

CITY OF FRANKLIN

ORDINANCE NO. 295

AN ORDINANCE ORDERING A GENERAL AND SPECIAL ELECTION TO BE HELD ON MAY 7, 2022, IN THE CITY OF FRANKLIN, TEXAS, FOR THE PURPOSE OF THE ELECTION OF THREE COUNCIL MEMBERS (ALDERMEN) AT LARGE; TO CONSIDER DISSOLVING THE TYPE A ECONOMIC DEVELOPMENT CORPORATION AND TO CEASE COLLECTING THE ONE-HALF CENT (.50 CENT) SALES TAX USED TO FUND THE ACTIVITIES OF THE ECONOMIC DEVELOPMENT CORPORATION, AND ADOPTING AN ADDITIONAL ONE-HALF CENT (.50 CENT) SALES TAX TO BE DEPOSITED IN THE GENERAL FUND SUCH THAT THE TOTAL SALES TAX RATE REMAINS THE SAME; DESIGNATING THE PLACE AT WHICH SAID ELECTION IS TO BE HELD, MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND OTHER PROVISIONS INCIDENT AND RELATING TO THE PURPOSE OF THIS ORDINANCE; AND IN ACCORDANCE WITH APPROVED CONTRACT WITH THE ROBERTSON COUNTY ELECTION OFFICE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, The City Council of the City of Franklin seeks to proceed with the ordering of an election for Saturday, May 7, 2022, the next uniform election date, and appointing election offices required for the conduct of the election, and has deemed it advisable to call the election hereinafter ordered; and

WHEREAS, The City of Franklin must also order a General Election for the election of three (3) council members (Aldermen) at large;

WHEREAS, The City Council of the City of Franklin, Texas finds it to be in the public interest to also call a special election for the voters to consider "dissolving the Type A Economic Development Corporation and cease to collect the one half cent (0.5 cent) sales tax that funds the activities of the Economic Development Corporation and shall adopt an additional one half cent (0.5 cent) sales tax to be deposited in the City of Franklin general fund so that the total sales and use tax rate remains the same"; and

WHEREAS, the City Council has authority pursuant to Chapter 31, Texas Election Code, to enter into an election services contract with the Robertson County Elections Office to obtain certain election services; and

WHEREAS, the City Council has authority pursuant to Chapter 271, Texas Election Code, to enter into joint election agreements with other political subdivisions hold elections on the same day in all or part of the same territory,

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

Section 1. There is hereby called a General Election to be participated in by the qualified voters of the City of Franklin, Texas to be held on the first Saturday in May, being the 7th day of May, 2022, between the hours of 7:00 am and 7:00 pm for the purpose of electing three (3) council members (Alderman) at large.

Section 2. There is hereby called a Special Election to be participated in by the qualified voters of the City of Franklin, Texas to be held on the first Saturday in May, being the 7th day of May, 2022, between the hours of 7:00 am and 7:00 pm for the purpose of "dissolving the Type A Economic Development Corporation and cease to collect the one half cent (0.5 cent) sales tax that funds the activities of the Economic Development Corporation and shall adopt an additional one half cent (0.5 cent) sales tax to be deposited in the City of Franklin general fund so that the total sales and use tax rate remains the same?"

Section 3. The official ballots for the special election shall be prepared in accordance with Texas Election Code and the Local Government Code and all applicable laws so as to permit the electors to vote "FOR" or AGAINST" the proposition.

Section 4. The City agrees to conduct a joint election with the political subdivisions designated by the County Elections Officer and the election will be conducted by the County pursuant to the terms of the election contract between the City and the County, with Election Day polling location(s) and times for the voters in the City to be determined by the County, along with all early voting matters, in accordance with the laws of the State of Texas.

- (a) For the purpose of said Election, such election shall be held within the City of Franklin between the hours of 7:00 a.m. and 7:00 p.m. at the place to be determined by the Robertson County Elections Office.
- (b) Early voting in the election by personal appearance shall occur on each weekday from April 25, 2022, through May 3, 2022, which is not a Sunday or an official state holiday. The early voting clerk, early voting times and place shall be designated by the Robertson County Elections Administrator. The mailing address to which ballot applications and ballots to be voted by mail may be sent is Robertson County Elections Office, PO Box 819, Franklin, TX 77856.

Section 5. Notice of the election, including a Spanish translation thereof, will be published at least once in a newspaper of general circulation not earlier than the 30th day and not later than the 10th day before the date of the Election and will also be posted on the bulletin board at City Hall not less than 21 days prior to the date of the Election.

Section 6. The City Council authorizes the Mayor to enter into an inter-local agreement for the joint election with the Robertson County Elections Office, for the purpose of having the County furnish certain election equipment, supplies and workers at the polling places for Early Voting and Election day and the Mayor is authorized to sign such agreement on behalf of the City Council.

Section 7. This ordinance shall be effective immediately upon passage.

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED, APPROVED & ADOPTED this 18th day of January 2022, by a vote of 3 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of the City of Franklin, Texas.

CITY OF FRANKLIN:

By: 

Molly Hedrick, Mayor

ATTEST:


Shirley Smith, City Secretary