

Larissa R. Loveless, Council District #1  
Mitchell Jordan, Council District #2  
Vickey L. Chivers, Council District #3  
Joe Baxter, Council District #4  
Dana Goolsby, Council District #5  
Ann Connor, Council District #6



Michael Hornes, City Manager  
Teresa Herrera, City Secretary  
Ronald D. Stutes, City Attorney

Steve Presley, Mayor

**ADDENDUM**

To the Agenda for the Work Session & Regular Meeting  
City Council, City of Palestine, Texas  
Monday, August 13, 2018  
Work Session @ 3:30 p.m.  
Regular Meeting @ 5:30 p.m.  
504 Queen Street, Palestine, Texas

**WORK SESSION**

- 4) Consider resolutions asking the Texas Municipal League to seek introduction and passage of two bills that would apply to sales tax on remotely ordered sales. Mayor Steve Presley (addendum)

**REGULAR AGENDA**

- 7) Consider the adoption of resolutions asking the Texas Municipal League to seek introduction and passage of two bills that would apply to sales tax on remotely ordered sales. Mayor Steve Presley (addendum)

Posted on Friday, August 10, 2018 at

1:20 p.m.

Teresa Herrera, City Secretary

**2018**  
**TML RESOLUTION COVER SHEET**

**Sponsoring Entity:** City of Palestine  
(City, TML Affiliate, and/or TML Region)

**Brief Background:** The Supreme Court of the United States recently held that states could require companies to collect sales taxes on goods that were shipped to other states. This was formerly a situation where the state was limited to collecting revenue on shipments that were either taken in Texas or shipped from a Texas location.

**What the Resolution is Intended to Accomplish:** The resolution is intended to accomplish a fairer, more reasonable, system of determining the taxable situs of the shipment when a city is the location of the shipment. The resolution would ensure that cities that are typically not represented in the system of taxation receive their fair share.

**How the Resolution is City-Related/How it Addresses a Municipal Issue:** The resolution is City-Related in that it deals with City taxation.

**Statewide Importance:** The resolution has statewide importance in that it deals with statewide fairness.

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**Submitted By:** Name: Ronald D. Stutes  
Title: City Attorney  
City: City of Palestine  
Email: : ronstutes@potteminton.com  
Telephone: 903-597-8311

**RESOLUTION**

**WHEREAS,** the Texas Municipal League supports its members and the right of those members to urge the institution to support the provisions urged upon it; and

**WHEREAS,** the Resolutions Committee will consider those initiatives submitted by member cities no later than 5 p.m. on August 27, 2018; and

**WHEREAS,** the City of Palestine would urge the consideration and adoption of legislation that would provide for a more workable sales tax collection system.

**BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALESTINE, TEXAS, AS FOLLOWS:**

**I.**

That the City of Palestine, through its City Council, hereby urges the Texas Municipal League to seek introduction and passage of a bill which would apply sales tax to those entities with a Texas nexus. It would provide that state and local sales tax of all sales of goods being shipped to Texas points at the rate of the final destination point. It would be up to the comptroller if he were to use a fair method of estimation.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Palestine on August 13, 2018.

\_\_\_\_\_  
STEVE PRESLEY, MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
TERESA HERRERA, CITY SECRETARY

\_\_\_\_\_  
RONALD D. STUTES, CITY ATTORNEY

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**WHEREAS,** the Resolutions Committee will consider those initiatives submitted by member cities no later than 5 p.m. on August 27, 2018; and

**WHEREAS,** the City of Palestine would urge the consideration and adoption of legislation that would provide for a more workable sales tax collection system.

**BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALESTINE, TEXAS, AS FOLLOWS:**

**I.**

That the City of Palestine, through its City Council, hereby urges the Texas Municipal League to seek introduction and passage of a bill which would apply sales tax to those entities without a Texas nexus. It would provide that state and local sales tax of all sales of goods being shipped to Texas at the rate of the final destination point and would have an exemption for business that ship below \$100,000 and 200 annual shipments.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Palestine on August 13, 2018.

\_\_\_\_\_  
STEVE PRESLEY, MAYOR

ATTEST:

APPROVED AS TO FORM:

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TERESA HERRERA, CITY SECRETARY

\_\_\_\_\_  
RONALD D. STUTES, CITY ATTORNEY