

## NOTICE OF ELECTION

TO THE RESIDENT, QUALIFIED ELECTORS OF THE TOWN OF PECOS CITY, TEXAS:

TAKE NOTICE that an election will be held in the Town of Pecos City, Texas on May 1, 2021 in accordance with the following Ordinance passed by the City Council:

### RESOLUTION NO. 21-01-03R

*Call for May 1, 2021 General Election*

AN ORDINANCE OF THE TOWN OF PECOS CITY, TEXAS CALLING FOR A GENERAL ELECTION AND A BALLOT FOR MULTIPLE BOND PROPOSITIONS, DATE OF ELECTION; DESIGNATING POLLING PLACES; PROVIDING FOR EARLY VOTING; PROVIDING FOR THE APPOINTMENT OF THE ELECTION JUDGE(S) AND AN EARLY VOTING CLERK; PROVIDING FOR BALLOTS BY MAIL AND EMAIL TO THE EARLY VOTING CLERK'S OFFICIAL MAILING ADDRESS AND/OR EMAIL ADDRESS; AUTHORIZING THE CITY SECRETARY TO PUBLISH AND/OR POST NOTICE OF THE ELECTION

**WHEREAS**, the Town of Pecos City is a home rule city acting under its charter to ensure continuity of government; and

**WHEREAS**, the City called a General Election on the question of amendments to the City's Home Rule Charter to be held May 1, 2021; and

**WHEREAS**, Section 41.001(a) of the Texas Election Code calls for a General Election to be held on May 1, 2021, being the first Saturday in May, at which time the voters will elect persons to fill the office of Council Place Seats Two (2), Three (3), and Five (5); and

**WHEREAS**, Section 3.004(b) of the Texas Election Code provides that the governing body of a municipality shall be the authority to order a General Election for the purposes of electing members to the governing body; and

**WHEREAS**, pursuant to Chapter 271, Texas Election Code, the City may enter into a joint election agreement; and

**WHEREAS**, pursuant to Chapter 1251, Texas Government Code, the City must place before the voters a "Ballot for Debt Obligations Issued by Political Subdivision"; and

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

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF PECOS CITY:**

**Section 1. General Election Called.** An election is hereby called to be held on May 1, 2021 between the hours of 7:00 AM and 7:00 PM to elect City Council Places 2, 3, and 5; to serve from May 2021 until May 2025, or until their successors are duly elected and qualified.

**Section 2. Official Propositions.** At said election the following PROPOSITIONS shall be submitted to the electorate in accordance with law:

**PROPOSITION 1: STREET IMPROVEMENTS**

Shall the City Council of the Town of Pecos City, Texas be authorized to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$18,000,000 for the purpose of constructing these projects:

<b>Project Name</b>	<b>Project Scope (Description)</b>	<b>Opinion of Probable Cost</b>
New Traffic Signals	Design and Installation of new traffic signals at the following locations: Along Highway 285 (FM 1216, 7th, 12th), at Business 20/FM 2119, I-20 Frontage Roads/Country Club. Intended for safety and traffic flow improvement.	\$2,500,000
Washington and Ross Improvements	Pavement replacement with improvements generally to: sidewalks, grade and drainage, intersection improvements, lighting, and curb and gutter along Washington from South Eddy Street to Ross Street and on Ross Street from Washington Street to W. 3rd Street. This project intended to improve traffic safety and pedestrian safety near the school zone.	\$2,000,000
Lincoln Street Improvements, Phase I	Right of Way purchase, Design and construction of improvements to generally include; vertical and horizontal alignment, grades, new pavement, pedestrian accommodations, lighting, and drainage along Lincoln Street between Plum Street and Highway 285. This project to improve traffic flow, safety, and to improve aesthetics of a major entryway to Pecos.	\$10,500,000
East Side Improvements	Design and installation of new curb and gutter, new sidewalk in portions of Pecos located east of Highway 285. Intended for improved pedestrian safety and drainage.	\$3,000,000
<b>Total principal amount of the debt obligations to be authorized:</b>		<b>\$18,000,000</b>

**PROPOSITION 2: STREET IMPROVEMENTS**

Shall the City Council of the Town of Pecos City, Texas be authorized to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$19,000,000 for the purpose of constructing these projects:

<b>Project Name</b>	<b>Project Scope (Description)</b>	<b>Opinion of Probable Cost</b>
Plum Street Improvements	Design and construction of improvements to generally include; vertical and horizontal alignment, grades, pavement, pedestrian accommodations, safety improvements, intersection improvements, lighting, landscaping and drainage along Plum Street between Walthall Street and Raul Flores Boulevard.	\$5,000,000

Country Club Realignment and Improvements	Land purchase, Design and construction of improvements to generally include; vertical and horizontal alignment, grades, pavement, pedestrian accommodations, safety improvements, intersection improvements, lighting, landscaping and drainage along Country Club Road between Pecos Municipal Airport and Eddy Street. Realignment to connect Eddy Street with Country Club. This project to improve traffic flow, connectivity and to improve aesthetics of a major entryway to Pecos.	\$7,000,000
Veterans Boulevard Improvements	Design and construction of improvements to generally include; vertical and horizontal alignment, grades, pavement, pavement, pedestrian accommodations, safety improvements, intersection improvements, lighting, landscaping and drainage along Veterans Boulevard between Highway 17 and South Eddy Street. This project intended to improve traffic safety and pedestrian safety near the school zone.	\$5,000,000
Meadowbrook Subdivision, Phase II	Construction of new pavement, curb and gutter, sidewalk, and lighting in the Meadowbrook Subdivision for the purpose of expanding housing opportunities.	\$2,000,000
<b>Total principal amount of the debt obligations to be authorized:</b>		<b>\$19,000,000</b>

### PROPOSITION 3: STREET IMPROVEMENTS

Shall the City Council of the Town of Pecos City, Texas be authorized to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$18,000,000 for the purpose of constructing these projects:

Project Name	Project Scope (Description)	Opinion of Probable Cost
Texas Street Roadway Improvements	Design and construction of improvements to generally include; vertical alignment, grades, pavement, pedestrian accommodations, lighting, and drainage along Texas Street between Washington Street and Raul Flores Boulevard.	\$4,000,000
Stafford Street Roadway Improvements	Design and construction of improvements to generally include; vertical and horizontal alignment, grades, pavement, pedestrian accommodations, lighting, landscaping and drainage along Texas Street between Washington Street and Raul Flores Boulevard. Realignment of Stafford Street with CR 201. This project intended to improve safety and traffic flow.	\$3,500,000
6th Street Roadway Extension	Construction of new pavement, curb and gutter, sidewalk, and lighting along 6th Street between Locust Street and Mesquite Street. This project would improve connectivity and open up new lots to home construction.	\$500,000
Martinez Street Reliever Route	Land purchase, design and construction of a new roadway to connect between Rancho Street and Collie Road for the purpose to act as a truck route and to provide additional connectivity to the east side of	\$5,000,000

	Pecos. The end result of this project would remove commercial truck traffic from residential neighborhoods.	
Downtown Reconstruction and Improvements (Phase I)	Part of the 2010 Downtown Master Plan. Design and construction of improvements to sidewalk, landscaping, drainage, grade corrections, new pavement, pedestrian accommodations, park expansion, lighting and parking improvements along and near South Oak Street between West 1st Street and West 4th Street	\$5,000,000
	<b>Total principal amount of the debt obligations to be authorized:</b>	<b>\$18,000,000</b>

#### PROPOSITION 4: PARK IMPROVEMENTS

Shall the City Council of the Town of Pecos City, Texas be authorized to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$10,000,000 for the purpose of constructing these projects:

Project Name	Project Scope (Description)	Opinion of Probable Cost
Maxey Park Improvements	Part of the 2017 Parks Master Plan. Design and construction of park improvements to generally include: new amphitheater, renovated baseball/softball fields, new soccer fields/open space, new recreational equipment, disk golf course, trails, restrooms, lighting, parking	\$5,000,000
Bessie Haynes Park Improvements	Part of the 2017 Parks Master Plan. Design and construction of park improvements to generally include: new playground, new sprayground, new soccer fields/open space, new recreation equipment, lighting, parking, landscaping	\$3,000,000
New Park Construction	Part of the 2017 Parks Master Plan. Land purchase, design and construction of new parks at Ross Street, Washington Street, Mimosa Street, B Street	\$2,000,000
	<b>Total principal amount of the debt obligations to be authorized:</b>	<b>\$10,000,000</b>

**Section 3. Notice of Election.** (a) Notice of the Election shall be given by posting a copy of this Ordinance, both in English and in Spanish, at three (3) public places in the City and also at the City Hall (on the bulletin board used for posting notice of public meetings), not less than 21 days prior to the date set for the Election; and a substantial copy of this Ordinance also shall be published, both in English and in Spanish, on the same day in each of two successive weeks in a newspaper of general circulation published in the City, the date of the first publication to be not less than 10 nor more than 30 days prior to the date set for the Election.

(b) On Election day and during early voting by personal appearance, this Ordinance shall be posted in a prominent location at each polling place.

(c) During the 21 days before the election, the Notice of Election, this Ordinance, and any sample ballot prepared for the Election shall be posted prominently on the City's Internet website."

**Section 4. Conduct of Election.** The election shall be conducted according to the Texas Election Code, Texas Constitution and the Town of Pecos City, Texas City Charter.

**Section 5. Joint Election Agreements Approved.** The Mayor is authorized to enter into joint election agreements and contracts for election services as may be necessary for conducting this election.

**Section 6. Proposed Judges, Alternate Judges, Workers, Dates and Locations.**

**SEE EXHIBIT "A"**

**Section 7. Run-off Election.** Any runoff election required for the election of members of the City Council of the Town of Pecos City, Texas shall be held as prescribed in the City's Charter and at the same location as the Election Day Polling Place.

**SEE EXHIBIT "A"**

**Section 8. Authorization Granted.** The City Manager and City Secretary, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of Federal and State law in carrying out and conducting the election, whether or not expressly authorized herein.

**Section 9.** (a) The respective proposition language is set forth in Section 2 of this Ordinance;

(b) The respective purposes for which the Bonds are to be authorized are stated in Section 2 of this Ordinance;

(c) The total principal amount of the Bonds to be authorized is \$65,000,000;

(d) Ad valorem taxes sufficient to pay the principal and interest on the Bonds will be imposed;

(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 2.12%. Such estimate takes into account a number of factors, including the issue 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 any series thereof, may be sold;

(f) The maximum maturity date of the Bonds shall not exceed 20 years;

(g) The aggregate amount of the outstanding principal of the City's ad valorem tax debt obligations is \$23,180,000 as of the date this Ordinance is adopted;

(h) The aggregate amount of the outstanding interest on ad valorem tax debt obligations of the City is \$3,987,858 as of the date this Ordinance is adopted; and

(i) The ad valorem tax debt service tax rate for the City is \$0.2927 per \$100 valuation of the taxable property as of the date this Ordinance is adopted.

The information provided in this section is solely for purposes of compliance with Section 3.009(b) of the Texas Election Code and is for illustration purposes only. The information is not a part of the propositions to be voted on and does not create a contract with the voters.

**SEVERABILITY:** If any article, section, subsection, clause, paragraph, sentence or phrase of this ordinance shall, for any reason, be held to be invalid or unconstitutional, such invalid article, section, subsection, clause, paragraph, sentence or phrase is hereby declared to be severable; and any such invalid or unconstitutional article, section, subsection, clause, paragraph, sentence or phrase shall in no way affect the validity of the remaining portions of this ordinance; and it is hereby declared to be the intention of the City Council to enact each section and portion thereof individually, and each such section shall stand individually if necessary, and be in force regardless of the determined invalidity or unconstitutionality of any article, section, subsection, clause, paragraph, sentence or phrase thereof.

**EFFECTIVE DATE:** This ordinance shall be effective immediately upon passage.

**PASSED AND APPROVED THIS 11TH DAY OF FEBRUARY, 2021.**

**TOWN OF PECOS CITY, TEXAS**

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David Flores, Mayor

ATTEST:

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Syra Nichols, City Secretary

APPROVED AS TO FORM AND FUNCTION:

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Rod Ponton, City Attorney

## **EXHIBIT A**

Early voting by personal appearance will be conducted each weekday at:

**PECOS CITY HALL —115 W 3rd Street, Pecos, Texas**

between the hours of 8:00 a.m. and 5:00 p.m. beginning on April 19, 2021 and ending April 27, 2021.  
The 1st day and 7th day of early voting will be 7:00 a.m. to 7:00 p.m. (April 19th and April 27th)

Election day voting by personal appearance will be conducted at the Pecos City Hall, 115 W 3rd Street, Pecos, Texas from 7:00 a.m. to 7:00 p.m.

Applications for ballot by mail shall be mailed to:

**DEBRA THOMAS** (Early Voting Clerk)  
**P.O. Box 72**  
**Pecos, Texas 79772**

Applications for ballots by mail must be received no later than the close of business on April 20, 2021.

Issued this the 28th day of January, 2021.

**VOTER INFORMATION DOCUMENT FOR  
SAFETY, CAPACITY, AND DRAINAGE STREET IMPROVEMENTS PROPOSITION**

**PROPOSITION 1**

FOR  “the authorization to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$18,000,000 for the purpose of constructing these projects: New traffic signals, washington and ross improvements, lincoln street improvements (phase 1), east side improvements.”

AGAINST

Principal of the Bonds to be Authorized	Estimated Interest for the Bonds to be Authorized	Estimated Combined Principal and Interest for the Bonds to be Authorized	As of February 11, 2021, Principal of All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Remaining Interest Due on All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Combined Principal of and Interest Due on All Outstanding Tax Debt Obligations of the City
\$18,000,000	\$4,345,027	\$22,345,027	\$23,180,000	\$3,987,858	\$27,167,858

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 Bonds to be authorized for the Safety, Capacity, and Drainage Street Improvements, if approved by the voters, is \$0.1898, assuming: (i) an interest rate of 2.12% on the Bonds; (ii) a 0% per year overall growth in taxable assessed values; (iii) a maximum maturity of 20 years for the Bonds; and (iv) the Bonds are issued, together with other bonds authorized by the voters, over a 20 year period, from 2022 to 2041. Although the estimated interest on the Bonds to be authorized is calculated on a 20 year maturity, the City may issue the Bonds with a 25 year maturity depending on market conditions as provided in the Ordinance. The current ad valorem tax debt service tax rate for the City is \$0.2927 per \$100 valuation of the taxable property.

The information provided in this document is solely for purposes of compliance with Section 1251.052 of the Texas Government Code 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. See the additional pages of this Voter Information Document for the City's Propositions 2, 3, and 4.

**VOTER INFORMATION DOCUMENT FOR  
SAFETY, MOBILITY, SUBDIVISION, AND BEAUTIFICATION STREET IMPROVEMENTS  
PROPOSITION**

**PROPOSITION 2**

FOR  “the authorization to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$19,000,000 for the purpose of constructing these projects: PLUM STREET IMPROVEMENTS, COUNTRY CLUB REALIGNMENT AND IMPROVEMENTS, VETERANS BOULEVARD IMPROVEMENTS, MEADOWBROOK SUBDIVISION (PHASE 2).”

AGAINST

Principal of the Bonds to be Authorized	Estimated Interest for the Bonds to be Authorized	Estimated Combined Principal and Interest for the Bonds to be Authorized	As of February 11, 2021, Principal of All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Remaining Interest Due on All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Combined Principal of and Interest Due on All Outstanding Tax Debt Obligations of the City
\$19,000,000	\$4,584,980	\$23,584,980	\$23,180,000	\$3,987,858	\$27,167,858

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 Bonds to be authorized for the Safety, Mobility, Subdivision, and Beautification Street Improvements, if approved by the voters, is \$0.1997, assuming: (i) an interest rate of 2.12% on the Bonds; (ii) a 0% per year overall growth in taxable assessed values; (iii) a maximum maturity of 20 years for the Bonds; and (iv) the Bonds are issued, together with other bonds authorized by the voters, over a 20 year period, from 2022 to 2041. Although the estimated interest on the Bonds to be authorized is calculated on a 20 year maturity, the City may issue the Bonds with a 25 year maturity depending on market conditions as provided in the Ordinance. The current ad valorem tax debt service tax rate for the City is \$0.2927 per \$100 valuation of the taxable property.

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**VOTER INFORMATION DOCUMENT FOR  
CONNECTIVITY, SAFETY AND BEAUTIFICATION STREET IMPROVEMENTS  
PROPOSITION**

**PROPOSITION 3**

FOR  “the authorization to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$18,000,000 for the purpose of constructing these projects: TEXAS STREET ROADWAY IMPROVEMENTS, STAFFORD STREET ROADWAY IMPROVEMENTS, 6<sup>TH</sup> STREET ROADWAY EXTENSION, DOWNTOWN RECONSTRUCTION AND IMPROVEMENTS (PHASE 1).”

AGAINST

Principal of the Bonds to be Authorized	Estimated Interest for the Bonds to be Authorized	Estimated Combined Principal and Interest for the Bonds to be Authorized	As of February 11, 2021, Principal of All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Remaining Interest Due on All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Combined Principal of and Interest Due on All Outstanding Tax Debt Obligations of the City
\$18,000,000	\$4,345,027	\$22,345,027	\$23,180,000	\$3,987,858	\$27,167,858

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 Bonds to be authorized for the Connectivity, Safety and Beautification Street Improvements, if approved by the voters, is \$0.1898 assuming: (i) an interest rate of 2.12 % on the Bonds; (ii) a 0% per year overall growth in taxable assessed values; (iii) a maximum maturity of 20 years for the Bonds; and (iv) the Bonds are issued, together with other bonds authorized by the voters, over a 20 year period, from 2022 to 2041. Although the estimated interest on the Bonds to be authorized is calculated on a 20 year maturity, the City may issue the Bonds with a 25 year maturity depending on market conditions as provided in the Ordinance. The current ad valorem tax debt service tax rate for the City is \$0.2927 per \$100 valuation of the taxable property.

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**VOTER INFORMATION DOCUMENT FOR  
CITY-WIDE PARK IMPROVEMENTS PROPOSITION**

**PROPOSITION 4**

FOR  “the authorization to issue and manage bonds in accordance with law, in one or more series, and impose taxes sufficient to pay the principal of and interest on the debt obligations in the aggregate principal amount not to exceed \$10,000,000 for the purpose of constructing these projects: MAXEY PARK IMPROVEMENTS, BESSIE HAYNES PARK IMPROVEMENTS, NEW PARK CONSTRUCTION.”

AGAINST

Principal of the Bonds to be Authorized	Estimated Interest for the Bonds to be Authorized	Estimated Combined Principal and Interest for the Bonds to be Authorized	As of February 11, 2021, Principal of All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Remaining Interest Due on All Outstanding Tax Debt Obligations of the City	As of February 11, 2021, Estimated Combined Principal of and Interest Due on All Outstanding Tax Debt Obligations of the City
\$10,000,000	\$2,415,453	\$12,415,453	\$23,180,000	\$3,987,858	\$27,167,858

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 Bonds to be authorized for the City-Wide Park Improvements, if approved by the voters, is \$0.1048, assuming: (i) an interest rate of 2.12% on the Bonds; (ii) a 0 % per year overall growth in taxable assessed values; (iii) a maximum maturity of 20 years for the Bonds; and (iv) the Bonds are issued, together with other bonds authorized by the voters, over a 20 year period, from 2022 to 2041. Although the estimated interest on the Bonds to be authorized is calculated on a 20 year maturity, the City may issue the Bonds with a 25 year maturity depending on market conditions as provided in the Ordinance. The current ad valorem tax debt service tax rate for the City is \$0.2927 per \$100 valuation of the taxable property.

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