

NOTICE OF BOND ELECTION

ORDINANCE NO. 2021-38

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, CALLING A BOND ELECTION TO BE HELD WITHIN THE CITY, MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND CONTAINING OTHER PROVISIONS RELATING THERETO

WHEREAS, the City Council of the City of Copperas Cove, Texas (the "City"), hereby finds and determines that it is necessary and advisable to call and hold an election for and within the City on the proposition hereinafter set forth; and

WHEREAS, the City Council hereby finds and determines that said election shall be held on a uniform election date established by Section 41.001(a) Texas Election Code, as amended, as required by Texas law; and

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

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, 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 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 Tuesday, November 2, 2021 ("Election Day"), a uniform election date established by Section 41.001(a) of the Texas Election Code, as amended (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 COPPERAS COVE PROPOSITION N

"Shall the City Council of the City of Copperas Cove, Texas, be authorized to issue general obligation bonds of the City in the amount of \$4,075,000 for the purpose of providing funds for the design, construction, acquisition, and equipment of a new animal control facility and the acquisition of land, easements and rights-of-way in connection therewith; said bonds to mature serially or otherwise, over a period not to

exceed forty (40) years from their date or dates, to be issued in such installments and sold at any price or prices and to bear interest at any rate or rates, not to exceed the maximum rate now or hereafter allowed by law, as shall be determined within the discretion of the City Council under laws in effect at the time of issuance, and to provide for the payment of the principal of and interest on said bonds by levying a tax upon all taxable property in the City sufficient to pay the annual interest on and to create a sinking fund sufficient to redeem said bonds as they become due?”

Section 3. Official Ballot. The Proposition shall be set forth substantially in the following form, so as to permit the voters to vote “FOR” or “AGAINST” the Proposition, which shall be set forth on the ballots in substantially the following form:

CITY OF COPPERAS COVE PROPOSITION N

- FOR THE ISSUANCE OF \$4,075,000 GENERAL OBLIGATION BONDS FOR A NEW ANIMAL CONTROL FACILITY AND THE ACQUISITION OF LAND, EASEMENTS AND RIGHTS-OF-WAY IN CONNECTION THEREWITH, AND THE LEVYING OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF, AND INTEREST ON THE BONDS.
- AGAINST

Section 4. 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 5. Persons Qualified to Vote. All resident, qualified electors of the City shall be eligible to vote at the Election.

Section 6. Election Precincts, Voting Locations and Voting Hours on Election Date. The election precincts and polling places for the Election are hereby designated to be those voting precincts and locations identified by the Elections Administrators (as defined herein) of the respective counties. Such locations are listed on Exhibit A attached hereto, which is incorporated herein by reference and made a part hereof for all purposes; provided, however, such precincts and locations may be changed if so directed by the Elections Administrators without further action of the City. Coryell County, Lampasas County or their respective Elections Administrators are hereby authorized and directed to make such changes in their respective precinct numbers and polling locations as may be necessary for the proper conduct of the Election, without further action by the City, and the City Secretary or her designee is hereby authorized to

update Exhibit A to reflect the precincts and locations designated Coryell County, Lampasas County or their respective Elections Administrators, which precincts and locations are hereby approved. Each polling place shall be open from 7:00 A.M. to 7:00 P.M. on Election Day.

Section 7. Early Voting Locations Dates and Times. (a) The Coryell County Elections Administrator is appointed as the Early Voting Clerk for Coryell County and the Lampasas County Election Administrator is appointed as the Early Voting Clerk for Lampasas County. The early voting places and the addresses for early voting by mail for the Election are hereby designated as set forth in Exhibit B; provided, however, such locations may be changed if so directed by the Elections Administrators without further action of the City. The Elections Administrators are hereby authorized and directed to make such changes in locations as may be necessary for the proper conduct of the Election. The City Secretary or her designee is hereby authorized to update Exhibit B to reflect the locations designated by the Elections Administrators, and such locations are hereby approved. The Elections Administrators and/or the Early Voting Clerks are hereby authorized to appoint the members of the Early Voting Ballot Board and the presiding judges and alternate judges for each polling location in accordance with the requirements of the Code. Each of the presiding judges shall be authorized to approve the necessary election clerks to assist in conducting the Election.

(b) Early voting by personal appearance shall be conducted on the days and during the hours set forth in Exhibit B, as may be adjusted by the Elections Administrators without further City Council action.

(c) Applications for early voting by mail shall be submitted to the respective Elections Administrators at the locations identified in Exhibit B.

(d) Voting times may be changed if so directed by the Elections Administrators without further action of the City. The Elections Administrators are hereby authorized and directed to make such changes in voting hours as may be necessary for the proper conduct of the Election.

Section 8. Appointment of Election Officers. The Election shall be conducted under the jurisdiction of Justin Carothers, Coryell County Tax Assessor/Collector, for areas of the City within Coryell County and under the jurisdiction of Mark Bishop, Lampasas County Elections Administrator, for areas of the City within Lampasas County (each, an “Elections Administrator” and collectively, the “Elections Administrators”) pursuant to Joint Election Contracts (the “Contracts”) by and among the City, Coryell County or Lampasas County, as applicable, and other participating entities, if any, described in the Contracts. The Contracts providing for the joint election and the conduct of the Election by the Elections Administrators shall be presented to the City Council for consideration and approval. The Mayor or the Mayor’s designee is authorized to amend or supplement the Contracts to the extent required for the Election to be conducted in an efficient and legal manner as determined by the Elections Administrators.

Section 9. Notice of Election. Notice of the Election shall be given by: (i) publishing a substantial copy of this Ordinance, in English and Spanish, two (2) times on the same day in consecutive weeks, with the first publication not earlier than the thirtieth (30th) day or later than fourteen (14) days prior to the date set for the Election, in a newspaper published in the City, or, in the absence of such newspaper, in a newspaper of general circulation within the City, (ii) posting a copy of this Ordinance and the Voter Information Document (as hereinafter defined) in English and Spanish, on the bulletin board used for posting notices of the meetings of the City Council (and City Hall, if the place of posting is different from City Hall) and in at least three (3) other public places within the boundaries of the City, not later than the twenty-first (21st) day prior to the date set for the Election, (iii) posting a copy of this Ordinance and the Voter Information Document, in English and Spanish, on the City's website, prominently and together with the notice of the Election, the contents of the Proposition and any sample ballot prepared for the Election, not later than the twenty-first (21st) day prior to the date set for the Election through Election Day. Additionally, on Election Day and during early voting by personal appearance, this Ordinance and the Voter Information Document shall be posted in a prominent location at each polling place. Notice of the Election shall also be provided to the county clerk and voter registrar of Coryell County and Lampasas County not later than the 60th day before the Election Day; Coryell County and Lampasas County are each hereby authorized and directed to post notice of the Election to their respective websites not later than the twenty-first (21st) day prior to the date set for the Election.

Section 10. Conduct of Election. (a) The Election shall be conducted in accordance with the Code, the Texas Government Code and the Federal Voting Rights Act of 1965, as amended, under the jurisdiction of the Elections Administrators.

(b) Election judges, alternate judges and clerks shall be paid, as determined by the Elections Administrators, for their service in the Election.

(c) The holding of the Election shall be in compliance with the Code except as modified by other applicable provisions of law.

(d) The election officers shall make returns for the Election in the manner required by law, and the ballots that are properly marked in conformance with the provisions of the Code for votes cast both during the period of early voting and on the day of the Election shall be counted in the manner required by law.

Section 11. City's Outstanding Debt. As of the effective date of this Ordinance, the City's aggregate principal amount outstanding of tax-supported debt was \$87,970,000 and the aggregate amount of outstanding interest on such tax-supported debt was \$22,653,933. The City's total ad valorem tax rate for the current fiscal year was \$0.7865 per \$100 of assessed valuation which is comprised of a maintenance and operations tax rate component of \$0.4971 per \$100 of taxable assessed valuation and a

debt service tax rate of \$0.2894 per \$100 of assessed valuation. The City's taxable assessed valuation for calendar year 2020, as of the date that the current tax rate was established, was \$1,453,427,734.

Section 12. Issuance of New Debt. The City intends to issue the bonds authorized by the Proposition over a period of years in a manner and in accordance with a schedule to be determined by the City Council based upon a number of factors, including, but not limited to, the then current needs of the City, demographic changes, prevailing market conditions, assessed valuations of property in the City and management of the City's short-term and long-term interest rate exposure. Market conditions, demographics and assessed valuations of property vary based upon a number of factors beyond the City's control, and therefore, the City cannot and does not guarantee a particular interest rate or tax rate associated with the bonds authorized by the Proposition. As such, the information contained in this paragraph is provided solely for illustrative purposes and does not establish any limitations or restrictions or create a contract with the voters. The City estimates that, based on the City's current taxable assessed valuation, current market conditions and estimated future growth in the City's taxable assessed valuation, if all of the bonds authorized by the Proposition were issued in accordance with the City's current project finance plan, the maximum interest rate on the bonds is not expected to exceed 3%.

Section 13. Voter Information Document. The Mayor, the City Secretary, the City Manager or their designee, acting on behalf of the City Council, in consultation with the City's attorney and bond counsel, is hereby authorized and directed to provide a voter information document, in the form prescribed by Section 1252.052(b), Texas Government Code (the "Voter Information Document").

Section 14. Necessary Actions. The Mayor and the City Secretary, 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, including making changes or additions to polling places or procedures to the extent required or desirable or as may become necessary due to circumstances arising after the date of this Ordinance.

Section 15. Severability. If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Ordinance nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 16. Appointment of Election Administrator. The Elections Administrators of Coryell County and Lampasas County are hereby appointed Election Administrators for the City and agent for the custodian of voted ballots in their respective jurisdictions.

Section 17. Effective Date. This Ordinance shall take effect immediately upon its adoption.

EXHIBIT A / ANEXO A

Early voting by personal appearance will be conducted for Coryell County residents of Copperas Cove at the following locations:

La votación anticipada en persona se llevará a cabo para los residentes del Condado de Coryell de Copperas Cove en los siguientes lugares:

Coryell County Annex – Gatesville
801 E. Leon Street
Gatesville, TX 76528

Coryell County Early Voting Center
508-B Cove Terrace Shopping Center
Copperas Cove, TX 76522

October 18	8 a.m. – 5 p.m.
October 19	7 a.m. – 7 p.m.
October 20-22	8 a.m. – 5 p.m.
October 25	8 a.m. – 5 p.m.
October 26	7 a.m. – 7 p.m.
Oct. 27-29	8 a.m. – 5 p.m.

18 de octubre	de 8 a. m. a 5 p. m.
19 de octubre	de 7 a. m. a 7 p. m.
20 al 22 de octubre	de 8 a. m. a 5 p. m.
25 de octubre	de 8 a. m. a 5 p. m.
26 de octubre	de 7 a. m. a 7 p. m.
27 al 29 de octubre	de 8 a. m. a 5 p. m.

Election Day voting will be conducted on November 2, 2021, 7:00 am to 7:00 pm, at the locations listed below. Coryell County will conduct the election under the county wide polling place program. Voters may vote at any vote center listed in their county of residence.

La votación del Día de la Elección se llevará a cabo el 2 de noviembre de 2021, de 7 a. m. a 7 p. m., en los lugares que se indican a continuación. El Condado de Coryell llevará a cabo la elección bajo el programa de lugares de votación de todo el condado. Los electores pueden votar en cualquier centro de votación que figure en su condado de residencia.

Copperas Cove Civic Center	1206 West Avenue B	Copperas Cove
Holy Family Catholic Church	1001 Georgetown Rd	Copperas Cove
Eastside Baptist Church	1202 M. L. King Jr. Blvd	Copperas Cove
Gatesville Civic Center	303 Veterans Memorial Lp	Gatesville
Evant City Hall	598 E. Hwy 84	Evant
Flat Community Center	159 CR 334	Flat
Oglesby Community Center	118 Main Street	Oglesby
Turnersville Community Center	8115 FM 182	Gatesville

Applications for ballot by mail for Coryell County residents shall be mailed to: Justin Carothers, Coryell County Tax Office, PO Box 6, Gatesville TX, 76528. Applications for early voting ballot by mail must be received no later than the close of business on October 22, 2021.

Las solicitudes de boleta de votación por correo para los residentes del Condado de Coryell se enviarán por correo a: Justin Carothers, Oficina de Impuestos del Condado de Coryell, PO Box 6, Gatesville TX, 76528. Las solicitudes de boletas de votación anticipada por correo postal deben ser recibidas a más tardar a la hora de cierre del 22 de octubre de 2021.

EXHIBIT B / ANEXO B

Early voting by personal appearance will be conducted for Lampasas County residents of Copperas Cove at the following locations:

La votación anticipada en persona se llevará a cabo para los residentes del Condado de Lampasas de Copperas Cove en los siguientes lugares:

Elections Administrator Office
407 South Pecan Street, Ste. 102
Lampasas, TX 76550

October 18	8 a.m. – 5 p.m.
October 19	7 a.m. – 7 p.m.
October 20-22	8 a.m. – 5 p.m.
October 25	8 a.m. – 5 p.m.
October 26	7 a.m. – 7 p.m.
Oct. 27-29	8 a.m. – 5 p.m.

18 de octubre	de 8 a. m. a 5 p. m.
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26 de octubre	de 7 a. m. a 7 p. m.
27 al 29 de octubre	de 8 a. m. a 5 p. m.

Election Day voting will be conducted on November 2, 2021, 7:00 am to 7:00 pm, at the locations listed below. Lampasas County will conduct the election under the county wide polling place program. Voters may vote at any vote center listed in their county of residence.

La votación del Día de la Elección se llevará a cabo el 2 de noviembre de 2021, de 7 a. m. a 7 p. m., en los lugares que se indican a continuación. El Condado de Lampasas llevará a cabo la elección bajo el programa de lugares de votación de todo el condado. Los electores pueden votar en cualquier centro de votación que figure en su condado de residencia.

Kempner Fire Dept Trng Center	315 South Pecan	Kempner
Lometa City Hall	100 E. San Saba St.	Lometa
New Covenant Church	1604 Central Tx Exp	Lampasas

Applications for ballot by mail for Lampasas County residents shall be mailed to: Mark Bishop, Lampasas County Elections Administrator, P.O. Box 571, Lampasas, Texas 76550. Applications for early voting ballot by mail must be received no later than close of business on October 22, 2021

Las solicitudes de boleta de votación por correo para los residentes del Condado de Lampasas se enviarán por correo a: Mark Bishop, Administrador de Elecciones del Condado de Lampasas, P.O. Box 571, Lampasas, Texas 76550. Las solicitudes de boletas de votación anticipada por correo postal deben ser recibidas a más tardar a la hora de cierre del 22 de octubre de 2021