

AN ORDINANCE CALLING A BOND ELECTION TO BE HELD IN THE CITY OF GRAND PRAIRIE, TEXAS; MAKING PROVISION FOR THE CONDUCT OF AN ELECTION; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION

* * * * *

WHEREAS, the City Council (the *Council*) of the CITY OF GRAND PRAIRIE, TEXAS (the *City*), located in Dallas County, Ellis County and Tarrant County, Texas hereby finds and determines that an election should be held on May 1, 2021, to determine whether the Council shall be authorized to issue general obligation bonds of the City in the amount and for the purposes hereinafter identified (the *Election*); and

WHEREAS, the City will enter into election services contracts with the Dallas County Elections Administrator, the Ellis County Elections Administrator and the Tarrant County Elections Administrator, in accordance with the provisions of Subchapter D of Chapter 31, as amended, Texas Election Code, or other applicable law, pursuant to which the Elections Administrators will assist with certain aspects of the Election on the City's behalf;

WHEREAS, the Council hereby finds and determines that the necessity to promote economic development within the City necessitates that it is in the public interest to call and hold the Election at the earliest possible date to authorize the issuance of general obligation bonds for the purposes hereinafter identified; and

WHEREAS, the Council hereby finds and determines that the holding of the Election is in the best interests of the residents of the City; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS THAT:

SECTION 1. The Election shall be held in the CITY OF GRAND PRAIRIE, TEXAS on the 1st day of May, 2021 (*Election Day*), which is a uniform election date under the Texas Election Code, as amended, and is not less than 78 days nor more than 90 days from the date of the adoption of this ordinance (the *Ordinance*), for the purpose of submitting the following proposition to the qualified voters of the City:

CITY OF GRAND PRAIRIE, TEXAS PROPOSITION A

“SHALL the City Council of the City of Grand Prairie, Texas be authorized to issue general obligation bonds of the City in the aggregate principal amount of \$75,000,000 for the purpose of providing funds for promoting economic development throughout the City, through planning, designing, constructing, improving, extending and expanding public streets, utilities, and other infrastructure facilities, including the acquisition of land therefor, and through the City's programs for economic development and housing including the acquisition of improved and unimproved properties, the demolition of existing structures, making grants, loans and otherwise providing assistance with bond proceeds to promote economic development and to stimulate business and commercial activity in the City for private commercial, industrial, retail, residential and mixed-

use development, hospitality and entertainment projects and neighborhood revitalization projects; such bonds to mature serially over a period not to exceed forty (40) years from their date, to be issued in such installments and sold at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) 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 principal and interest on said bonds by levying a tax sufficient to pay the annual interest on and to create a sinking fund sufficient to redeem said bonds as they become due.

SECTION 2. Pursuant to an agreement to be entered into with the Dallas County Elections Department, for that portion of the City located in Dallas County, the Ellis County Elections Department for that portion of the City located in Ellis County and the Tarrant County Elections Department for that portion of the City located in Tarrant County, the election shall be conducted by the Dallas County Elections Department, the Ellis County Elections Department and the Tarrant County Elections Department, respectively, in accordance with the provisions of the respective agreements for election services (the “Contracts”).

The polling places for this election are shown in **Exhibit A**, which is attached hereto and incorporated herein by reference as a part of this Ordinance for all purposes. The election officers and maximum number of clerks for each polling place shall be determined and appointed in accordance with the Contracts.

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

SECTION 3. With respect to that portion of the City located in Dallas County, the locations, dates and times for early voting for this election shall be as shown in **Exhibit B**, which is attached hereto and incorporated herein by reference as a part hereof for all purposes. Michael J. Scarpello, Dallas County Elections Administrator, is hereby appointed early voting clerk and shall appoint and designate deputy clerks at such early voting polling place in accordance with the agreement with the Dallas County Elections Department.

With respect to that portion of the City located in Ellis County, the locations, dates and times for early voting for this election shall be as shown in **Exhibit B**, which is attached hereto and incorporated herein by reference as a part hereof for all purposes. Jana Onyon, Ellis County Elections Administrator, is hereby appointed as early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the agreement with the Ellis County Elections Department.

With respect to that portion of the City located in Tarrant County, the locations, dates and times for early voting for this election shall be as shown in **Exhibit B**, which is attached hereto and incorporated herein by reference as a part hereof for all purposes. Heider I. Garcia, Tarrant County Elections Administrator, is hereby appointed as early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the agreement with the Tarrant County Elections Department.

For purposes of processing ballots cast in early voting, the election officers for the early voting ballot board for this election shall be appointed and designated in accordance with the provisions of the Contracts.

SECTION 4: With respect to voters of the City residing in Dallas County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Office of the Elections Department, 1520 Round Table Drive, Dallas, Texas and the Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at such Central Counting Station shall be determined, appointed and designated in accordance with the agreement with the Dallas County Elections Department. The Manager and Presiding Judge of such Central Counting Station may appoint clerks to serve at such Station, as provided by Texas Election Code, Section 127.006, as amended.

With respect to voters of the City residing in Ellis County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Ellis County Election Department, 204 E. Jefferson Street, Waxahachie, Texas and the Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at such Central Counting Station shall be determined, appointed and designated in accordance with the agreement with the Ellis County Elections Department. The Manager and Presiding Judge of such Central Counting Station may appoint clerks to serve at such Station, as provided by Section 127.006 of the Election Code, as amended.

With respect to voters of the City residing in Tarrant County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Tarrant County Election Department, 2700 Premier Street, Fort Worth, Texas and the Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at such Central Counting Station shall be determined, appointed and designated in accordance with the agreement with the Tarrant County Elections Department. The Manager and Presiding Judge of such Central Counting Station may appoint clerks to serve at such Station, as provided by Section 127.006 of the Election Code, as amended.

SECTION 5. The official ballot shall be prepared in accordance with the Texas Election Code, as amended, so as to permit voters to vote “FOR” or “AGAINST” the aforesaid proposition which shall appear on the ballot substantially as follows:

CITY OF GRAND PRAIRIE, TEXAS PROPOSITION A

“THE ISSUANCE OF \$75,000,000 GENERAL OBLIGATION BONDS FOR
PROMOTING ECONOMIC DEVELOPMENT WITHIN THE CITY AND THE
IMPOSITION OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF AND
INTEREST ON THE BONDS”

SECTION 6. All resident qualified voters of the City shall be permitted to vote at the Election, and on Election Day, such voters shall vote at the designated polling places. The Election shall be held and conducted in accordance with the laws of the State of Texas, including the provisions of the Texas Election Code, as amended, the Texas Government Code, as amended, including Chapter 1251 and as may be required by any other law. To the extent required by law, all materials and proceedings relating to the Election shall be printed in both English, Spanish and Vietnamese.

SECTION 7. Notice of election, including a Spanish and Vietnamese translation thereof, shall be published on the same day in each of two successive weeks in a newspaper of general circulation in the City, the first of these publications to appear in such newspaper not more than 30 days, and not less than 14 days, prior to Election Day. Moreover, a substantial copy of this Ordinance and the voter information attached as **Exhibit C**, including a Spanish and Vietnamese translation thereof, shall be posted (i) at City Hall not less than 21 days prior to Election Day; (ii) at three additional public places within the City not less than 21 days prior to Election Day, (iii) in a prominent location at each polling place on Election Day and during early voting, and (iv) in a prominent location on the City's internet website not less than 21 days prior to Election Day. A sample ballot shall be posted on the City's internet website not less than 21 days prior to Election Day.

SECTION 8. As required by and in accordance with Section 3.009(b)(5) and (7) through (9) of the Texas Election Code, the City, as of the date of this Ordinance, had outstanding an aggregate principal amount of debt equal to \$311,330,000; the aggregate amount of the interest owed on such City debt obligations, through respective maturity, totaled \$93,600,000; and the City levied an ad valorem debt service tax rate for its outstanding debt obligations of \$.20936 per \$100 of taxable assessed valuation. The City estimates an ad valorem debt service tax rate of \$.20936 per \$100 of taxable assessed valuation if the bonds that are subject of the Election are approved and are issued (taking into account the outstanding City bonds and bonds that are the subject of this Election, but not future bond authorizations of the City). The bonds that are the subject of this Election shall mature serially or otherwise overall a specified number of years (not more than 40 years from their date), as prescribed by applicable Texas law, though the City estimates that, based on current bond market conditions, such bonds will amortize over a 30-year period from their respective date of issue. The foregoing estimated tax rate and amortization period are only estimates, provided for Texas statutory compliance, and do not serve as a cap on any City ad valorem tax rate or the amortization period for bonds that are the subject of this Election.

SECTION 9. The Council authorizes the Mayor, the City Manager, or their respective designee, to negotiate and enter into one or more election agreements and/or similar contracts or agreements with Dallas County, Ellis County and Tarrant County, acting by and through their respective Elections Administrators, as permitted and in accordance with the provisions of the Texas Election Code, as amended. In addition, the City authorizes the Mayor, the City Manager, or their respective designee of either of such parties to make such technical modifications to this Ordinance that are necessary for compliance with applicable Texas or federal law or to carry out the intent of the Council, as evidenced herein. To the extent that any duty or obligation of the City, in general, or any City official, in particular, is properly delegated to the Dallas County, Ellis County and Tarrant County pursuant to an election agreement with such County, then the County's carrying out those duties and obligations on the City's behalf pursuant to the terms of such election agreement shall be binding upon the City and are hereby determined by the Council to be evidence of the City's compliance with the provisions of applicable Texas law concerning the Election relative to the same.

SECTION 10. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

SECTION 11. All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters ordained herein.

SECTION 12. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 13. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Texas Government Code, Chapter 551, as amended and as in effect on the date hereof.

SECTION 14. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and this Council hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 15. Pursuant to the provisions of Section 1201.028, as amended, Texas Government Code, this Ordinance shall be effective immediately upon adoption on the date shown below.

PASSED, APPROVED AND ADOPTED on the _____ day of _____, 2021.

CITY OF GRAND PRAIRIE, TEXAS

Ron Jensen
Mayor

ATTEST:

Mona Lisa Galicia
City Secretary

(CITY SEAL)

Exhibit A

ELECTION DAY POLLING PLACES

Election Day: Saturday, May 1, 2021

Election Day Polling Locations open from 7 a.m. to 7 p.m.

Presiding Judge(s) and Alternate(s): to be determined by the County Election Administrators

Polling Locations

Dallas County, Ellis County and Tarrant County participate in the Countywide Polling Place program under Section 43.007, as amended, Texas Election Code. Registered voters will be able to cast their Election Day ballots at any of the Vote Centers in the County of their residence. Locations will be identified and published in the forthcoming election notice provided by each of Dallas County, Ellis County and Tarrant County.

Exhibit B

EARLY VOTING

Early voting begins April 19, 2021 and ends on April 27, 2021.

Dallas County Early Voting Clerk: Michael Scarpello, 1520 Round Table Drive, Dallas, Texas 75247.

Ellis County Early Voting Clerk: Jana Onyon, 204 E. Jefferson Street, Waxahachie, Texas 75165

Tarrant County Early Voting Clerk: Heider Garcia, 2700 Premier Street, Fort Worth, Texas 76111

Presiding Judges of the Early Voting Ballot Boards: to be determined by the Administrators.

Voters entitled to vote an early ballot by personal appearance may do so at any Early Voting site within the county of their residence.

Main Early Voting Polling Place, Dates, and Times

Polling Place	Dates	Times
Dallas County	April 19 – 23, Monday – Friday	8:00 a.m. - 5:00 p.m.
1520 Round Table Drive, Dallas, Texas 75247	April 24, Saturday	8:00 a.m. - 5:00 p.m.
	April 25, Sunday	1:00 p.m. - 6:00 p.m.
	April 26 – 27, Monday – Tuesday	7:00 a.m. - 7:00 p.m.
Ellis County	April 19 – 23, Monday – Friday	8:00 a.m. - 5:00 p.m.
204 E. Jefferson Street, Waxahachie, Texas 75165	April 24, Saturday	8:00 a.m. - 4:00 p.m.
	April 26 – 27, Monday – Tuesday	7:00 a.m. - 7:00 p.m.
Tarrant County	April 19 – 23, Monday – Friday	8:00 a.m. - 5:00 p.m.
2700 Premier Street, Fort Worth, Texas 76111	April 24, Saturday	7:00 a.m. - 7:00 p.m.
	April 25, Sunday	11:00 a.m. - 4:00 p.m.
	April 26 – 27, Monday - Tuesday	7:00 a.m. - 7:00 p.m.

Branch Early Voting Polling Places, Dates, and Times will be determined by the Dallas, Tarrant and Ellis County Elections Administrators and published in the forthcoming election notice provided by each of Dallas County, Ellis County and Tarrant County.

Early Voting by Mail

Dallas County, Texas

Applications for voting by mail should be received no later than the close of business (5:00 p.m.) on April 20, 2021. Applications should be sent to:

1520 Round Table Drive, Dallas, Texas 75247
phone: (469) 627-VOTE (8683)
fax: (214) 819-6301
email: dallascountyvotes@dallascounty.org

If an application for ballot by mail is faxed or emailed (or if a federal postcard application is faxed), the applicant must also mail the original application so that the early voting clerk receives the original no later than four days after receiving the emailed or faxed copy.

Ellis County, Texas

Applications for voting by mail should be received no later than the close of business (5:00 p.m.) on April 20, 2021. Applications should be sent to:

204 E. Jefferson Street, Waxahachie, Texas 75165
phone: 972-825-5195
fax: 972-923-5194
email: elections@co.ellis.tx.us

If an application for ballot by mail is faxed or emailed (or if a federal postcard application is faxed), the applicant must also mail the original application so that the early voting clerk receives the original no later than four days after receiving the emailed or faxed copy.

Tarrant County, Texas

Applications for voting by mail should be received no later than the close of business (5:00 p.m.) on April 20, 2021. Applications should be sent to:

2700 Premier Street, Fort Worth, Texas 76111
phone: 817-831-VOTE (8683)
fax: 817-850-2344

email: votebymail@tarrantcounty.com If an application for ballot by mail is faxed or emailed (or if a federal postcard application is faxed), the applicant must also mail the original application so that the early voting clerk receives the original no later than four days after receiving the emailed or faxed copy.

Exhibit C

VOTER INFORMATION DOCUMENT

Grand Prairie City, Texas Proposition A:

<input type="checkbox"/> FOR (a favor)	“THE ISSUANCE OF \$75,000,000 GENERAL OBLIGATION BONDS FOR PROMOTING ECONOMIC DEVELOPMENT WITHIN THE CITY AND THE IMPOSITION OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS”
<input type="checkbox"/> AGAINST (en contra)	

principal of debt obligations to be authorized	\$75,000,000
estimated interest for the debt obligations to be authorized presuming an interest rate of 3.0%	\$39,793,333
estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized amortized over 30 years	\$ 114,793,333
as of the date the election was ordered, principal of all outstanding debt obligations	\$311,300,000
as of the date the election was ordered, the estimated remaining interest on all outstanding debt obligations	\$93,600,000
estimated combined principal and interest required to pay on time and in full all outstanding debt obligations	\$404,930,000
estimated maximum annual increase in the amount of taxes on a residence homestead with a taxable value of \$100,000 to repay the debt obligations to be authorized, if approved This figure assumes the amortization of the City’s debt obligations, including outstanding debt obligations and the proposed debt obligation; changes in estimated future appraised values within the City; and the assumed interest rate on the proposed debt obligations.	\$0

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