

THE STATE OF TEXAS  
COUNTY OF FALLS  
CITY OF MARLIN

We, the undersigned officers of the City of Marlin, Texas (the "City"), hereby certify as follows:

1. The City Council (the "Council") of the City convened in a special meeting on August 16, 2021, at the designated meeting place, and the roll was called of the duly constituted officers and members of the Council, to wit:

Carolyn Lofton, Mayor  
Neddie Lang-Moore, Councilmember  
Scottie R. Henderson, Councilmember  
Monica Washington, Councilmember  
Sonia Ponce, Councilmember  
Debra Levels-McDavid, Councilmember  
John Armstrong, Councilmember  
Maryann Waddle, City Secretary

and all of said persons were present except None, thus constituting a quorum. Whereupon, among other business the following was transacted at said meeting: a written

**RESOLUTION CALLING A BOND ELECTION**

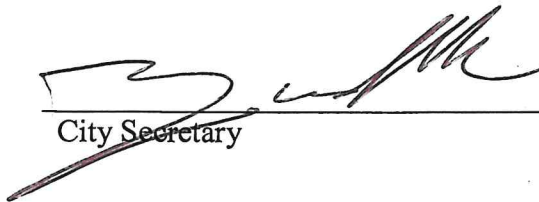
was duly introduced for the consideration of the Council. It was then duly moved and seconded that said Resolution be passed; and, after due discussion, said motion, carrying with it the passage of said Resolution, prevailed and carried, with all members of the Council shown present above voting "Aye," except as noted below:

NAYS: 0 ABSTENTIONS: 0

2. A true, full and correct copy of the aforesaid Resolution passed at the meeting described in the above and foregoing paragraph is attached to and follows this Certificate; said Resolution has been duly recorded in the Council's minutes of said meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Council's minutes of said meeting pertaining to the passage of said Resolution; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Council as indicated therein; that each of the officers and members of the Council was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of the aforesaid meeting, and that said Resolution 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 that 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 the Texas Government Code, Chapter 551.

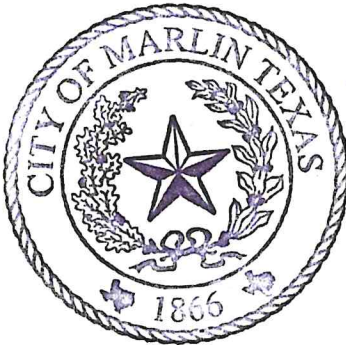
3. The Council has approved and hereby approves the Resolution; and the Mayor and City Secretary hereby declare that their signing of this certificate shall constitute the signing of the attached and following copy of said Resolution for all purposes.

SIGNED AND SEALED ON AUGUST 16, 2021.

  
\_\_\_\_\_  
City Secretary

  
\_\_\_\_\_  
Mayor

(City Seal) \_\_\_\_\_



## RESOLUTION ORDERING A BOND ELECTION

THE STATE OF TEXAS  
COUNTY OF FALLS  
CITY OF MARLIN

WHEREAS, the City Council (the "Council") of the City of Marlin, 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 Falls County, Texas (the "County") for the administration of the Election pursuant to an interlocal agreement with the County (the "Election Contract"); and

WHEREAS, the County, acting through the Falls County Elections Administrator (the "Elections Administrator") in accordance with the Election Contract, will provide for the administration of the Election; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Resolution 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;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARLIN, TEXAS:

**Section 1. Findings.** The statements contained in the preambles of this Resolution 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 November 2, 2021 ("Election Day"). The Election is to be conducted by the County, as provided by Chapter 271 of the Code and the Election Contract. On Election Day, voting for the Election shall occur during the hours stated above 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 Code and the Election Contract.

**Section 3. Early Voting.** Early voting shall be administered by the County. Early voting by personal appearance shall begin on October 18, 2021 and conclude on October 29, 2021, and will be conducted at the Early Voting locations on the dates and at the times specified in **Exhibit B** 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 B** 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. The Council hereby authorizes the Mayor, the Mayor Pro Tem, the City Manager, the Finance Director and the City Secretary to execute or attest on behalf of the City the Election Contract with the County.

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

Postal Mail:	Falls County Early Voting Clerk Falls County Elections P.O. Box 810 Marlin, Texas 76661
Commercial Carrier or Personal Delivery	Falls County Early Voting Clerk Falls County Elections 125 Bridge St, Room # 111 Marlin, Texas 76661
Fax	(254) 883-1521
Email	<a href="mailto:Nicket.taylor@co.falls.tx.us">Nicket.taylor@co.falls.tx.us</a>

**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 MARLIN, TEXAS SPECIAL ELECTION  
CITY OF MARLIN, TEXAS PROPOSITION A

Shall the City Council of the City of Marlin, Texas, be authorized to issue and sell the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$2,400,000, for the purpose of designing, constructing, reconstructing, improving, extending, expanding, upgrading and developing streets, roads, sidewalks and related improvements in the City, including any associated bridges and intersections, related drainage improvements, utility relocations, signalization, landscaping, lighting, signage, curbs, pedestrian right of ways, traffic safety and operational improvements and interests in land as may be necessary for such purposes; with said bonds to be issued in one or more series or issues, to mature, bear interest at such rate or rates, not to exceed the respective limits prescribed by law at the time of issuance, and to be sold at such price or prices, as the City Council in its discretion shall determine; and shall there be levied and pledged, assessed and collected annually ad valorem taxes on all taxable property in said City in an amount sufficient, within the limits prescribed by law, to pay the annual 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 Code so as to permit the electors 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 MARLIN, TEXAS SPECIAL ELECTION  
CITY OF MARLIN, TEXAS PROPOSITION A

FOR	_____	) THE ISSUANCE OF \$2,400,000 OF BONDS BY THE CITY OF MARLIN, ) TEXAS FOR DESIGNING, CONSTRUCTING, RECONSTRUCTING, ) IMPROVING, EXTENDING, EXPANDING, UPGRADING AND ) DEVELOPING RESIDENTIAL STREETS, ROADS, SIDEWALKS AND ) RELATED IMPROVEMENTS IN THE CITY, INCLUDING ANY ) ASSOCIATED BRIDGES AND INTERSECTIONS, RELATED ) DRAINAGE IMPROVEMENTS, UTILITY RELOCATIONS,
AGAINST	_____	) SIGNALIZATION, LANDSCAPING, LIGHTING, SIGNAGE, CURBS, ) PEDESTRIAN RIGHT OF WAYS, TRAFFIC SAFETY AND ) OPERATIONAL IMPROVEMENTS AND INTERESTS IN LAND AS MAY ) BE NECESSARY FOR SUCH PURPOSES, AND LEVYING A TAX ) SUFFICIENT TO MAKE THE PAYMENTS OF PRINCIPAL AND ) INTEREST THEREON.

**Section 10. Compliance with State and 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. Debt Obligations.** The following information is provided in accordance with the provisions of Section 3.009(b) of the 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 set forth in Sections 8 and 9 hereof.
- (d) If the bonds are approved by the voters, the Council will be authorized to levy annual ad valorem taxes, on all taxable property in the City, sufficient, within the limits prescribed by law, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds.
- (e) Based upon the bond market conditions at the date of adoption of this Resolution, the maximum interest rate for any series of the bonds is estimated to be 3.00%. 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 any series thereof, may be sold.

(f) If the bonds are approved, they may be issued in one or more series, to mature 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 which are secured by ad valorem taxes as of the date of this Resolution is \$16,950,000.

(h) The aggregate amount of the outstanding interest of the City's debt obligations which are secured by ad valorem taxes as of the date of this Resolution is \$1,384,958.

(i) The ad valorem debt service tax rate for the City as of the date of this Resolution is \$0.0627 per \$100 of taxable assessed valuation.

(j) The website for the City (as the authority conducting the Election) is <https://marlintx.net> and the websites for the County (as the entity administering the Election) is <http://www.co.falls.tx.us/page/falls.Elections>.

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**Exhibit A**

**Election Day Hours**

November 2, 2021  
7:00 am - 7:00 pm

**Election Day Polling Locations**

Election Day polling locations to be provided by the County pursuant to the Election Contract.

## **Exhibit B**

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

#### **Locations**

#### **Dates and Hours for Early Voting**

Early voting polling locations and hours to be provided by the County pursuant to the Election Contract.



**Voter Information Document - City of Marlin, Texas Special Election**

**Proposition A**

The following information is prepared to comply with Tex. H.B. 477 86<sup>th</sup> Leg., R.S. (2019).

**Ballot Information:** At the Election, the following language will appear on the ballot:

CITY OF MARLIN, TEXAS SPECIAL ELECTION  
CITY OF MARLIN, TEXAS PROPOSITION A

FOR	_____	) THE ISSUANCE OF \$2,400,000 OF BONDS BY THE CITY OF MARLIN,
		) TEXAS FOR DESIGNING, CONSTRUCTING, RECONSTRUCTING,
		) IMPROVING, EXTENDING, EXPANDING, UPGRADING AND
		) DEVELOPING RESIDENTIAL STREETS, ROADS, SIDEWALKS AND
		) RELATED IMPROVEMENTS IN THE CITY, INCLUDING ANY
		) ASSOCIATED BRIDGES AND INTERSECTIONS, RELATED
AGAINST	_____	) DRAINAGE IMPROVEMENTS, UTILITY RELOCATIONS,
		) SIGNALIZATION, LANDSCAPING, LIGHTING, SIGNAGE, CURBS,
		) PEDESTRIAN RIGHT OF WAYS, TRAFFIC SAFETY AND
		) OPERATIONAL IMPROVEMENTS AND INTERESTS IN LAND AS MAY
		) BE NECESSARY FOR SUCH PURPOSES, AND LEVYING A TAX
		) SUFFICIENT TO MAKE THE PAYMENTS OF PRINCIPAL AND
		) INTEREST THEREON.

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 <sup>(1)</sup>	Estimated combined principal and interest required to pay on time and in full the Bonds to be authorized <sup>(1)</sup>	Principal of City's Existing Outstanding Debt (as of 8/16/21)	Remaining interest on City's Existing Outstanding Debt (as of 8/16/21)	Combined Principal and Interest to timely pay City's Outstanding Debt (as of 8/16/21)
\$2,400,000	\$845,700	\$3,245,700	\$16,950,000	\$1,384,958	\$18,334,958

- <sup>(1)</sup> The interest on the proposed bonds was estimated at a rate of 3.00% based on market conditions as of August 16, 2021, 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 a taxable appraised value of \$100,000 to repay the proposed bonds, if approved, is \$78.80. This estimate assumes annual growth of the City's taxable assessed valuation at a rate of 2.0% in tax year 2023, with incrementally smaller assumed growth rates through starting in year 2024 with a 1.0% per year growth in taxable assessed valuation constant thereafter. The Bonds are intended to be issued in a manner that will produce relatively consistent levels of debt service in each year.

