

ONE-READING ORDINANCE CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A SPECIAL ELECTION ON NOVEMBER 7, 2023, FOR THE PURPOSE OF REAUTHORIZING A SALES AND USE TAX AS OUTLINED IN THE PROPOSITION BELOW; AND OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, by Ordinance No. 033131, the City Council (the *Council*) of the City of Corpus Christi, Texas (the *City*) ordered an election to be held on November 7, 2023, for the purpose of determining whether the qualified voters of the City would reauthorize a sales and use tax as outlined in the Proposition below; and

WHEREAS, the Council has reviewed and investigated all matters pertaining to this election, including the resolution, notices, election officers, holding, and returns thereof; and

WHEREAS, the Council has diligently inquired into the poll lists and the official election returns which were duly and lawfully made to the Council by the judges and clerks holding and conducting such election; the poll lists and the official election returns showing separately the votes cast in the election; and

WHEREAS, the precinct returns are attached and incorporated for all purposes; and

WHEREAS, from these returns, this Council hereby finds that the following votes were cast in the election by voters who were qualified voters of the City:

PROPOSITION A

Replacing the expiring Type A sales and use taxes by adopting a sales and use tax at the rate of 1/4 of 1% (being 0.250 cents per \$1), maintaining the same sales and use tax rate that now exists within the City, with proceeds to be used for the construction, renovation, maintenance, and operations of Regional Parks (a term defined by the City of Corpus Christi, Texas Resolution Number 033130), commercial/industrial streets, the Convention Center Complex (a term defined by Resolution Number 033130), and new destination flight option enhancement at the Corpus Christi International Airport.

	For	Against
Early Votes in Person	2,965	6,861
Early Votes by Mail (absentee)	161	214
Election Day Votes	3,458	7,619
TOTAL	6,584	14,694

Under Votes, if any: 375 Total Votes Cast: 21,278
 Provisional Ballots, if any: Counted: 0 Uncounted: 0

NOW, THEREFORE, IT IS ACCORDINGLY ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS THAT:

SECTION 1: The Council officially finds, determines, and declares that the election was properly ordered, that legal notice of such election was properly given, that proper election officers were appointed prior to the election, that the election was legally held, that all qualified voters of the City were permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the Council has duly canvassed such returns, all in accordance with state and federal laws and the document calling the election.

SECTION 2: A MAJORITY of the qualified voters of the City of Corpus Christi, Texas voting in such election, having voted AGAINST Proposition A, the Council hereby finds and determines this Proposition failed at the election, that the election was duly called, that proper notice was given, and that the election was held in all aspects in conformity with the law.

SECTION 3: The recitals contained in the preamble of this Ordinance 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 Council.

SECTION 4: All ordinances and resolutions, 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 resolved herein.

SECTION 5: This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 6: If any provision of this Ordinance or the application thereof to any person or circumstance 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 the Council hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 7: 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 8: This Ordinance shall be in force and effect from and after its final passage and it is so resolved.

SECTION 9: This section constitutes a written request by the mayor or majority of the members of the Council for this ordinance to be passed finally on the date of introduction due to emergency. The City Council finds and declares an emergency due to the need for immediate action necessary for the efficient and effective administration of City affairs; and suspends the City Charter rule that requires consideration of and voting upon ordinances at two regular meetings so that this ordinance is passed and takes effect upon first reading as an emergency measure.

PASSED and APPROVED on the _____ day of _____, 2023.

ATTEST:

Paulette Guajardo, Mayor

Rebecca Huerta, City Secretary