ORDINANCE BY THE CITY COUNCIL OF THE CITY OF LACY LAKEVIEW, TEXAS, CALLING A BOND ELECTION; PROVIDING FOR THE CONDUCT OF THE ELECTION; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT

WHEREAS, the City Council (the "*Council*") of the City of Lacy Lakeview, Texas (the "*City*") deems it advisable to call the bond election hereinafter ordered (the "*Election*"); and

WHEREAS, the bond referendum is held in accordance with the provisions of Chapter 1251, Texas Government Code, and various provisions of the Texas Election Code (the "*Code*"), including Section 42.002 of the Code, and the City is contracting with McLennan County, Texas (the "*County*") for the administration of the Election pursuant to an interlocal agreement with the County (the "*Election Contract*"); and

WHEREAS, the McLennan County Elections Administrator (the “*Elections Administrator*”) will provide for the administration of the Election for residents of the City; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public, and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACY LAKEVIEW:

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

**Section 2.** *Election Ordered; Polling Places*. The Election shall be held in the City between the hours of 7:00 a.m. and 7:00 p.m. on May 4, 2024 ("*Election Day*"). The Election is to be administered by the Elections Administrator, as provided by Chapter 271 of the Texas Election Code (the "*Code*"), and the Election Contract. Voting on Election Day and Early Voting shall occur on the dates and during the hours and at the designated polling places as set forth in Exhibit "A" attached hereto, which exhibit is hereby made a part hereof for all intents and purposes. Exhibit "A" shall be modified to include additional or different Election Day polling places required to conform to the Election Contract and the Code.

**Section 3.** *Early Voting*. Early voting shall be administered by the Elections Administrator. Early Voting by personal appearance shall begin on April 22, 2024 and conclude on April 30, 2024, and will be conducted at the Early Voting locations on the dates and at the times specified in Exhibit "A" attached hereto. The early voting polling places shall remain open during such hours for early voting by personal appearance for any registered voter of the City at such voting place. Exhibit "A" shall be modified to include additional or different early voting polling places required to conform to the Election Contract and the Code.

**Section 4.** *Election Officials*. The appointment of the Presiding Election Judges, Alternate Judges, Early Voting Clerks, the Presiding Judge of the early ballot board and other election officials for the Election shall be made by the Elections Administrator in accordance with the Election Contract and the Code. The Elections Administrator may employ other personnel necessary for the proper administration of the Election, including such part-time help as is necessary to prepare for the Election, to ensure the timely delivery of supplies during early voting and on Election Day, and for the efficient tabulation of ballots at the central counting station.

**Section 5.** *Voting by Mail.* Applications for voting by mail for all residents of the City shall submitted by personal delivery or shall be mailed to the address below prior to the deadline prescribed by law:

McLennan County Elections

Physical Address

214 N 4th Street, Suite 300

Waco, TX 76701

Mailing Address

P.O. Box 2450

Waco, TX 76703

Phone: 254-757-5043

Fax: 254-757-5041

elections@mclennan.gov

**Section 6.** *Early Voting Ballots.* An Early Voting Ballot Board shall be created to process early voting results of the Election, and the Presiding Judge of the Early Voting Ballot Board shall be designated by the Elections Administrator. The Presiding Judge of the Early Voting Ballot Board shall appoint two or more additional members to constitute the Early Voting Ballot Board members and, if needed, the Signature Verification Committee members required to efficiently process the early voting ballots.

**Section 7.** *Qualified Voters.* All qualified electors of and residing in the City, shall be entitled to vote at the Election.

**Section 8.** *Proposition.* At the Election the following PROPOSITION shall be submitted in accordance with law:

CITY OF LACY LAKEVIEW PROPOSITION A

Shall the City Council of the City of Lacy Lakeview be authorized to issue bonds of the City, in one or more series, in the aggregate principal amount of $9,500,000, for the public purpose of constructing street and road improvements including related lighting, signage and streetscape improvements, sidewalks and relocation of utility lines as a result of such improvements, with the bonds of each series to mature within forty years from their date of delivery, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, and shall said City Council be authorized to levy and cause to be assessed and collected annual ad valorem taxes in an amount sufficient to pay the principal and interest on said bonds and provide a sinking fund to pay said bonds at maturity?

**Section 9.** *Ballots*. The official ballots for the Election shall be prepared in accordance with the Texas Election Code to permit voters to vote "FOR" or "AGAINST" the aforesaid PROPOSITION with the ballots to contain such provisions, markings and language as required by law, and with such PROPOSITION to be expressed substantially as follows:

|  |  |  |
| --- | --- | --- |
| City of Lacy Lakeview Special Election  City of Lacy Lakeview Proposition A | | |
| For \_\_\_\_\_\_  Against \_\_\_\_\_\_ | )  )  )  )  ) | The issuance of $9,500,000 tax bonds for street and road improvements, and the imposition of taxes sufficient to pay the principal of and interest on the bonds. |

**Section 10**. *Compliance with Federal Law.* In all respects, the Election shall be conducted in accordance with the Code. Pursuant to the federal Help America Vote Act ("*HAVA*") and the Code, at each polling place there shall be at least one voting system that is equipped for disabled individuals, and each such voting system shall be a system that has been certified by the Texas Secretary of State as compliant with HAVA and the Code. The City hereby finds that the voting system to be used by the Elections Administrator in administering the Election is such a system, and orders that such voting equipment or other equipment certified by the Texas Secretary of State shall be used by the City in its elections.

**Section 11.** The City Council hereby authorizes the Mayor, Mayor Pro Tempore, City Secretary or the City Manager of the City to execute or attest on behalf of the City the Election Contract with the County.

**Section 12**. The following information is provided in accordance with the provisions of Section 3.009(b), Texas Election Code.

(a) The proposition language that will appear on the ballot is set forth in Section 9 hereof.

(b) The purpose for which the bonds are to be authorized is set forth in Section 8 hereof.

(c) The principal amount of the debt obligations to be authorized is $9,500,000 for Proposition A.

(d) If the bonds are approved by the voters, the City Council will be authorized to levy annual ad valorem taxes, on all taxable property in the City, sufficient, within the legal limit prescribed by law, to pay the principal of and interest on the bonds and to provide a sinking fund to redeem the bonds.

(e) Based upon the bond market conditions at the date of adoption of this Ordinance, the maximum interest rate for any series of the bonds is estimated to be 5.00%. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds. 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 notes, or any series thereof, may be sold.

(f) If the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed 20 years from the date of issuance of each series of bonds.

(g) The aggregate amount of the outstanding principal of the City’s debt obligations as of the date of this Ordinance is $6,677,000.

(h) The aggregate amount of the outstanding interest of the City’s debt obligations as of the date of this Ordinance is $1,749,357.

(i) The ad valorem debt service tax rate for the City as of the date of this Ordinance is $0.0401 per $100 of taxable assessed valuation.

(j) The website for the City, the authority ordering the Election, is https://www.lacylakeview.org/; the website for McLennan County, the entity administering election duties is https://www.mclennan.gov/337/Elections.

**Section 13**. *Effective Date*. This Ordinance shall be in full force and effect from and after its passage, and it is so ordained.

EXHIBIT A

###### **Early Voting Locations, Dates and Hours**

*(Lugares de Votación Temprana, Fechas y Horas)*

McLennan County Elections Administration Office Robinson Community Center

Records Building (Basement) 106 W. Lyndale Avenue

214 North 4th Street, Suite 300 Robinson, TX 76706

Waco, TX 76701

Waco Multi-Purpose Community Center West Waco Library/Genealogy Ctr.

1020 Elm Avenue 5301 Bosque Boulevard

Waco, TX 76704 Waco, TX 76710

Hewitt City Hall/Library

200 Patriot Court

Hewitt, TX 76643

The dates and times of Early Voting are:

(Los días y horas de votación adelantada son:)

Monday April 22, 2024 8:00 AM - 5:00 PM

(lunes) (22 de abril de 2024)

Tuesday April 23, 2024 8:00 AM - 5:00 PM

(martes) (23 de abril de 2024)

Wednesday April 24, 2024 8:00 AM - 5:00 PM

(miércoles) (24 de abril de 2024)

Thursday April 25, 2024 8:00 AM - 5:00 PM

(jueves) (25 de abril de 2024)

Friday April 26, 2024 8:00 AM - 5:00 PM

(viernes) (26 de abril de 2024)

Saturday April 27, 2024 7:00 AM - 7:00 PM

(sabado) (27 de abril de 2024)

Sunday April 28, 2024 1:00 PM - 6:00 PM

(domingo) (28 de abril de 2024)

Monday April 29, 2024 7:00 AM - 7:00 PM

(lunes) (29 de abril de 2024)

Tuesday April 30, 2024 7:00 AM - 7:00 PM

(martes) (30 de abril de 2024)

**Election Day Location Dates and Times**

May 4, 2024: 7 am to 7 pm

**AVAILABLE ELECTION DAY VOTE CENTERS (Contracting Entities)**

Axtell ISD Administration Building 1100 Longhorn Parkway, Axtell

Baylor Hurd Welcome Center 905 S University Parks Dr, Waco

Bellmead Civic Center 3900 Parrish Street, Bellmead

Beverly Hills City Hall 3418 Memorial Drive, Beverly Hills

Bruceville-Eddy ISD Special Events Center 1 Eagle Drive, Eddy

Carver Park Baptist Church 1020 E. Herring Avenue, Waco

Cesar Chavez Middle School 700 S. 15th Street, Waco

Chalk Bluff Baptist Church 5993 Gholson Road, Waco

China Spring ISD Administration Bldg. 12166 Yankie Road, China Spring

Crawford First United Methodist 375 W. 6th Street, Crawford

Dewey Community Center 925 N. 9th Street, Waco

Elm Mott Water (McLennan County WCID 2) 314 Elm Mott Drive, Elm Mott

Fellowship Bible Church 5200 Speegleville Road, McGregor

Gholson First Baptist Church 228 Wildcat Circle, Gholson

H. G. Isbill Junior High 305 S. Van Buren Street, McGregor

Hewitt City Hall/Library 200 Patriot Court, Hewitt

La Vega ISD Administration Building 400 E. Loop 340, Bellmead

Lacy Lakeview Civic Center 505 E. Craven Avenue, Waco

Lake Shore United Methodist Church 3311 Park Lake Drive, Waco

Lorena First Baptist Church 307 E. Center Street, Lorena

Mart ISD Administration Building 1100 JL Davis Avenue, Mart

MCC Conference Center 4601 N. 19th Street, Waco

Midway ISD Information Technology Center 109 Panther Way, Hewitt

Moody First United Methodist Church 500 6th Street, Moody

Riesel ISD Urbantke Gymnasium 702 E. Frederick Street, Riesel

Robinson Community Center 106 W. Lyndale Avenue, Robinson

South Waco Community Center 2815 Speight Avenue, Waco

South Waco Library 2737 S. 18th Street, Waco

Speegleville Baptist Church 469 Speegle Road, Waco

St. Louis Activity Center (Windsor Ave. Parking) 2415 Cumberland Avenue, Waco

University High School 3201 S. New Road, Waco

Waco Convention Center 100 Washington Avenue, Waco

Waco Multi-Purpose Community Center 1020 Elm Avenue, Waco

West Community Center 200 Tokio Road, West

West Waco Library/Genealogy Center 5301 Bosque Boulevard, Waco

Woodway City Hall 922 Estates Drive, Woodway

Woodway First Baptist Church (The Venue) 110 Ritchie Road, Woodway

**Voter Information Document – City of Lacy Lakeview Special Election**

**Proposition A**

The following information is prepared to comply with Tex. H.B. 477 86th Leg., R.S. (2019) and is for illustration purposes only. The information is not a part of the proposition to be voted on and does not create a contract with the voters.

At the Election, the following language will appear on the ballot:

|  |  |  |
| --- | --- | --- |
| City of Lacy Lakeview Special Election  City of Lacy Lakeview Proposition A | | |
| For \_\_\_\_\_\_  Against \_\_\_\_\_\_ | )  )  )  ) | The issuance of $9,500,000 tax bonds for street and road improvements, and the imposition of taxes sufficient to pay the principal of and interest on the bonds. |

The following table sets forth the estimated principal amount of, and interest due to maturity on, the bonds to be issued if Proposition A passes, and all outstanding obligations of the City secured by and payable from ad valorem taxes.

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Principal Amount of Bonds to be authorized | Estimated interest for Bonds to be authorized (1) | Estimated combined principal and interest required to pay on time and in full the Bonds to be authorized (1) | Principal of City’s Existing Outstanding Debt  (as of 2/13/2024) | Remaining interest on City’s Existing Outstanding Debt  (as of 2/13/2024) | Combined Principal and Interest to timely pay City’s Outstanding Debt  (as of 2/13/2024) |
| $9,500,000 | $4,227,750 | $13,727,750 | $6,677,000 | $1,749,357 | $8,426,357 |

1. The interest on the proposed bonds is estimated at a rate of 5.00% based on market conditions as of February 13, 2024, and therefore, the interest payable on the proposed bonds may be less than, or more than, the amounts set forth above based on market conditions at the time of sale of the proposed bonds.

Based on the information and assumptions provided in the table above, the 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 proposed bonds, if approved, is $150.00. This estimate assumes annual growth of City’s taxable assessed valuation at a rate of 5.00% per year and assumes that the proposed bonds will be issued in an amortization that will produce relatively consistent levels of debt service in each year.

CITY OF LACY LAKEVIEW BOND ELECTION

*(la elección para bonos de la Ciudad de Lacy Lakeview)*

May 4, 2024   
*(día 4 de mayo del 2024)*

|  |  |  |
| --- | --- | --- |
|  | **City of Lacy Lakeview Proposition A** | **Propuesta A de la Ciudad de Lacy Lakeview** |
| □ FOR  *(a favor)*  □ AGAINST  *(en contra)* | The issuance of $9,500,000 tax bonds for street and road improvements, and the imposition of taxes sufficient to pay the principal of and interest on the bonds. | La emisión de $9,500,000 en bonos fiscales para mejoras de calles y caminos, y la imposición de impuestos suficientes para pagar el capital y los intereses de los bonos. |