

ORDINANCE NO. 01-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS REGARDING INSTALMENT PAYMENT OF DELINQUENT TAXES AND POLICY AS TO WAIVER OF PENALTIES AND INTEREST; PROVIDING FOR A SAVINGS CLAUSE AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

WHEREAS, The Collector of taxes for the City of Commerce may, with the City Councils authorization entering into an agreement with persons delinquent in the payment of tax, penalties and interest for installment payments, not to extend for a period of more than thirty six (36) months.

WHEREAS, The City Council of the City of Commerce hereby authorizes the City Manager to waive penalties on delinquent tax as if an act or omission of an Officer, Employee, or Agent of the City, or the Appraisal District in which the City participates caused or resulted in a taxpayer's failure to pay the tax before delinquency provided the taxes are paid within twenty one (21) days after the taxpayer knows or should have known of the delinquency.

WHEREAS, The City Council of the City of Commerce hereby authorizes the city Manager to provide for the waiver of interest on delinquent taxes if an act or omission of an Officer, Employee, or Agent of the City of Commerce, or the Appraisal District in which the City of Commerce participates, caused or resulted in the taxpayers failure to pay the tax before delinquency and if the tax is paid within twenty one (221) days after the taxpayer knows or should have known of the delinquency.

WHEREAS, The terms and provisions of this Ordinance shall be deemed to be severable in that if any portion hereinabove described shall be held or declared to be invalid, the same shall not affect the validity of the balance and remainder of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Commerce, Texas, John R. Sands, be authorized and he is hereby authorized to execute this Ordinance, and the City Manager or his designate is authorized to execute and all instruments requisite to implementing this Ordinance.

BE IT FURTHER RESOLVED that the City Secretary be and she is hereby authorized to attest to the signature of the Mayor to this Ordinance, and to attest to the signature of the City Manager to any instruments requisite to implementing this Ordinance.

PASSED BY THE GOVERNING BODY of the City Council of the City of Commerce, Texas, on this the 20th day of March 2001.

ATTEST:

Marty Cunningham
Marty Cunningham, City Secretary

CITY OF COMMERCE, TEXAS

John R. Sands
John R. Sands, Mayor

(seal)

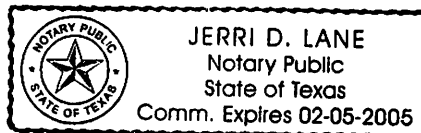
I, Marty Cunningham, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

(seal)

Marty Cunningham
Marty Cunningham, City Secretary
City of Commerce, Texas

Sworn to and subscribed before me, on this the 21st day of March, 2001, to certify which witness my hand and seal of office.

(Seal)



Jerri D. Lane
Notary Public, State of Texas