P. R. No. 14137
07/12/07 gt

RESOLUTION NO. 07-327

A RESOLUTION CALLING FOR A PUBLIC HEARING AS TO RECEIVE INPUT ON THE CONTINUED USE OF SECTION 4A SALES AND USE TAX WITHIN THE CITY OF PORT ARTHUR FOR AMATEUR SPORTS, AND ATHLETIC PURPOSES AND EVENTS (PROPOSITION 8)

WHEREAS, at the May 13, 2006 Election, the voters approved Proposition 8, as described in Exhibit "A" attached hereto, which stated that for the next two (2) years, the existing Section 4A sales and use tax within the City of Port Arthur will be utilized for amateur sports, and athletic purposes and events, including ball parks, soccer fields, football fields, and related concession, and facilities, which is a category of projects under Section 4B of Article 5190.6 Vernon's Texas Code Statutes, with the condition that total annual spending on all Section 4B projects by the City of Port Arthur Section 4A Economic Development Corporation will not exceed $500,000 per year; and

WHEREAS, said Proposition 8 also stated that said period of time can be extended an additional two years by the City Council by a 2/3 vote of the City Council after receiving public comment of the proposed cost and impact of the projects; and

WHEREAS, it is deemed in the best interest of the citizens to call for a public hearing as to the continued use for an additional two years of Section 4A sales and use tax within the City of Port Arthur being utilized for amateur sports, and athletic purposes and

events, including ball parks, soccer fields, football fields, and related concession, and facilities, which is a category of projects under Section 4B of Article 5190.6 Vernon's Texas Code Statutes, with the condition that total annual spending on all Section 4A Economic Development Corporation will not exceed $500,000 per year until May 13, 2010.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR, TEXAS:

Section 1. That the facts and opinions in the preamble are true and correct.

Section 2. That a public hearing will be held on the 28 day of August, 2007, at 7:00 p.m.

Section 3. That a copy of the caption of this Resolution be spread upon the Minutes of the City Council.

READ, ADOPTED AND APPROVED on this 17th day of July, A.D., 2007, at a Meeting of the City Council of the City of Port Arthur, Texas, by the following vote: AYES: Mayor Prince; Mayor Pro Tem Sinegal, Councilmembers Chatman, Jones, Henderson, and Williams;

NOES: None.

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Deborah Prince
MAYOR

ATTEST:

Evangeline Green
CITY SECRETARY

APPROVED AS TO FORM:

Mark Scholer
CITY ATTORNEY

APPROVED FOR ADMINISTRATION:

CITY MANAGER

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EXHIBIT "A"

PROPOSITION NO. 7

SHALL THE CITY COUNCIL BE AUTHORIZED TO SELL, AND BY PROPER INSTRUMENT IN WRITING, CONVEY TO SUCH PERSON, OR PERSONS WHOM THE CITY COUNCIL DEEMS ADVISABLE, AND UPON SUCH TERMS AND CONDITIONS AS SAID CITY COUNCIL MAY DEEM ADVISABLE AND PROPER, CERTAIN PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE PARK LAND AT FAIRLEA ADDITION.

PROPOSICION NO. 7

QUE SE AUTORICE AL CONSEJO MUNICIPAL VENDER Y, BAJO UNA HERRAMIENTA APROPIADA POR ESCRITO, TRASPASAR A DICHA PERSONA O PERSONAS, A QUIENES EL CONSEJO MUNICIPAL JUZGUE RECOMENDABLES, Y BAJO TALES TÉRMINOS Y CONDICIONES QUE EL CONSEJO MUNICIPAL JUZGUE RECOMENDABLES Y APROPIADOS, UNA DETERMINADA PROPIEDAD SIENDO MÁS PARTICULARMENTE DESCRITA COMO SIGUE: EL TERRENO DEL PARQUE EN LA FRACCIÓN DE FAIRLEA.

◯ FOR *(PARA)*

◯ AGAINST *(CONTRA)*

PROPOSITION NO. 8

FOR THE NEXT TWO YEARS, SHALL THE EXISTING SECTION 4A SALES AND USE TAX WITHIN THE CITY OF PORT ARTHUR BE UTILIZED FOR AMATEUR SPORTS, AND ATHLETIC PURPOSES AND EVENTS, INCLUDING BALL PARKS, SOCCER FIELDS, FOOTBALL FIELDS, AND RELATED CONCESSION, AND FACILITIES, WHICH IS A CATEGORY OF PROJECTS UNDER SECTION 4B OF ARTICLE 5190.6 VERNON'S TEXAS CODE STATUTES, WITH THE CONDITION THAT TOTAL ANNUAL SPENDING ON ALL SECTION 4B PROJECTS BY THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION WILL NOT EXCEED $500,000 PER YEAR. SAID PERIOD OF TIME CAN BE EXTENDED AN ADDITIONAL TWO YEARS BY THE CITY COUNCIL BY A 2/3 VOTE OF THE CITY COUNCIL AFTER RECEIVING PUBLIC COMMENT OF THE PROPOSED COST AND IMPACT OF THE PROJECTS.

PROPOSICION NO. 8

PARA LOS SIGUIENTES DOS AÑOS, QUE LA SECCIÓN EXISTENTE, 4A VENTAS Y USO DE IMPUESTOS DENTRO DE LA CIUDAD DE PUERTO ARTURO, SE UTILICE PARA DEPORTES AMATEUR Y PARA EVENTOS Y PROYECTOS ATLÉTICOS, INCLUYENDO CANCHAS DE PELOTA, CANCHAS DE FÚTBOL, CANCHAS DE FÚTBOL AMERICANO Y CONCESIONES SIMILARES E INSTALACIONES; LA CUAL ES UNA CATEGORÍA DE PROYECTOS BAJO LA SECCIÓN 4B DEL ARTÍCULO 5190.6 DE LOS ESTATUTOS DEL CÓDIGO VERNON'S TEXAS, CON LA CONDICIÓN DE QUE EL GASTO TOTAL ANUAL EN TODOS ELLOS, SECCIÓN 4B PROYECTOS DE LA CIUDAD DE PUERTO ARTURO, SECCIÓN 4A CORPORACIÓN DE DESARROLLO ECONÓMICO, NO EXCEDA LA SUMA DE $500,000 AL AÑO. DICHO PERÍODO DE TIEMPO SE PUEDE EXTENDER POR DOS AÑOS ADICIONALES, UNA VEZ RECIBIDO EL COMENTARIO PÚBLICO SOBRE EL COSTO SUGERIDO Y EL IMPACTO DE LOS PROYECTOS, POR PARTE DEL CONSEJO MUNICIPAL, CON UN VOTO DE 2/3 DEL MISMO.

◯ FOR *(PARA)*

◯ AGAINST *(CONTRA)*

PROPOSITION NO. 9

FOR THE NEXT TWO YEARS, SHALL THE EXISTING SECTION 4A SALES AND USE TAX WITHIN THE CITY OF PORT ARTHUR BE UTILIZED TO PROMOTE OR DEVELOP NEW OR EXPANDED BUSINESS ENTERPRISES THAT CREATE OR RETAIN PRIMARY JOBS, INCLUDING A PROJECT TO PROVIDE DEMOLITION OF EXISTING STRUCTURES, WHICH IS A CATEGORY OF PROJECTS UNDER SECTION 4B OF ARTICLE 5190.6 VERNON'S TEXAS CODE STATUTES, WITH THE CONDITION THAT TOTAL ANNUAL SPENDING ON ALL SECTION 4B PROJECTS BY THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION WILL NOT EXCEED $500,000 PER YEAR. SAID PERIOD OF TIME CAN BE EXTENDED AN ADDITIONAL TWO YEARS BY THE CITY COUNCIL BY A 2/3 VOTE OF THE CITY COUNCIL AFTER RECEIVING PUBLIC COMMENT OF THE PROPOSED COST AND IMPACT OF THE PROJECTS.

PROPOSICION NO. 9

PARA LOS SIGUIENTES DOS AÑOS, QUE LA SECCIÓN EXISTENTE, 4A VENTAS Y USO DE IMPUESTOS DENTRO DE LA CIUDAD DE PUERTO ARTURO, SE UTILICE PARA PROMOVER O DESARROLLAR NUEVAS O AVANZADAS COMPAÑÍAS QUE GENEREN O RETENGA TRABAJOS PRIMARIOS, QUE INCLUYA UN PROYECTO PARA PROVEER LA DEMOLICIÓN DE ESTRUCTURAS EXISTENTES, LA CUAL ES UNA CATEGORÍA DE PROYECTOS ACORDE A LA SECCIÓN 4B DEL ARTÍCULO 5190.6 DE LOS ESTATUTOS DEL CÓDIGO VERNON'S TEXAS, CON LA CONDICIÓN DE QUE EL GASTO TOTAL ANUAL EN TODOS ELLOS, SECCIÓN 4B PROYECTOS DE LA CIUDAD DE PUERTO ARTURO, SECCIÓN 4A CORPORACIÓN DE DESARROLLO ECONÓMICO, NO EXCEDA LA SUMA DE $500,000 AL AÑO. DICHO PERÍODO DE TIEMPO SE PUEDE EXTENDER POR DOS AÑOS ADICIONALES, UNA VEZ RECIBIDO EL COMENTARIO PÚBLICO SOBRE EL COSTO SUGERIDO Y EL IMPACTO DE LOS PROYECTOS, POR PARTE DEL CONSEJO MUNICIPAL, CON UN VOTO DE 2/3 DEL MISMO.

◯ FOR *(PARA)*

◯ AGAINST *(CONTRA)*

PORT ARTHUR INDEPENDENT SCHOOL DISTRICT TRUSTEE
(PORT ARTHUR INDEPENDIENTE ESCUELA DISTRITO DE DEPOSITARIO)
Vote for One, Two, Three, or None
(Vote Para Ninguno, Uno, Dos o Tres)
Full Three Year Term
(Tres Término de Año)

◯ GREGORY FLORES

◯ DONNA WORTHINGTON

◯ KENNETH "DOCKY" MARKS

◯ GZELE PREVOST-CLARK

◯ LONNIE LINDEN

◯ LLOYD MARIE JOHNSON

Typ:01 Seq:0005 Spl:01

VOTE BOTH SIDES
(VOTE AMBOS LADOS)