

**SPECIAL MEETING AGENDA OF THE
MOUNTAIN BROOK CITY COUNCIL**

**CITY HALL PRE-COUNCIL ROOM (A106)
56 CHURCH STREET, MOUNTAIN BROOK, AL 35213**

OCTOBER 1, 2019, 12:00 P.M.

1. Canvass the results of the September 24, 2019, special election deciding a 10 mill increase in the ad valorem tax for educational purposes.
2. Announcement: The next regular meeting of the City Council is October 14, 2019, at 7:00 p.m. in the Council Chamber of City Hall located at 56 Church Street, Mountain Brook, AL 35213.
3. Comments from residents.
4. Adjourn.

ORDINANCE NO. 2059

AN ORDINANCE CANVASSING AND DECLARING THE RESULTS OF A SPECIAL MUNICIPAL ELECTION HELD IN THE CITY OF MOUNTAIN BROOK, ALABAMA, ON TUESDAY, SEPTEMBER 24, 2019, REGARDING AN INCREASE IN THE RATE OF A PROPERTY TAX FOR PUBLIC SCHOOL PURPOSES

WHEREAS, at a meeting of the City Council ("the Council") of the City of Mountain Brook ("the City") in the State of Alabama held on June 24, 2019, Ordinance No. 2049 was duly adopted by the Council in which a special municipal election was called to be held in the City on September 24, 2019 (being the fourth Tuesday in the month of September), for the purpose of submitting to the qualified electors of the City to determine their will with respect to the following proposition:

Whether the City shall be authorized to levy and collect, in addition to all other taxes now or hereafter authorized, the special annual ad valorem tax at the per annum rate of 20.6 mills on each dollar of the assessed valuation of the taxable property in the City referred to in the notice of election set out in Section 3 of Ordinance No. 2049 adopted on June 24, 2019.

WHEREAS, notice of the said election was posted in four public places in the City (viz., the Mountain Brook City Hall, 56 Church Street; Cahaba River Walk, 3053 Overton Road; Overton Park, 3020 Overton Road; and Gilchrist, 2805 Cahaba Road, there being no newspaper published and having general circulation in the City, in the form provided in the said ordinance, said posting having been more than thirty days before the date of the said election, and having also been on or before the fourth Tuesday of the second month next preceding the month in which the said election was held;

WHEREAS, the said election was held in the City on September 24, 2019, in all respects as provided in the said notice between the hours of 7:00 o'clock, a.m., and 7:00 o'clock, p.m., being the legal hours provided by law for holding the said election, and the ballot used in the said election was in all respects in the form therefor set out in the said ordinance, and the officials who conducted the said election have duly made and duly filed with the Council their respective reports, returns, and certificates; and

WHEREAS, the Council is required by law to canvass the returns of the said election on the first Tuesday next after the said election, and declare the results thereof, and at a meeting of the Council held on October 1, 2019, the Council, acting as a board of canvassers, has duly canvassed the said returns and ascertained the results of the said election with respect to the said proposition;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mountain Brook, acting as a board of canvassers for the purpose of canvassing the results of the said election, as follows:

- (1) the recitations contained in the foregoing preambles are hereby found and declared to be true and are hereby adopted as a part of this ordinance;
- (2) the said election was duly called, notice thereof was duly given, and the said election was duly held and the ballots used thereat were in all respects as provided by law;

(3) at the said election on the said proposition, the canvass of the returns indicated the following::

	St. Luke's Episcopal 01	City Hall 02	Brookwood Baptist Church 03	Mountain Brook Comm. Church 04	Canterbury United Methodist 05	Cherokee Bend Elem. 06	Absentee	Total
For Increase in Rate of School Tax	284	419	433	308	117	243	20	1,824
Provisional	0	0	0	0	0	0	0	0
	<i>66.36%</i>	<i>63.10%</i>	<i>72.17%</i>	<i>65.95%</i>	<i>50.65%</i>	<i>64.97%</i>	<i>66.36%</i>	<i>65.3%</i>
Against Increase in Rate of School Tax	144	245	167	159	114	131	8	968
Provisional	0	0	0	0	0	0	0	0
	<i>33.64%</i>	<i>36.90%</i>	<i>27.83%</i>	<i>34.05%</i>	<i>49.35%</i>	<i>35.03%</i>	<i>66.36%</i>	<i>23.7%</i>
	428	664	600	467	231	374	28	2,792
								<i>100%</i>
Registered voters	2,383	4,423	3,514	3,639	1,758	2,270	N/A	17,987
Voter turn-out	<i>17.96%</i>	<i>15.06%</i>	<i>17.10%</i>	<i>12.83%</i>	<i>13.14%</i>	<i>16.56%</i>	<i>N/A</i>	<i>15.5%</i>

Note: Over/under votes not counted have been omitted from the vote counts above

(4) at the said election on the said proposition a total of 2,792 votes were received and cast; of the said votes so received and cast **1,824 votes** were received and cast **for** the increase in the said special tax and 968 votes were received and cast **against** the increase in the said special tax; that the number of votes received and cast in the said election in favor of the increase in the said special tax **were greater than** the number of votes received and cast in the said election against the increase in the said special tax; and that at the said election a majority of the qualified electors of the said City who voted thereat voted **for** of the increase in the said special tax.

BE IT FURTHER ORDAINED that this ordinance shall comprise the canvass and declaration by the Council of the results of the aforesaid election and shall be recorded in the minutes of the proceedings of the City.

ADOPTED this 1st day of October, 2019.

Council President of the
City of Mountain Brook, Alabama

APPROVED this 1st day of October, 2019.

Mayor of the
City of Mountain Brook, Alabama

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Mountain Brook, Alabama, as its meeting held on October 1, 2019, as same appears in the minutes of record of said meeting, and published by posting copies thereof on October 1, 2019, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 56 Church Street
Gilchrist Pharmacy, 2850 Cahaba Road

Overton Park, 3020 Overton Road
Cahaba River Walk, 3503 Overton Road

City Clerk