the hours of seven o'clock a.m. (7:00 a.m.) and seven o'clock p.m. (7:00 p.m.), on the 8th day of November, 2022, to consider two (2) ballot propositions prescribed by chapters 501, 504 and 505 of the Texas Local Government Code, and in particular sections 504.152, 505.152, and 505.158 of the Texas Local Government Code, and chapter 321 of the Texas Tax Code, for the purpose of authorizing the Type A economic development sales tax to be used for Type B economic development purposes.

Section 3. Voting System. Voting on the date of the Election, and early voting therefore, shall be by the use of a lawfully approved voting system. The preparation of the voting equipment to be used in connection with such voting system and the official ballots for the Election shall conform to the Texas Election Code, as amended, so as to permit all eligible voters of the City to vote "For" or "Against" the Proposition. Said ballots shall have printed therein such provisions, markings, and language as may be required by law, and the Proposition shall be set forth on said ballots in substantially the following form and language:

**SPECIAL ELECTION
City of Snyder, Texas
Tuesday, November 8, 2022**

PROPOSITION NO. 1

FOR _____
AGAINST _____

Shall the Development Corporation of Snyder, Inc., a Type A economic development corporation, operating pursuant to Chapter 504 of the Texas Local Government Code, be authorized to use its sales and use tax, including all amounts previously authorized and collected, for land, buildings, equipment, facilities, and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children's sports, athletic, entertainment, tourist, convention, and public park purposes and events, and related maintenance and operating costs?

PROPOSITION NO. 2

FOR _____
AGAINST _____

Shall the Development Corporation of Snyder, Inc., a Type A economic development corporation, operating pursuant to Chapter 504 of the Texas Local Government Code, be authorized to use its sales and use tax, including all amounts previously authorized and collected, for land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements found by the corporation's board of directors to promote new or expanded business development?

Section 4. Polling Place. Location of Election Day Polling Places listed below will be open from 7:00 a.m. to 7:00 p.m. on November 8, 2022.

Scurry County Library
1916 23rd Street
Snyder, Texas 79549
ALL PRECINCTS
(todos los precintos)

Scurry County Armory
3000 Towle Park Road
Snyder, Texas 79549
ALL PRECINCTS
(todos los precintos)

North side of Coliseum
900 E. Coliseum Drive
Snyder, Texas 79549
ALL PRECINCTS
(todos los precintos)

Ira Roy Sallee Gym
6143 W. FM 1606
Ira, Texas 79527
ALL PRECINCTS
(todos los precintos)

Hermleigh ISD
8010 Business 84 H
Hermleigh, Texas 79526
ALL PRECINCTS
(todos los precintos)

Scurry County Courthouse
First Floor
1806 25th Street
Snyder, Texas 79549
ALL PRECINCTS
(todos los precintos)

An Early Voting Ballot Board shall be created to process early voting results in accordance with Section 87.001 of the Texas Election Code. The Early Voting Ballot Board shall be made up of members appointed in the manner stated in the agreement and the Presiding Judge and Alternate Presiding Judge of the Early Voting Board shall be the election officials listed in the agreement.

The Presiding Judge for the general and special election shall also serve as the Presiding Judge of the Early Voting Ballot Board, and is hereby directed to perform the duties required by the Texas Election Code, as amended.

Section 5. Early Voting; Early Voting Polling Place. Early voting by personal appearance will commence on Monday, October 24, 2022, and shall close on Friday, November 4, 2022 between the hours of 8:00 a.m. and 5:00 p.m. at the main early voting polling place located at:

Scurry County Courthouse
First Floor
1806 25th Street
Snyder, Texas 79549

ALL PRECINCTS
(todos los precintos)

Section 6. Election Compliance. This election shall be held in accordance with, and shall be governed by, the election laws of the State of Texas. In all City elections, the Mayor, City Secretary or City Council shall perform each act as is required to be performed, in connection with the holding and consummation of such election, and to give effect to the intent of this Ordinance.

Section 7. Voting Qualification; Voting Materials. All registered, qualified voters of the City shall be permitted to vote at the election. In addition, the election materials enumerated in the Texas Election Code, as amended, shall be printed in English and Spanish for use at the polling places and for early voting for the Election.

Section 8. Notices. The City Secretary is hereby directed to give notice of the election by:

- (a) Publishing the notice of the election at least one (1) time, not more than thirty (30) days nor less than ten (10) days before the election in at least one (1) newspaper of general circulation within the City between October 9, 2022 and October 29, 2022;
- (b) Filing with the City Secretary a copy of the notice of the election;
- (c) Posting a copy of the notice on the bulletin board used for posting notices of the meetings of the City Council at least twenty-one (21) days before the election by October 18, 2022; and
- (d) Delivering notice of the election to the Scurry County clerk not later than the 60th day before election day by September 9, 2022.

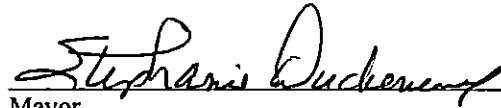
The City Secretary shall file with the City Secretary's office a copy of the Publisher's Affidavit, which complies with the Texas Election Code, as amended, that the notice was published, with the name of the newspaper and the dates of publication.

Section 9. Governing Law and Qualified Voters. The elections shall be held in accordance with the Constitution of the State of Texas, the Election Code, the Local Government Code, and the Tax Code.

Section 10. Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

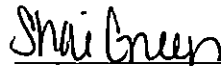
Section 11. Effective Date. This Ordinance shall take effect immediately upon its adoption and publication in accordance with and as provided by law.

PASSED AND APPROVED by the City Council on first reading this 11th day of July, 2022.




Mayor

ATTEST:




City Secretary

PASSED AND ADOPTED by the City Council on second reading this 1st day of August, 2022.



Mayor

ATTEST:



City Secretary