

RESOLUTION NO. 07-28-20- 1

A RESOLUTION AMENDING AND RESTATING A RESOLUTION CALLING A BOND ELECTION TO BE HELD IN THE CITY OF AMARILLO, 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 AMARILLO, TEXAS (the *City*), located in Potter County, Texas and Randall County, Texas has previously adopted a resolution calling a bond election to be held in the City on May 2, 2020;

WHEREAS, the May 2, 2020 election was postponed in accordance with a proclamation of the Governor of Texas;

WHEREAS, the Council hereby finds and determines that an election should be held on November 3, 2020, 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 Potter County Elections Administrator and the Randall 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 construct various capital improvements 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 actions hereinbefore described are in the best interests of the residents of the City; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS THAT:

Section 1: Sections 1 through 15 of the resolution passed and approved by the City Council on February 11, 2020, relating to calling a bond election to be held in the City are hereby amended and restated as follows:

SECTION 1. The Election shall be held in the CITY OF AMARILLO, TEXAS on the 3rd day of November, 2020 (*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 resolution (the *Resolution*), for the purpose of submitting the following proposition to the qualified voters of the City:

CITY OF AMARILLO, TEXAS PROPOSITION A

“SHALL the City Council of the City of Amarillo, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$275,000,000 for permanent public improvements and public purposes, to-wit: acquiring, constructing, improving, expanding, and equipping the City’s convention center facilities, to-wit: the City’s civic center complex and any needed land and rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed THIRTY (30) years from their date, to be issued and sold in one or more series 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 at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”

SECTION 2. Pursuant to an agreement to be entered into with the Potter County Elections Department, for that portion of the City located in Potter County and the Randall County Elections Department for that portion of the City located in Randall County, the election shall be conducted by the Potter County Elections Department and the Randall 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 Resolution 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 Potter County, the locations, dates and times for early voting for this election shall be as shown in **Exhibit B1**, which is attached hereto and incorporated herein by reference as a part hereof for all purposes. Melynn Huntley, Potter 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 Potter County Elections Department.

With respect to that portion of the City located in Randall 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. Shannon Lackey, Randall 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 Randall 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 Potter 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, 900 South Polk Street, Suite 320, Amarillo, 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 Potter 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 Randall County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Randall County Election Department, 1604 5th Avenue, Canyon, 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 Randall 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 AMARILLO, TEXAS PROPOSITION A

"THE ISSUANCE OF \$275,000,000 GENERAL OBLIGATION BONDS FOR CONVENTION CENTER FACILITIES EXPANSION AND IMPROVEMENT 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 provisions of the Texas Election Code, as amended, Chapters 1251 and 1331, as amended, Texas Government Code, 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 and Spanish.

SECTION 7. Notice of election, including a Spanish 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 Resolution and the voter information attached as **Exhibit C**, including a Spanish 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 Resolution, had outstanding an

aggregate principal amount of debt equal to \$149,447,000.00; the aggregate amount of the interest owed on such City debt obligations, through respective maturity, totaled \$37,092,466.88; and the City levied an ad valorem debt service tax rate for its outstanding debt obligations of \$0.04403 per \$100 of taxable assessed valuation. The City estimates an ad valorem debt service tax rate of \$0.1669 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 preserved 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 Potter County and Randall 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 Resolution 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 Potter County and Randall 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 Resolution 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 Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters ordained herein.

SECTION 12. This Resolution 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 Resolution 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 Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

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

SECTION 15. Pursuant to the provisions of Section 1201.028, as amended, Texas Government Code, this Resolution shall be effective immediately upon adoption.

Section 2: Except as hereby amended and restated, all of the provisions of the Resolution passed and approved on February 11, 2020, related to calling a bond election to be held in the City are hereby ratified, confirmed and readopted and any provisions of or actions taken in connection with the resolution passed and approved on February 11, 2020 related to calling a bond election for May 2, 2020 are hereby repealed and rescinded to the extent they are in conflict with the provisions of this Resolution.

Section 3: Public Meeting. It is officially found, determined, and declared that the meeting at which this Resolution 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 Resolution, was given, all as required by Texas Government Code, Chapter 551, as amended and as in effect on the date hereof.

Section 4: Effective Date. This Resolution shall take effect and be in full force from and after its adoption on the date shown below in accordance with Texas Government Code, Section 1201.028, as amended.

* * * *

PASSED AND APPROVED on the 28 day of July, 2020.

CITY OF AMARILLO, TEXAS

Ginger Nelson

Ginger Nelson
Mayor

ATTEST:

Frances Hibbs

Frances Hibbs
City Secretary



[Signature Page to City of Amarillo, Texas Resolution Calling a Bond Election]

Exhibit A



ELECTION DAY SCHEDULE
November 3, 2020 General Election

All voting locations are "Vote Centers." Registered voter in Potter County may vote at any location. All locations will be open from 7:00 a.m. – 7:00 p.m. on November 3 for voting.

Amarillo Auto Supply and Off Road
3601 E. Amarillo Blvd., main entrance
Amarillo, TX 79107

Casey Carpet One
3500 I-40 West Frontage Road, main entrance
Amarillo, TX 79102

Chaparral Hills Church
4000 W. Cherry, Sanctuary
Amarillo, TX 79108

The Church at Bushland
1800 FM 2381, Foyer
Bushland, TX 79012

Don Harrington Discovery Center
1200 Streit Dr., West entrance, Dry lab
Amarillo, TX 79106

Highland Park ISD Admin. Bldg.
15300 E. Amarillo Blvd., Board Room
Amarillo, TX 79108

Hillside Christian Church, NW
600 Tascosa Road, Foyer
Amarillo, TX 79124

Kids, Inc.
2201 SE 27th, Mary E. Bivins Room
Amarillo, TX 79103

Lighthouse Baptist Church
5631 Pavillard Dr., Foyer
Amarillo, TX 79108

Pride Home Center
3503 NE 24th, Main entrance
Amarillo, TX 79107

Second Baptist Church
419 N. Buchanan, Family Lide Center
Amarillo, TX 79107

Trinity Baptist Church
1601 I-40 West, enter east side for auditorium
Amarillo, TX 79109

United Citizens Forum
903 N. Hayden, main entrance
Amarillo, TX 79107

Valle de Oro Fire Station
23801 FM 1061, main entrance
Valle de Oro, TX 79010

Wesley Community Center
1615 S. Roberts, Senior Living Room
Amarillo, TX 79104

Zachry (I-40 and Bell)
5401 W I-40., Atrium
Amarillo, TX 79106

Melynn Huntley
Potter County Elections Administrator

Potter County and Randall 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 identified above located in the County of their residence.

Exhibit B



POTTER COUNTY GENERAL ELECTION
NOVEMBER 3, 2020

MAIN LOCATION FOR EARLY VOTING*

Santa Fe Building Ticket Office, 900 S. Polk St, first floor

Tues. – Fri., Oct. 13-16	8:00 am – 5:00 pm
Sat., Oct. 17	9:00 am – 3:00 pm
Mon-Fri, Oct 19-23	8:00 am-5:00 pm
Sat, Oct, 24	7:00 am-7:00 pm
Sun, Oct 25	12:00 pm-5:00 pm
Mon-Fri, Oct 26-30	7:00 am-7:00 pm

*If you have recently moved to Potter County and need to vote a Limited Ballot, plan to vote early at the Santa Fe Building.

BRANCH LOCATIONS FOR EARLY VOTING

Casey Carpet One, 3500 I-40 West Frontage Rd, main entrance

United Amigos, 3300 E. I-40

Hillside Christian Church NW, 600 Tascosa Road, foyer

Cornerstone Outreach, 1111 N. Buchanan, Fellowship Room

Tues. – Fri., Oct. 13-16	8:00 am – 5:00 pm
Sat., Oct. 17	9:00 am – 3:00 pm
Mon-Fri, Oct 19-23	8:00 am-5:00 pm
Sat, Oct, 24	9:00 am-3:00 pm
Mon-Fri, Oct 26-30	8:00 am-5:00 pm



RANDALL COUNTY

ELECTION ADMINISTRATION

Early Voting Schedule
General Election
Election Day November 3, 2020

Randall County Election Administration Office**

1604 5th Ave

Canyon, TX 79015

October 13-October 16, 2020 (Tuesday-Friday)	8 am - 5 pm
October 17, 2020 (Saturday)	9 am - 3 pm
October 19-October 23, 2020 (Monday-Friday)	8 am - 5 pm
October 24, 2020 (Saturday)	7 am - 7 pm
October 25, 2020 (Sunday)	12 pm - 5 pm
October 26-October 30, 2020 (Monday-Friday)	7 am - 7 pm

Randall County Annex

4320 S. Western

Amarillo, TX 79110

October 13-October 16, 2020 (Tuesday-Friday)	8 am - 5 pm
October 17, 2020 (Saturday)	9 am - 3 pm
October 19-October 23, 2020 (Monday-Friday)	8 am - 5 pm
October 24, 2020 (Saturday)	7 am - 7 pm
October 25, 2020 (Sunday)	12 pm - 5 pm
October 26-October 30, 2020 (Monday-Friday)	7 am - 7 pm

Randall County Justice Center

2309 Russell Long Blvd

Canyon TX, 79015

October 13-October 16, 2020 (Tuesday-Friday)	8 am - 5 pm
October 17, 2020 (Saturday)	9 am - 3 pm
October 19-October 23, 2020 (Monday-Friday)	8 am - 5 pm
October 24, 2020 (Saturday)	7 am - 7 pm
October 25, 2020 (Sunday)	12 pm - 5 pm
October 26-October 29, 2020 (Monday-Thursday)	8 am - 5 pm
October 30, 2020 (Friday)	7 am - 7 pm

Southwest Branch Library

6801 W 45th Ave

Amarillo, TX 79109

October 13-October 16, 2020 (Tuesday-Friday)	8 am - 5 pm
October 17, 2020 (Saturday)	9 am - 3 pm
October 19-October 23, 2020 (Monday-Friday)	8 am - 5 pm
October 24, 2020 (Saturday)	7 am - 7 pm
October 25, 2020 (Sunday)	12 pm - 5 pm
October 26-October 30, 2020 (Monday-Friday)	7 am - 7 pm

Comanche Trail Church of Christ

2700 E. 34th

Amarillo, TX 79103

October 13-October 16, 2020 (Tuesday-Friday)	8 am - 5 pm
October 17, 2020 (Saturday)	9 am - 3 pm
October 19-October 23, 2020 (Monday-Friday)	8 am - 5 pm
October 24, 2020 (Saturday)	7 am - 7 pm
October 25, 2020 (Sunday)	12 pm - 5 pm
October 26-October 29, 2020 (Monday-Thursday)	8 am - 5 pm
October 30, 2020 (Friday)	7 am - 7 pm

****Main Early Voting Location**

Election Day Vote Centers

The Cowboy Church
8827 S. Washington
Amarillo, TX 79118

Arden Road Baptist
6701 Arden Road
Amarillo, TX 79109

Comanche Trail Church of Christ
2700 E. 34th
Amarillo, TX 79103

Central Baptist Church
1601 SW 58th
Amarillo, TX 79110

Randall County Justice Center
2309 Russell Long Blvd
Canyon, TX 79015

Oasis Southwest Baptist Church
8201 Canyon Drive
Amarillo, TX 79110

Southwest Church of Christ
4515 Cornell
Amarillo, TX 79109

Randall County Annex
4320 S. Western
Amarillo, TX 79110

Redeemer Christian Church
3701 S. Soncy
Amarillo, TX 79121

The Summit
2008 12th Avenue
Canyon, TX 79015

Southwest Branch Library
6801 W. 45th Ave.
Amarillo, TX 79109

Coulter Road Baptist Church
4108 S. Coulter
Amarillo, TX 79109

Journey Church
9711 FM 2186
Amarillo, TX 79119

**Early Voting by Mail
Potter County, Texas**

Applications for voting by mail should be received no later than the close of business (5:00 p.m.) on October 23, 2020. Applications should be sent to:

Melynn Huntley
P.O. Box 9618
Amarillo, Texas 79105
phone: (806) 379-2299
fax: (806) 379-2249
email: vote@mypottercounty.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.

Randall County, Texas

Applications for voting by mail should be received no later than the close of business (5:00 p.m.) on October 23, 2020. Applications should be sent to:

Shannon Lackey
1604 5th Avenue
Canyon, Texas 79015
phone: (806) 468-5510
fax: (806) 468-5634
email: electionadmin@randallcounty.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

Amarillo City, Texas Proposition A:

<input type="checkbox"/> FOR (a favor) <input type="checkbox"/> AGAINST (en contra)	"THE ISSUANCE OF \$275,000,000 GENERAL OBLIGATION BONDS FOR CONVENTION CENTER FACILITIES EXPANSION AND IMPROVEMENT AND THE IMPOSITION OF A TAX SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS."
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principal of debt obligations to be authorized	\$275,000,000
estimated interest for the debt obligations to be authorized presuming an interest rate of 2.95%	\$143,607,394
estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized amortized over 30 years	\$418,607,394
as of the date the election was ordered, principal of all outstanding debt obligations	\$149,447,000
as of the date the election was ordered, the estimated interest on all outstanding debt obligations	\$37,092,466
estimated combined principal and interest required to pay on time and in full all outstanding debt obligations amortized over 30 years	\$186,539,466.88
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.	\$122.84

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