

ORDINANCE NO. 2237

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF ALAMO HEIGHTS, TEXAS TO ORDER A SPECIAL ELECTION TO BE HELD IN THE CITY OF ALAMO HEIGHTS, TEXAS ON MAY 3, 2025 FOR THE PURPOSE OF VOTING ON REAUTHORIZING ONE-HALF OF ONE PERCENT OF THE LOCAL SALES AND USE TAX TO CONTINUE TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; AND DESIGNATING BEXAR COUNTY ELECTIONS ADMINISTRATOR, AS THE ELECTION ADMINISTRATOR TO CONDUCT SUCH ELECTION, RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the voters of the City of Alamo Heights, Texas (the "City") adopted a one-fourth of one percent local sales and use tax for street maintenance and repair within the City and reauthorized said sales and use tax in May 2016; and

WHEREAS, the voters of the City adopted an additional one-fourth of one percent local sales and use tax for street maintenance and repair within the City in May 2017 for a total authorization of one-half of one percent; and

WHEREAS, the voters of the City adopted a one-half of one percent local sales and use tax for street maintenance and repair within the City in May 2021; and

WHEREAS, the provisions of Section 327.007 of the Texas Tax Code require that an election must be held every four years in order to determine if the local sales and use tax for maintenance and repair of municipal streets should be reauthorized; and

WHEREAS, the City Council of the City hereby finds and determines that a Special Election should be held on May 3, 2025 to determine whether the local sales and use tax for maintenance and repair of municipal streets in the City should be reauthorized.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALAMO HEIGHTS, TEXAS THAT:

SECTION 1. A special election shall be held on May 3, 2025, a uniform election date, in the City of Alamo Heights, Texas, which date is not less than sixty-two (62) days from the date of the adoption of this ordinance, for the purpose of submitting a proposition to the qualified voters of the city.

SECTION 2. BALLOT LANGUAGE. 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

"THE REAUTHORIZATION OF A LOCAL SALES AND USE TAX IN THE CITY OF ALAMO HEIGHTS AT THE RATE OF ONE-HALF OF ONE PERCENT TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS. THE TAX EXPIRES ON THE FOURTH ANNIVERSARY OF THE DATE OF THIS ELECTION UNLESS THE IMPOSITION OF THE TAX IS REAUTHORIZED."

FOR

AGAINST

(LA REAUTORIZACIÓN DE UN IMPUESTO DE VENTAS LOCALES Y USO EN LA CIUDAD DE ALAMO HEIGHTS A RAZÓN DE LA MITAD DE UN POR CIENTO PARA CONTINUAR PROPORCIONANDO INGRESOS PARA EL MANTENIMIENTO Y REPARACIÓN DE LAS CALLES MUNICIPALES. EL IMPUESTO FINALIZA EL CUATRO ANIVERSARIO DE LA FECHA DE ESTA ELECCIÓN, SALVO LA IMPOSICIÓN DEL IMPUESTO ES REAUTORIZADA.)

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SECTION 3. Conduct of Election. The Election shall be held in accordance with the Texas Election Code and City Ordinance 2167, adopted by the City Council on February 10, 2025. Such Ordinance specifically identifies that Jacquelyn F. Callanen or her replacement as Bexar County Elections Administrator, is designated as the election officer to conduct the general and special election on May 3, 2025 and early voting for said election.

SECTION 4. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

SECTION 5. All ordinances or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters ordained herein.

SECTION 6. If any provision of this Ordinance or the application thereof to any person or circumstances shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and this City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 7. This Ordinance shall be in force and effect from and after the date of its adoption, and it is so ordained.

SECTION 8. Notice of the May 3, 2025, special election shall be posted and published in accordance with the Texas Election Code.

SECTION 9. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 10. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 11. This Ordinance shall be in force and effect from and after its final passage, and it is so ordained.

SECTION 12. If the proposition is approved by a majority of the voters voting, it shall become effective when the City Council enters an order in the records of the City declaring that the proposition has been adopted.

PASSED AND APPROVED, on the 10th day of **February, 2025** at a regular meeting of the City Council of the City of Alamo Heights, Texas which meeting was held in compliance with the Open Meetings Act, Tex. Gov't Code, §551.001 at which meeting a quorum was present and voting.



Bobby Rosenthal, MAYOR

ATTEST:



Elsa T. Robles, CITY SECRETARY



APPROVED AS TO FORM:



Frank J. Garza, CITY ATTORNEY