

ORDINANCE NO. 21-10

AN ORDINANCE PROVIDING FOR THE CONDUCT OF A SPECIAL ELECTION ON MAY 1, 2021 TO SUBMIT A PROPOSITION REGARDING THE USE OF THE CITY OF PORT ARTHUR TYPE A ECONOMIC DEVELOPMENT CORPORATION SALES AND USE TAX FUNDS TO BE USED FOR ENHANCEMENTS AT ADAMS PARK, ROSE HILL PARK, AND THE RECREATION AND SENIOR CITIZENS CENTER PURSUANT TO 505.152 OF THE TEXAS LOCAL GOVERNMENT CODE AND PROVIDING FOR PUBLICATION OF THE ELECTION NOTICE

WHEREAS, pursuant to of Chapter 504 of the Texas Local Government Code, the City Council is authorized to call a Special Election to consider a proposition regarding the use a sales and use tax funds to be used for projects related to recreational or community facilities, as authorized pursuant to 505.152 of the Texas Local Government Code; and

WHEREAS, the City Council desires to submit a proposition to the voters thereon, said proposition being described in Exhibit "A-1" to the Order attached hereto as Exhibit "A"; and

WHEREAS, pursuant to Section 3.004 and Section 41.001 of the Texas Election Code, the City Council will order a Special Election to be held on the first Saturday in May 2021, the same being May 1, 2021, between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of submitting a proposition, said Order being attached hereto as Exhibit "A".

NOW THEREFORE, BE IT ORDAINED 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 the following proposition, authorizing the voting for or against the proposition, be placed on the May 1, 2021 election ballot:

Shall the City of Port Arthur Type A Economic Development Corporation sales and use tax funds be used for enhancements at Adams Park, Rose Hill Park, and the Recreation and Senior Citizens Center pursuant to 505.152 of the Texas Local Government Code at a rate of \$1,000,000 per year for a three-year period with an option to renew for up to an additional three (3) year period in the amount of \$1,000,000 per year authorization if approved by a 2/3 vote of the City Council.

Section 3. A copy of said Order and Notice of Election is attached hereto as Exhibit "A", with the proposition being attached as Exhibit "A-1" thereto, and the polling locations being attached as Exhibit "A-2" thereto.

Section 4. That the City Council will take due consideration as to the proposed cost and impact of the project or category of projects as delineated in the proposition and will take due consideration of the comments of the citizens at the April 13, 2021 public hearing at 6:00 p.m.

Section 5. That the City Secretary shall post notices of the date, time, place, and subject of the Public Hearing in the official newspaper of the City on March 13, 2021, March 20, 2021, March 27, 2021, April 3, 2021 and on April 10, 2021, and otherwise as required by law.

Section 6. That pursuant to Chapter 504 of the Texas Local Government Code, and Section 505.152 Local Government Code, the City Council is authorized to call an Election on the usage of Type A sales tax for categories of projects under Type B under Chapter 505 Local Government Code.

Section 7. That one (1) voting place shall be provided, (as shown in Exhibit "A-2" to the proposed Order and Notice of Election, attached hereto as Exhibit "A") within each of the precincts or combined precincts into which the City is divided for voting purposes.

Section 8. That all persons are qualified to vote at said election, who are qualified voters under the Constitution and Laws of the State of Texas and the City Charter.

Section 9. That said election shall be by Electronic Voting System as authorized in Texas Election Code Sec. 123.001. Early voting shall be conducted at the locations shown on Exhibit "A" attached hereto; and shall be under the control and supervision of the Jefferson County Clerk. This includes the usage of electronic voting equipment, which has been certified by the Secretary of State.

Section 10. Pursuant to Ordinance No. 21-12 the City of Port Arthur entered into a Service Contract and Lease Agreement with the Jefferson County Clerk to administer the May 1, 2021 Special Election.

READ, ADOPTED AND APPROVED on this 3rd day of February, A.D., 2021, at a Meeting of the City

ouncil of the City of Port Arthur, Texas, by the following vote:

AYES: Mayor Bartie; Mayor Pro Tem Moses;

Councilmembers Delmon, Jones, Kenlan,
Mark and Frank.

NOES: None.

Charlotte Moses
CHARLOTTE MOSES, MAYOR PRO TEM

ATTEST:
Sherrill Bellard
SHERRI BELLARD, CITY SECRETARY

APPROVED AS TO FORM:
Valencia R. Tizeno
VALENCIA R. TIZENO, CITY ATTORNEY

Guy N. Goodson
GUY N. GOODSON, PAEDC ATTORNEY

APPROVED FOR ADMINISTRATION:
Floyd Batiste
FLOYD BATISTE, PAEDC CEO

**ORDER AND NOTICE
OF A SPECIAL ELECTION**

A PROPOSITION REGARDING THE USE OF FOR THE CITY OF PORT ARTHUR TYPE A ECONOMIC DEVELOPMENT CORPORATION SALES AND USE TAX FUNDS TO BE USED FOR ENHANCEMENTS AT ADAMS PARK, ROSE HILL PARK, AND THE RECREATION AND SENIOR CITIZENS CENTER PURSUANT TO 505.152 OF THE TEXAS LOCAL GOVERNMENT CODE

Notice is hereby given that the city of Port Arthur will hold a special election to submit a proposition as to the adoption for the City of Port Arthur Type A Economic Development Corporation sales and use tax funds be used for enhancements at Adams Park, Rose Hill Park, and the Recreation and Senior Citizens Center pursuant to 505.152 of the Texas Local Government Code at a rate of \$1,000,000 per year for a three-year period with an option to renew for up to an additional three (3) year period in the amount of \$1,000,000 per year authorization if approved by a 2/3 vote of the City Council And Providing For Publication Of The Election Notice On Saturday, May 1, 2021, Between The Hours 7:00 A.M. And 7:00 P.M.

I, Thurman Bartie, Mayor of the City of Port Arthur, Texas, as authorized by the City Council, do hereby Order and give Notice of a Special Election to be held in the City of Port Arthur, Texas, on Saturday, May 1, 2021, between the hours of 7:00 a.m. and 7:00 p.m.

Said election shall be by Electronic Voting System as provided in Section 123.001 of the Election Code, Section 9.004, et seq., Local Government Code, and the City Charter. The location of each polling place is shown on Exhibit "A-2". Early voting by personal appearance will be conducted at the following locations beginning on April 19, 2021 and ending on April 27, 2021:

Please contact the City Secretary's Office at (409) 983-8115 for an Application for a Ballot by Mail or submit your request by e-mail at citysecretary@portarthurtx.gov.

Applications for a Ballot by Mail shall be mailed to:

City of Port Arthur
City Secretary Sherri Bellard
Post Office Box 1089
Port Arthur, Texas 77641-1089

Or City of Port Arthur
City Secretary Sherri Bellard
444 Fourth Street
Port Arthur, Texas 77640

**ORDER AND NOTICE OF SPECIAL ELECTION
TO BE HELD MAY 1, 2021**

Applications delivered by the voter in person must be received no later than 5:00 p.m. on Friday, April 16, 2021. Applications for Mail Ballots by mail must be received no later than the close of business on Tuesday, April 20, 2021.

Issued this _____ day of _____, 2021.

Thurman Bartie, Mayor
City of Port Arthur

EXHIBIT "A-1"

Proposition 1:

“Shall the City of Port Arthur Type A Economic Development Corporation sales and use tax funds be used for enhancements at Adams Park, Rose Hill Park, and the Recreation and Senior Citizens Center pursuant to 505.152 of the Texas Local Government Code at a rate of \$1,000,000 per year for a three-year period with an option to renew for up to an additional three (3) year period in the amount of \$1,000,000 per year authorization if approved by a 2/3 vote of the City Council.”

EXHIBIT "A-2"

EARLY VOTING LOCATIONS

Beaumont Courthouse-Main location 1001 Pearl St., Beaumont, Texas
Port Arthur Sub-Courthouse 525 Lakeshore Dr., Port Arthur, Texas
Rogers Park Recreation Center 6540 Gladys, Beaumont, Texas
Port Arthur Public Library 4615 Ninth Ave, Port Arthur, Texas
Theodore Johns Library 4255 Fannett Rd., Beaumont, Texas
John Paul Davis Community Center 3580 E Lucas, Beaumont, Texas

ELECTION DAY VOTE CENTERS

Amelia Elementary School 565 S. Major Dr Beaumont, TX 77707
Beaumont Municipal Airport 455 Keith Rd. Beaumont, TX 77713
BISD Administration Building 3395 Harrison Ave. Beaumont, TX 77706
New Light Church 3780 Crow Rd. Beaumont, TX 77706
Dishman Elementary 3475 Champions Dr. Beaumont, TX 77707
O.C. Mike Taylor Career Center 2330 North St. Beaumont, TX 77702
Rogers Park Community Center 6540 Gladys Ave. Beaumont, TX 77706
Roy Guess Elementary 8055 Voth Rd. Beaumont, TX 77708
DeQueen Elementary 740 DeQueen Blvd. Port Arthur, TX 77640
Zion Hill Baptist Church 5848 Roosevelt Ave. Port Arthur, TX 77640
Jefferson County Sub-Courthouse 525 Lakeshore Dr. Port Arthur, TX 77640
Port Acres Elementary 6301 Pat Ave. Port Arthur, TX 77640
O W COLLINS RETIREMENT CTR 4440 GULFWAY DR. Port Arthur, TX 77642
Port Arthur Public Library 4615 9th Ave. Port Arthur, TX 77642
Queen of Vietnam Catholic Church 801 - 9th Ave. Port Arthur, TX 77642
R.L. Gabby Eldridge Center 5262 S. Gulfway Dr Sabine Pass, TX 77655
Travis Elementary 1115 Lakeview Ave. Port Arthur, TX 77642
Willie Ryman III Community Center 3248 39th St. Port Arthur, TX 77642
Alice Keith Park Recreation Center 4075 Highland Ave. Beaumont, TX 77705
Charlton-Pollard Elementary 825 Jackson St. Beaumont, TX 77701
Jefferson County Courthouse 1001 Pearl St. Beaumont, TX 77701
MLK Middle School 1400 Avenue A Beaumont, TX 77701
John Paul Davis Community Center 3580 E. Lucas Dr. Beaumont, TX 77703
Sterling Pruitt Center 2930 Gulf St. Beaumont, TX 77703
Theodore Johns Library 4255 Fannett Rd. Beaumont, TX 77705