

AN ORDINANCE CALLING A BOND ELECTION TO BE HELD WITHIN THE CITY OF DAWSON, TEXAS; MAKING PROVISIONS FOR THE CONDUCT AND THE GIVING OF NOTICE OF THE ELECTION; AND CONTAINING OTHER PROVISIONS RELATED THERETO

STATE OF TEXAS §
COUNTY OF NAVARRO §
CITY OF DAWSON §

WHEREAS, the City Council (the “City Council”) of the City of Dawson, Texas (the “City”) is authorized and has determined to call an election to submit a proposition to voters in the City to determine whether the City Council shall be authorized to issue bonds of the City in the amounts and for the purposes hereinafter set forth; and

WHEREAS, the City will enter into one or more Election Agreements (collectively, the “Election Agreement”) with Navarro County, Texas (the “County”), by and through the county election officer (the “Administrator”), and possibly other political subdivisions, in accordance with the laws of the State of Texas (the “State”) and applicable federal law; and

WHEREAS, the City Council finds and declares that the meeting at which this Ordinance is considered is open to the public, and that the public notice of the time, place and purpose of the meeting was given, as required by Chapter 551, Texas Government Code, as amended. Now, therefore:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAWSON, TEXAS:

Section 1. Findings. The statements contained in the preamble of this Ordinance are true and correct and are hereby adopted as findings of fact and as a part of the operative provisions hereof.

Section 2. Election Ordered; Date; Proposition. An election (the “Election”) shall be held for and within the City on Saturday, May 1, 2021 (“Election Day”), in accordance with the Texas Election Code (the “Code”). At the Election, the following proposition (the “Proposition”) shall be submitted to the qualified voters of the City in accordance with law:

CITY OF DAWSON, TEXAS - PROPOSITION A

Shall the City Council of the City of Dawson, Texas (the “City”) be authorized to issue bonds, in one or more series, in a principal amount not to exceed \$2,500,000 maturing serially or otherwise over a period of years and bearing interest at such rate or rates (fixed, floating, variable or otherwise), not to exceed the respective limits prescribed by law at the time of issuance, as shall be determined within the discretion of the City Council at the time of issuance, and to levy, impose and pledge a tax upon all taxable property in the City sufficient to pay the interest on the bonds, and to provide a sinking fund to redeem the bonds as they mature, for the purpose of making permanent public improvements, to wit: designing, acquiring, constructing, improving, renovating, extending, expanding, developing

and equipping streets, roads and related drainage improvements, including traffic signalization, lighting, sidewalks and trails, soundwalls, landscaping and other improvements in aid of said streets and roads, and acquiring land, easements, right-of-way and other real estate property interests necessary therefor or incidental or related thereto?

Section 3. Official Ballot. The official ballot for the Election shall be prepared in accordance with and conform to the requirements of the Code so as to permit the electors to vote “FOR” or “AGAINST” the aforesaid Proposition which shall be set forth on the ballot substantially in the following form:

CITY OF DAWSON, TEXAS - PROPOSITION A

- | | | |
|-------------|---|--|
| [] FOR |) | The issuance of bonds for street and related drainage |
| |) | improvements in the amount of \$2,500,000 and the |
| |) | imposition of taxes sufficient to pay the principal of and |
| [] AGAINST |) | interest on the bonds. |

Section 4. Persons Qualified to Vote. All resident, qualified electors of the City shall be eligible to vote at the Election.

Section 5. Election Precincts, Voting Locations and Voting Hours on Election Day. Except as otherwise provided herein, the boundaries and territories of the County election precincts that are wholly or partially within the territorial boundaries of the City are hereby designated as the voting precincts of the City for the Election and the precinct numbers for the City’s election precincts shall be the corresponding County precinct number of each precinct. The Election Day polling places shall be as shown in **Exhibit A** to this Ordinance. **Exhibit A** shall be modified to reflect any alterations or changes in or additions to polling places required to conform to the Code or the Election Agreement or as directed by the Administrator.

On Election Day, the polls shall be open from 7:00 a.m. to 7:00 p.m.

Section 6. Early Voting Locations, Dates and Times. Early voting by personal appearance for all election precincts shall be held at the locations, at the times and on the days set forth in **Exhibit B**, or at such other locations as hereafter may be designated by the Administrator. **Exhibit B** shall be modified to reflect any alterations or changes in or additions to early voting polling places or times for early voting required to conform to the Code or the Election Agreement or as directed by the Administrator.

The Administrator is hereby designated as the Early Voting Clerk. Applications for ballots to be voted by mail should be mailed, e-mailed or faxed to:

Mr. Daniel Teed
Navarro County Elections Administrator
P.O. Box 1018
Corsicana, Texas 75151
E-mail: dteed@navarrocounty.org; Fax: (903) 875-3331

Section 7. Appointment of Election Officers. Prior to the Election Day, the election judges, alternate judges, clerks and other personnel necessary for conducting the Election will be appointed by the Administrator, and the election judges and alternate judges may be changed and the polling places may be combined for some precincts, pursuant to decisions of the Administrator. The Administrator shall also be responsible for establishing the central counting station for the ballots cast in such election and appointing the personnel necessary for such station. The City Council hereby authorizes the Mayor, City Manager, City Secretary and/or their designees (collectively, the “Authorized Representatives”) to appoint any such other officials not designated herein or appointed by the Administrator as are necessary and appropriate to conduct the Election in accordance with the Code.

Section 8. Notice of Election. Notice of the Election shall be given in the manner required by the Election Code and other applicable law.

Section 9. Bilingual Election Materials. All notices, instructions, and ballots pertaining to the Election shall be furnished to voters in both English and Spanish and persons capable of acting as translators in both English and Spanish shall be made available to assist Spanish language speaking voters in understanding and participating in the election process.

Section 10. Conduct of Election. The Election shall be conducted by election officers, including the precinct judges and alternate judges or clerks appointed by the Administrator or the Authorized Representatives, in accordance with the Election Agreements, the Code and the Constitution and laws of the State and the United States of America. The Authorized Representatives are authorized to enter into, execute and deliver one or more Election Agreements, in accordance with applicable provisions of the Code. The terms and provisions of each Election Agreement are hereby incorporated into this Ordinance. To the extent of any conflict between this Ordinance and an Election Agreement, the terms and provisions of the Election Agreement shall prevail, and the Authorized Representatives are authorized to make such corrections, changes, revisions and modifications to this Ordinance, including the exhibits hereto, as are deemed necessary or appropriate to conform to the Election Agreement, to comply with applicable State and federal law and to carry out the intent of the City Council, as evidenced by this Ordinance. The Administrator shall be responsible for establishing the central counting station for the ballots cast in the Election and appointing the personnel necessary for such station.

Section 11. Necessary Actions. The Authorized Representatives and City Council of the City, in consultation with the City’s attorney and bond counsel are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code and the Federal Voting Rights Act in carrying out and conducting the Election, whether or not expressly authorized herein.

Section 12. Mandatory Disclosure of Information.

(a) Pursuant to Section 3.009 of the Code: (i) the proposition language that will appear on the ballot is set forth in Section 3 of this Ordinance, (ii) the purposes for which the bonds are to be authorized are set forth in Section 2 of this Ordinance, (iii) the principal amount of bonds to be authorized is set forth in Section 2 of this Ordinance, (iv) if the issuance of bonds is authorized by voters, taxes sufficient, within the limits prescribed by law, to pay the principal of and interest

on the bonds may be imposed, as set forth in Section 2 of this Ordinance, (v) bonds authorized pursuant to this Ordinance may be issued to mature over a specified number of years not to exceed the maximum number of years authorized by law and bearing interest at the rate or rates (not to exceed 15%), as authorized by law and determined by the City Council, (vi) as of the date of the adoption of this Ordinance, the aggregate amount of outstanding principal of the City's debt obligations is \$0.00, and the aggregate amount of outstanding interest on the City's debt obligations is \$0.00 and (vii) the City's ad valorem debt service tax rate as of the date of adoption of this Ordinance is \$0.00 per \$100 of taxable property. The City's Combination Tax and Revenue Certificate of Obligation, Series 2006 is hereby designated as self-supporting and is, therefore, not considered to be a debt obligation for purposes of Section 3.009 of the Code.

(b) Based upon market conditions as of the date of this Ordinance, the maximum interest rate for any series of the bonds is estimated to be 4.00%. Such estimated maximum interest rate is provided as a matter of information but is not a limitation on the interest rate at which the bonds, or any series thereof, may be sold. In addition, the estimate contained in this subsection (b) is (i) based on certain assumptions (including assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the City's financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections, (iii) provided solely in satisfaction of the requirements of Section 3.009 of the Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to give rise to a contract with voters or limit the authority of the City Council to issue bonds in accordance with the Proposition submitted by this Ordinance.

Section 13. Severability. If for any reason any section, paragraph, subdivision, clause, phrase, word, or provision of this Ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word, or provision of this Ordinance, for it is the definite intent of the City Council that every section, paragraph, subdivision, clause, phrase, work, or provision hereof be given full force and effect for its purpose.

Section 14. Effective Date. Pursuant to the provisions of Section 1201.028, Texas Government Code, this Ordinance shall be effective immediately upon adoption.

[Signature page follows.]

PASSED AND APPROVED February 2, 2021.

 /s/ Stephen Sanders
Mayor

ATTEST:

 /s/ Ronda Franks
City Secretary



EXHIBIT A

**ELECTION DAY POLLING LOCATIONS
(Between the hours of 7:00 a.m. and 7:00 p.m.)**

On Election Day, voters in Navarro County may vote at any location listed below.

YMCA Rhoades Optimist Room 400 Oaklawn, Corsicana, 75110	Dawson Volunteer Fire Department 97 N Main St, Dawson, 76639
Church of Jesus Christ of Latter Day Saints 3800 Emhouse Rd, Corsicana, 75110	Eureka United Methodist Church 8644 S Hwy 287, Corsicana, 75109
Rice City Hall 305 N. Dallas, Rice, 75155	Richland City Hall 103 W Main St, Richland, 76681
Chatfield Community Center 4808 FM 1603 Chatfield, 75105	Winkler Masonic Lodge 9986 FM 416, Winkler, 75859
Martin Luther King Center 1114 E 6 th Ave Corsicana, 75110	Westside Baptist Church 1522 N 24 th St, Corsicana, 75110
Bears Den 802 S 2nd St, Corsicana, 75110	Corsicana High School Foyer 3701 State Hwy 22, Corsicana, TX 75110
Kerens ISD Administration Building 200 Bobcat Ln, Kerens, 75144	Blooming Grove Lions Den 121 S Fordyce St, Blooming Grove, 76626
Mildred Baptist Church Gym 5502 S Hwy 287 Corsicana, 75109	Frost ISD 208 N Wyrick, Frost, 76641
Navarro College Cook Center 3200 W 7 th Ave, Corsicana, 75110	Silver City Volunteer Fire Department 555 FM 55, Corsicana, 76679
Navarro County Courthouse Annex 601 N 13 th St., Corsicana, 75110	Pursley Volunteer Fire Department 9772 FM 709 S, Pursley, 76679

EXHIBIT B

EARLY VOTING POLLING LOCATIONS AND TIMES

Location:

Navarro County Annex
601 N. 13th Street
Corsicana, Texas 75110

Hours:

Monday-Friday, April 19-23, 7:30 am – 7:30 pm
Saturday, April 24, 9:00 am – 1:00 pm
Sunday, April 25, 1:00 pm – 6:00 pm
Monday-Tuesday, April 26-27, 7:30 am – 7:30 pm

EXHIBIT C

VOTER INFORMATION DOCUMENT

CITY OF DAWSON, TEXAS - PROPOSITION A

- [] FOR) The issuance of bonds for street and related drainage
) improvements in the amount of \$2,500,000 and the
) imposition of taxes sufficient to pay the principal of and
[] AGAINST) interest on the bonds.

1. Principal of the debt obligations to be authorized	\$2,500,000
2. Estimated interest for the debt obligations to be authorized	\$1,213,083
3. Estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized	\$3,713,083
4. Principal of all outstanding debt obligations of the City*	\$0
5. Estimated remaining interest on all outstanding debt obligations of the City*	\$0
6. Estimated combined principal and interest required to pay on time and in full all outstanding debt obligations of the City*	\$0
7. Estimated maximum annual increase in the amount of taxes that would be imposed on a residence homestead in the City with an appraised value of \$100,000 to repay the debt obligations to be authorized, if approved, based upon assumptions made by the governing body of the City	\$491
8. Other information that the City considers relevant or necessary to explain the foregoing information	See major assumptions listed below.

* As of the date of adoption of the City's Bond Election Ordinance.

Major assumptions for statements above, including statement 7:

(1) Assumed amortization of the City's debt obligations, including outstanding debt obligations and the proposed debt obligations:

City of Dawson, Estimated Series 2021			
Date	Principal	Interest	Total P+I
4/30/2021	-	-	-
4/30/2022	-	89,583.33	89,583.33
4/30/2023	10,000.00	74,850.00	84,850.00
4/30/2024	60,000.00	73,800.00	133,800.00
4/30/2025	60,000.00	72,000.00	132,000.00
4/30/2026	65,000.00	70,125.00	135,125.00
4/30/2027	70,000.00	68,100.00	138,100.00
4/30/2028	70,000.00	66,000.00	136,000.00
4/30/2029	75,000.00	63,825.00	138,825.00
4/30/2030	80,000.00	61,500.00	141,500.00
4/30/2031	80,000.00	59,100.00	139,100.00
4/30/2032	85,000.00	56,625.00	141,625.00
4/30/2033	90,000.00	54,000.00	144,000.00
4/30/2034	95,000.00	51,225.00	146,225.00
4/30/2035	100,000.00	48,300.00	148,300.00
4/30/2036	105,000.00	45,225.00	150,225.00
4/30/2037	105,000.00	42,075.00	147,075.00
4/30/2038	110,000.00	38,850.00	148,850.00
4/30/2039	115,000.00	35,475.00	150,475.00
4/30/2040	120,000.00	31,950.00	151,950.00
4/30/2041	125,000.00	28,275.00	153,275.00
4/30/2042	130,000.00	24,450.00	154,450.00
4/30/2043	140,000.00	20,400.00	160,400.00
4/30/2044	145,000.00	16,125.00	161,125.00
4/30/2045	150,000.00	11,700.00	161,700.00
4/30/2046	155,000.00	7,125.00	162,125.00
4/30/2047	160,000.00	2,400.00	162,400.00

(2) Assumed changes in estimated future appraised values within the City: 1.00% increase per year.

(3) Assumed interest rate on the debt obligations to be issued: 2.75%

(4) Assumes that the City will not grant any optional homestead or other property tax exemptions.

(5) Assumes homestead will not qualify for idiosyncratic exemptions, including, but not limited to, the state-mandated homestead exemption for disabled veterans and their families, surviving spouses of members of the armed services killed in action and surviving spouses of first responders killed or fatally wounded in the line of duty.

(6) Assumes that applicable law will not change to provide for mandatory property tax exemptions or property tax freezes that are not available under current law.

(7) Assumes municipal bond insurance will be obtained for the proposed debt obligations.

(8) In accordance with Sections 1251.051-.052, Texas Government Code, information concerning the City’s outstanding debt obligations above does not include the City’s Combination Tax and Revenue Certificate of Obligation, Series 2006 (the “Series 2006 Certificates”), which have been designated by the City as self-supporting. The Series 2006 Certificates are expected to be paid in full with sources other than ad valorem taxes. The assumed amortization of the Series 2006 Certificates is as follows:

City of Dawson, Series 2006			
Date	Principal	Interest	Total P+I
4/30/2021	27,000.00	3,516.25	30,516.25
4/30/2022	29,000.00	2,158.25	31,158.25
4/30/2023	30,000.00	727.50	30,727.50

As required by Section 1251.052, Texas Government Code, this Voter Information Document has been prepared for Proposition A submitted to voters pursuant to an Ordinance Calling a Bond Election to be Held Within the City of Dawson, Texas; Making Provisions for the Conduct and the Giving of Notice of the Election; and Containing Other Provisions Related Thereto (the “Bond Election Ordinance”). The estimates contained in this Voter Information Document are (i) based on certain assumptions (including the major assumptions listed above and assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the City’s financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections, (iii) provided solely in satisfaction of the requirements of Section 1251.052, Texas Government Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to (and expressly do not) give rise to a contract with voters or limit the authority of the City to issue bonds in accordance with Proposition A submitted by the City’s Bond Election Ordinance.