

14,244

ORDER

FILED FOR RECORD
at 9:30 o'clock a M

AUG 22 2016

JENNIFER LINDENZWEIG
County Clerk, Hunt County, TX

AN ORDER OF THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS, CALLING A BOND ELECTION TO BE HELD ON NOVEMBER 8, 2016 WITHIN THE COUNTY, MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND OTHER PROVISIONS RELATING THERETO

WHEREAS, the Commissioners Court of Hunt County, Texas (the "Court"), hereby finds and determines that it is necessary and advisable to call and hold a bond election in the County for the purpose of submitting certain propositions pertaining to the issuance of bonds for the purposes hereinafter set forth; and

WHEREAS, the Court 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 Court finds and declares that the meeting at which this Order 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,

BE IT ORDERED BY THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS:

Section 1. **Findings.** The statements contained in the preamble of this Order 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 in and throughout Hunt County, Texas on Tuesday, November 8, 2016 ("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 County in accordance with law:

PROPOSITION NO. 1

"Shall the Commissioners Court of the County of Hunt, Texas, be authorized to issue bonds of the County, in one or more series or issues, in the aggregate principal amount of \$24,420,000 for the purpose of providing funds for permanent public improvements, to-wit: for constructing, improving and maintaining roads and bridges within Hunt County, including the acquisition of land and rights-of-way therefor; including participating in the cost of joint projects with various state, city and regional council of government entities; said bonds of each series or issue, respectively, to mature serially over a period of not to exceed forty (40) years from their date, the maximum allowable under State law, and to be issued in

such installments and sold at such price or prices and to bear interest at such rate or rates as shall be determined within the discretion of the Commissioners Court 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 and collecting annual ad valorem taxes upon all taxable property within the County in an amount sufficient to pay the annual interest on said bonds and to provide a sinking fund sufficient to pay said bonds as they become due?"

Section 3. **Official Ballot.** (a) Voting at the Election and early voting therefor, shall be by the use of the lawfully approved County voting systems and ballots.

(b) The preparation of the necessary equipment and the official ballots for the Election shall 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 ballots substantially in the following form::

PROPOSITION NO. 1

- | | |
|----------------------------------|--|
| <input type="checkbox"/> FOR | "THE ISSUANCE OF \$24,420,000 ROAD BONDS FOR THE CONSTRUCTION OF ROADS THROUGHOUT THE COUNTY, |
| <input type="checkbox"/> AGAINST | INCLUDING PARTICIPATION IN JOINT STATE, CITY AND REGIONAL GOVERNMENT PROJECTS AND THE LEVY OF A TAX IN PAYMENT THEREOF." |

Section 4. **Persons Qualified to Vote.** All resident, qualified voters of the County shall be eligible to vote at the Election.

Section 5. **Election Precincts, Voting Locations and Voting Hours on Election Day.** Voting on Election Day shall be conducted at the polling locations for the precincts designated on Exhibit A hereto. Such precincts and locations may be changed if so directed by the Elections Administrator without further action of the Court. The Elections Administrator is hereby authorized and directed to make such changes in polling locations as may be necessary for the proper conduct of the Election. Each polling place shall be open from 7:00 A.M. to 7:00 P.M. on the date of the Election.

Section 6. **Early Voting Locations Dates and Times.** (a) The Elections Administrator is hereby appointed as Early Voting Clerk for the Election. The early voting place and the address 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 Administrator without further action of the Court. The Elections Administrator is hereby authorized and directed to make such changes in locations as may be necessary for the proper conduct of the Election. The Elections Administrator and/or Early Voting Clerk are hereby authorized to appoint the members of the Early Voting Ballot board and the presiding judge and alternate judge in accordance with the requirements of the Code.

(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 Administrator without further Court action.

(c) Applications for early voting by mail shall be submitted to the Elections Administrator, Hunt County, 2217 A Washington, Greenville, Texas 75401.

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

Section 7. **Appointment of Election Officers.** The Election shall be conducted under the jurisdiction of the Hunt County Elections Department (the "Elections Administrator").

Section 8. **Notice of Election.** Notice of the Election shall be given by: (i) publishing a substantial copy of this Order, in English and Spanish, on the same day in each of two (2) successive weeks in a newspaper of general circulation published within the County, the date of the first publication to be not less than fourteen (14) days nor more than thirty (30) days prior to the date set for the Election, (ii) posting a copy of this Order, in English and Spanish on the bulletin board used for posting notices of meetings of the County Commissions Court and in at least three (3) other public places within the County, not later than the twenty-first (21st) day prior to the date set for the Election and (iii) posting a copy of this Order, in English and Spanish, on the County's website, prominently and together with the notice of the Election and the contents of the Proposition, 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 Order shall be posted in a prominent location at each polling place.

Section 9. **Conduct of Election.** The Election shall be conducted in accordance with the Code and other applicable law by the Hunt County Elections Administrator.

Section 10. **Additional Information Required by Section 3.009 of the Election Code.**

(a) As of October 1, 2015, the first day of the County's current fiscal year, the aggregate principal amount outstanding of tax supported debt of the County was \$5,990,000 and the aggregate amount of outstanding interest on such tax supported debt was \$334,050. The County's ad valorem debt service tax rate allocable to tax supported debt for the current fiscal year is \$0.023689 per \$100 of assessed valuation of taxable property in the County.

(b) The County 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 Court based upon a number of factors, including, but not limited to, the then current needs of the County, demographic changes, prevailing market conditions, assessed valuations in the County and management of the County's short-term and long-term interest rate exposure. Market conditions, demographics and assessed valuations vary based upon a number of factors beyond the County's control, and therefore, the County cannot and does not guarantee a particular interest rate or tax rate associated with the tax 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 County currently estimates that, if the Proposition were approved and the bonds proposed herein were authorized and issued in accordance with the County's currently projected plan of finance, the maximum interest rate on the limited tax bonds is not expected to exceed 5.00%.

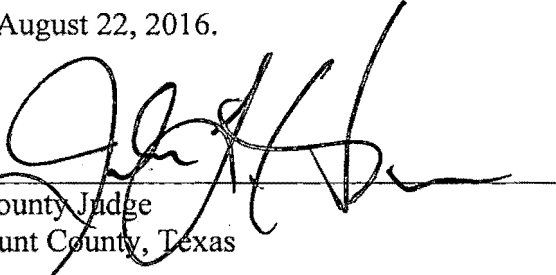
(c) Any additional information required by Section 3.009 of the Code is contained in Sections 2 and 3 of this Order.

Section 11. **Necessary Actions**. The County Judge, County Clerk and other officials of the County, in consultation with the County'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 Order.

Section 12. **Severability**. If any provision, section, subsection, sentence, clause or phrase of this Order, 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 Order nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the Court in adopting this Order 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 Order are declared to be severable for that purpose.

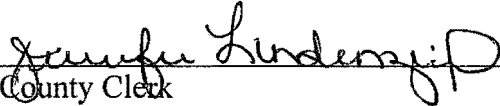
Section 13. **Effect Date**. This Order shall take effect immediately upon approval.

The foregoing Order was read and adopted on August 22, 2016.



County Judge
Hunt County, Texas

ATTEST:



County Clerk
Hunt County, Texas

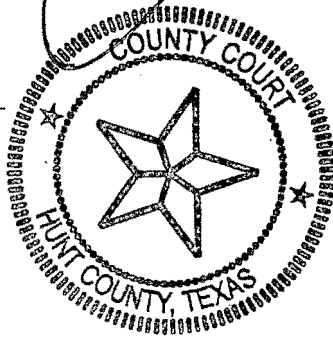


EXHIBIT A

NOVEMBER 8, 2016 –ELECTION DAY POLLING PLACES FOR HUNT COUNTY 7:00 AM – 7:00 PM

<u>Precinct #</u>	<u>POLLING PLACE</u>
101	Celeste Elem. Auditorium 605 W. Cockrell Celeste
102	Wolfe City Middle School Gym 506 W Hanna Wolfe City
103	Kingston Baptist Church 4569 Hwy 69 Celeste
104	Salem-Kinser United Methodist 1315 Rees Greenville
105	Love & Faith Fellowship 1009 Rees Greenville
106	Iglesia Bautista Ridgecrest 5400 Joe Ramsey
107	Crestview Christian Church 5605 Wesley St Greenville
108	Park Street Baptist 2505 Park St Greenville
109	Merit Baptist Church 2576 Lake Ave, Merit
210	Floyd Baptist Church 4311 Hwy 380 Greenville
211	Cedar Grove Baptist Church 919 CR 2178 Greenville
212	Westview UMC 6407 Sayle Greenville
213	1st Baptist Church of Cash 5422 Hwy 34 S Greenville
214	Quinlan City Council Chambers 104 E. Main Quinlan
215	First Baptist Church 2503 First St Caddo Mills
216	Union Valley Fire Station 7965 FM 1565 Royse City
217	Faith Temple Baptist Church 11214 Fm 1565 Poetry
318	Prairie Valley Baptist Church 2435 Fm 513 Campbell
319	Lone Oak Civic Ctr 111 Town Square Lone Oak
320	Lake Tawakoni Reg. Chamber 100 W Hwy 276 W. Tawakoni
321	Lakeview Church Family Ctr 11020 FM 751 Quinlan
322	First Assembly of God 728 E Quinlan Pkwy
323	Cash Fire Department 4745 Hwy 34 S Greenville
324	Oak Creek Country Club 969 Jack Finney Greenville
325	Fletcher Warren Civic Ctr 5501 Hwy 69 S Greenville
426	Cross Trails Cowboy Church 4761 FM 1563 (in Fairlie)
427	Commerce City Hall 1119 Alamo Commerce
428	1st United Methodist Church 1709 Hwy 50 Commerce

429	Sand Hills Country Club 5950 Sand Hills Dr Commerce
430	Timberglen 341 Canterbury Way Greenville
431	Neylandville City Hall 2469 CR 4311 Greenville
432	Cross Trails Cowboy Church 4761 FM 1563 (in Fairlie)
433	Reecy Davis Rec. Center 4320 Lee Greenville
434	Campbell Community Center 111 W Main St Campbell
EARLY VOTE	Hunt Co Voter Administration 2217 Washington Greenville
CENTRAL COUNT	Hunt Co Voter Administration 2217 Washington Greenville

EXHIBIT B

**EARLY VOTING LOCATIONS & HOURS
FOR GENERAL ELECTION
NOVEMBER 8, 2016**

Early Voting by Personal Appearance

October 24, 2016 thru November 24, 2016 (8:00am - 5:00pm Monday - Friday)

Additional times & Dates:

Tuesday, October 25th, Early voting open 7am - 7pm

Saturday, October 29th, Early voting open 8am - 12 noon

Sunday, October 30th, Early voting open 1pm - 5pm

Thursday, November 3rd, Early voting open 7am - 7pm

Early voting by personal appearance will be held at the main early voting location in the Voter Administration Building at:

Hunt Count Election Administrator
2217 Washington
Greenville, TX

(A registered voter from any precinct in the county is eligible to vote early)

If you qualify, you may request an application by mail, by calling (903) 454-5467 or by written request to:

2217 A Washington
Greenville, TX 75401.

CERTIFICATE FOR ORDER

I, the undersigned County Clerk of Hunt County, Texas, hereby certify as follows:

1. The Commissioners Court of Hunt County, Texas (the "Commissioners Court") convened in special meeting, on August 22, 2016, at the Hunt County Auxiliary Courtroom located at 2700 Johnson Street, Greenville, Texas, and the roll was called of the duly constituted and acting members of the Commissioners Court, to wit:

John Horn, County Judge
Eric Evans, Commissioner, Precinct No. 1
Tod McMahan, Commissioner, Precinct No. 2
Phillip Martin, Commissioner, Precinct No. 3
Jim Latham, Commissioner, Precinct No. 4

and all of the members of the Commissioners Court were present except _____, thus constituting a quorum. Whereupon, among other business, a written Order bearing the following caption was introduced for consideration by the Commissioners Court:

AN ORDER OF THE COMMISSIONERS COURT OF HUNT COUNTY,
TEXAS, CALLING A BOND ELECTION TO BE HELD ON NOVEMBER 8,
2016 WITHIN THE COUNTY, MAKING PROVISIONS FOR THE CONDUCT
OF THE ELECTION AND OTHER PROVISIONS RELATING THERETO

was duly introduced for consideration of said Commissioners Court. It was then duly moved and seconded that said Order be passed; and, after due discussion, said motion, carrying with it the passage of said Order, prevailed and carried by the following vote:

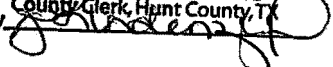
AYES: 4 NOES: 0 ABSTENTIONS: 0

2. A true, full and correct copy of the aforesaid Order passed at the meeting described in the above and foregoing paragraph is attached to and follows this Certificate; said Order has been duly recorded in the official minutes of said Commissioners Court; the above and foregoing paragraph is a true and correct excerpt from said minutes of said meeting pertaining to the passage of said Order; the persons named in the above and foregoing paragraph, at the time of said meeting and the passage of said Order, were the duly chosen, qualified and acting officers and members of said Commissioners Court as indicated therein; each of said officers and members was duly and sufficiently notified officially and personally in advance, of the time, place and purpose of the aforesaid meeting and that said Order would be introduced and considered for passage at said meeting, and each of said officers and members consented in advance to the holding of said meeting for such purpose; and said meeting 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, TEX. GOV'T CODE ANN., as amended.

FILED FOR RECORD
at 9:30 o'clock a M

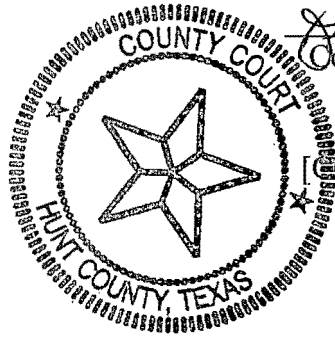
AUG 22 2016

JENNIFER LINDENZWEIG
County Clerk, Hunt County, TX

By: 

SIGNED AND SEALED this August 22, 2016.

Jennifer Lindenberg
County Clerk, Hunt County, Texas



[COUNTY SEAL]