

ORDINANCE NO. 2022-12-05

AN ORDINANCE CALLING AN  
ELECTION IN THE CITY OF  
ROANOKE ON MARCH 14, 2023  
FOR RENEWAL AND CONTINUATION OF THE  
FIVE (5) MILL SPECIAL PROPERTY TAX IN THE CITY

BE IT ORDAINED by the City Council (herein called "the Council") of the City of Roanoke (herein called "the City"), in the State of Alabama, as follows:

Section 1. Findings. The Council, upon evidence duly submitted to and considered by it, hereby finds, determines and declares that the following facts are true and correct:

(a) The Roanoke City Board of Education (herein called "the Board") has requested that an election be held in the City on March 14, 2023, for renewal and continuation of a special property tax (herein called "the Special School Tax") now being levied for educational purposes in school district no. 2 in Randolph County, the boundaries of which are coterminous with the boundaries of the City, at the rate of one-half of one percent per annum (or 5 mills on each dollar) of the assessed value of taxable property in the City as provided for in Amendment No. 156 to the Constitution of Alabama of 1901.

(b) The City is presently levying and collecting the Special School Tax.

(c) After careful review and consideration, the Council has determined that it is desirable and in the public interest that the City continue to levy and collect the Special School Tax and call an election for renewal and continuation of the Special School Tax for thirty (30) consecutive years commencing with the tax year for which taxes become due and payable on October 1, 2023.

Section 2. Call of Election. A special municipal election is hereby called to be held in the City on Tuesday, the 14<sup>th</sup> day of March, 2023 (being the second Tuesday in that month), between the hours of 7:00 a.m. and 7:00 p.m., Central Time, for the purpose of submitting the following question or proposition to the qualified electors of the City and determining by ballot their will with respect thereto:

Whether the City shall be authorized to renew and continue the annual levy and collection, commencing with the tax year for which taxes become due and payable on October 1, 2023, and continuing thereafter until and including the tax

year for which taxes become due and payable on October 1, 2052, of a special property tax for educational purposes at the per annum rate of one-half of one percent (or 5 mills on each dollar) of the assessed valuation of the taxable property in the City, which levy shall represent a renewal and continuation of the said tax and shall not operate to increase the rate of taxation for public school or educational purposes now being collected in the City.

Section 3. Notice of Election. The Mayor is hereby directed to give notice of said election in the manner provided by law, by publication in *The Randolph Leader*, a newspaper published and having general circulation in the City and in Randolph County and the principal editorial office of which is located within the City, once a week for four consecutive weeks, the first publication of such notice to be not later than the second Tuesday in January, 2023. The said notice to be so published shall be in substantially the following form:

NOTICE OF A SPECIAL MUNICIPAL ELECTION FOR  
RENEWAL AND CONTINUATION OF THE LEVY  
OF A 5 MILL PROPERTY TAX FOR  
EDUCATIONAL PURPOSES IN  
THE CITY OF ROANOKE

(Amendment No. 156, Constitution of Alabama of 1901)

Notice is hereby given that a special municipal election will be held in the City of Roanoke in the State of Alabama on Tuesday, the 14<sup>th</sup> day of March, 2023, between the hours of 7:00 a.m. and 7:00 p.m., Central Time, at which there will be submitted to the qualified electors of the said City, for their determination by ballot, the following proposition:

Shall the City of Roanoke be authorized to continue to levy and collect at the rate of one-half of one percent (or 5 mills on each dollar) of the assessed value of taxable property in the City the special annual property tax now being levied at the rate of 5 mills, said tax to be levied and the net proceeds thereof to be used exclusively for educational purposes, commencing with the tax year for which taxes become due and payable on October 1, 2023, and continuing thereafter until and including the tax year for which taxes become due and payable on October 1, 2052, which levy shall represent a renewal and continuation of the said tax and shall not operate to increase the rate of taxation for public school or educational purposes now being levied in the City?

The said election shall be held at the following voting places established by the City at which shall be cast the ballots of the electors customarily voting at the said respective places:

LOCATION OF VOTING PLACE

Handley High School Gymnasium

100 Tiger Circle  
Roanoke, Alabama 36274

Absentee Ballot Box

City Clerk's Office  
Roanoke City Hall  
809 Main Street  
Roanoke, Alabama 36274

By order of the City Council.

/s/ Jill Patterson

Mayor of the City of Roanoke

(End of form of notice)

Section 4. Form of Ballot. The following is hereby adopted as the form of the official ballot to be used at the said election on the proposition referred to in the Notice of Election set out in Section 3 of this ordinance, which ballot shall be prepared under the direction of the City Clerk for use in the voting machines at the respective voting places:

OFFICIAL BALLOT

CITY OF ROANOKE, ALABAMA

SPECIAL MUNICIPAL ELECTION FOR  
RENEWAL AND CONTINUATION OF THE LEVY  
OF A 5 MILL SPECIAL PROPERTY TAX FOR  
EDUCATIONAL PURPOSES IN THE  
CITY OF ROANOKE

(Amendment No. 156, Constitution of Alabama of 1901)



March 14, 2023

PROPOSITION

Shall the City of Roanoke be authorized to continue to levy and collect at the rate of one-half of one percent (or 5 mills on each dollar) of the assessed value of taxable property in the City the special annual property tax now being levied at the rate of 5 mills, said tax to be levied and the net proceeds thereof to be used exclusively for educational purposes, commencing with the tax year for which taxes become due and payable on October 1, 2023, and continuing thereafter until and including the tax year for which taxes become due and payable on October 1, 2052, said levy not to increase the rate of taxation for public school or educational purposes now being levied in the City?

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(     )     FOR said 5 mill rate of taxation of the assessed value of taxable property, for each successive tax year commencing with the tax year for which taxes become due and payable on October 1, 2023, and continuing thereafter until and including the tax year for which taxes become due and payable on October 1, 2052

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(     )     AGAINST said 5 mill rate of taxation of the assessed value of taxable property, for each successive tax year commencing with the tax year for which taxes become due and payable on October 1, 2023, and continuing thereafter until and including the tax year for which taxes become due and payable on October 1, 2052

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The voter shall make a cross mark (X) before the proposition that expresses his or her choice.

(End of form of official ballot)

Section 5.     Ballots for Absent Voters. The form of the ballots for absent voters to be cast at the election shall be the same as that provided above except as follows:

(a)     In lieu of the words "Official Ballot" at the heading of the ballot there shall be substituted the words "Official Absentee Ballot";

(b) In lieu of the instructions to voters appearing at the end of the Official Ballot there shall be substituted the following:

Instructions to Voters

The voter shall record his or her choice, whether for or against the said ad valorem tax, by placing a cross mark before or after the words expressing his or her choice.

(c) Each absentee ballot shall be accompanied by an envelope on which there shall be printed an affidavit in the form prescribed by law for absent voters for elections held in this state.

Section 6. Voting Places and Election Officials. The voting places in the City for the holding of the said election are hereby designated and appointed as follows:

LOCATION OF VOTING PLACE

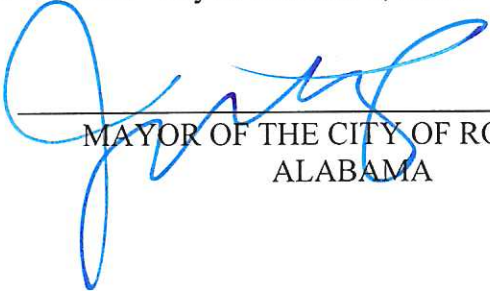
Handley High School Gymnasium	100 Tiger Circle Roanoke, Alabama 36274
Absentee Ballot Box	City Clerk's Office Roanoke City Hall 809 Main Street Roanoke, Alabama 36274

The Council will by resolution hereinafter to be adopted appoint and designate the election officials to conduct the said election at the said voting places.

Section 7. Canvass of Returns and Declaration of Results. The Council shall meet in the Council Chambers in the City Hall not later than noon, on March 21, 2023, being the first Tuesday next succeeding the election, for the purpose of canvassing the results and declaring the results of said election. The record of the results of the election shall be recorded in the minutes and proceedings of the Council and when so recorded said records shall be conclusive evidence of the matters therein stated and of the validity of the election, unless contested as required by law.

Section 8. Conduct of Election. Except as otherwise specifically provided herein, said special municipal election shall be conducted, canvassed, and the results thereof declared in the same manner as provided in Chapter 46 of Title 11 of the Code of Alabama of 1975, as amended.

ADOPTED and APPROVED this the 5<sup>th</sup> day of December, 2022.

  
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MAYOR OF THE CITY OF ROANOKE,  
ALABAMA

ATTEST:  
  
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CITY CLERK