

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS
TARRANT COUNTY
CITY OF BENBROOK

We, the undersigned officers of the City Council of the City of Benbrook hereby certify as follows:

1. The City Council of said City convened in a regular meeting on February 4, 2021, at the regular designated meeting place, and the roll was called of the duly constituted officers and members of said City Council, to wit:

| | |
|------------------------------------|--------------------------|
| Dr. Jerry Dittrich; Mayor; Place 1 | Renee Franklin; Place 2 |
| Dr. Larry Marshall; Place 3 | Dustin Phillips; Place 4 |
| Alfredo Valverde; Place 5 | Laura Mackey; Place 6 |
| Jason Ward; Place 7 | |

and all of said persons were present except _____ 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 said City 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 said City Council shown present above voting "Aye," except as noted below:

NAYS: _____ ABSTENTIONS: _____

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 said City Council's minutes of said Meeting; the above and foregoing paragraph is a true, full, and correct excerpt from said City 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 said City Council as indicated therein; that each of the officers and members of said City 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 City 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 FEBRUARY 4, 2021

Joanna King; City Secretary

Dr. Jerry Dittrich; Mayor

(CITY SEAL)

RESOLUTION CALLING A BOND ELECTION

THE STATE OF TEXAS
TARRANT COUNTY
CITY OF BENBROOK

WHEREAS, the City Council (the "*Council*") of the City of Benbrook, 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 Tarrant 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 Tarrant County Elections Administrator (the "*Elections Administrator*") in accordance with the Election Contract, will provide for the administration of the Election for residents of the City; 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;

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENBROOK:

Section 1. The statements contained in the preamble 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 May 1, 2021 ("*Election Day*"). The Election is to be conducted with, and administered by, Tarrant County, as provided by Chapter 271 of the Texas Election Code (the "*Code*"), and the Election Contract. Voting for the Election on Election Day and Early Voting shall occur on the dates and during the hours and 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 Election Contract and the Code.

Section 3. *Early Voting.* Early voting shall be administered by Tarrant County. Early Voting by personal appearance shall begin on April 19, 2021 and conclude on April 27, 2021, and will be conducted at the Early Voting locations on the dates and at the times specified in Exhibit "A" 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 "A" 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 Election Coordinator, as applicable, in accordance with the Election Contract and the Code. The Elections Coordinator 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.

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

| | |
|--|--|
| Postal Mail: | Tarrant County Elections Center PO Box 961011 Fort Worth, Texas 76161-0011 |
| Commercial Carrier or Personal Delivery | Tarrant County Elections Center 2700 Premier Street Fort Worth, TX 76111 |
| Telephone | (817) 831-8683 |
| Fax | (817) 850-2344 |
| Email | votebymail@tarrantcounty.com |

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 Coordinator. 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 BENBROOK SPECIAL ELECTION
CITY OF BENBROOK PROPOSITION A

Shall the City Council of the City of Benbrook, Texas, be authorized to issue and sell bonds in the aggregate principal amount of \$22,000,000, for the public purpose of constructing, improving and equipping a new municipal building for the police department, senior citizen center, municipal court, and city administration offices, and necessary demolition of existing facilities for such purpose, with said bonds to be issued in one or more series, to mature serially or otherwise not to exceed thirty years from their date, and bear interest at such rate or rates, not to exceed the limits prescribed by law at the time of issuance, and to be sold at such prices or rates, 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 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 Texas Election 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 BENBROOK SPECIAL ELECTION
CITY OF BENBROOK PROPOSITION A

| | | | |
|---------|-------|---|---|
| FOR | _____ |) | THE ISSUANCE OF \$22,000,000 BONDS FOR A NEW |
| | |) | MUNICIPAL BUILDING FOR THE POLICE DEPARTMENT, |
| | |) | SENIOR CITIZEN CENTER, MUNICIPAL COURT, AND CITY |
| AGAINST | _____ |) | ADMINISTRATION OFFICES, AND NECESSARY DEMOLITION |
| | |) | OF BUILDINGS FOR SUCH PURPOSE. TAXES SUFFICIENT TO |
| | |) | PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS WILL |
| | |) | BE IMPOSED. |

Section 10. Compliance with 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 Election Coordinator 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. The City Council hereby authorizes the Mayor, Mayor Pro Tem, City Secretary or the City Manager of the City to execute or attest on behalf of the City the Election Contract with the County.

Section 12. The following information is provided in accordance with the provisions of Section 3.009(b), Texas Election 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 \$22,000,000 for Proposition A.

(d) If the bonds are approved by the voters, the City Council will be authorized to levy annual ad valorem taxes, on all taxable property in the City, sufficient, within the legal limit 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 5.00%. 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 notes, or any series thereof, may be sold.

(f) If the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed thirty 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 as of the date of this Resolution is \$3,990,000.00.

(h) The aggregate amount of the outstanding interest of the City's debt obligations as of the date of this Resolution is \$195,630.00.

(i) The ad valorem debt service tax rate for the City as of the date of this Resolution is \$0.0210 per \$100 of taxable assessed valuation.

EXHIBIT A

Early Voting Location Dates and Times
Lugar, fechas y horarios de votación anticipada

| | |
|---|---|
| Tarrant County Early Voting 600 West Weatherford Street Fort Worth, Texas 76102 | Benbrook Community Center 228 San Angelo Avenue Benbrook, Texas 76126 |
|---|---|

| | | |
|-------------|----------------|--------------------|
| April 19-23 | Monday-Friday | 8:00 AM – 5:00 PM |
| April 24 | Saturday | 7:00 AM – 7:00 PM |
| April 25 | Sunday | 11:00 AM – 4:00 PM |
| April 26-27 | Monday-Tuesday | 7:00 AM – 7:00 PM |

Election Day Location Date and Times
Lugar, fecha y horarios del Día de Elección.

Polls open from 7:00 am to 7:00 pm
Las casillas abren de 7:00 am a 7:00 pm

Benbrook Community Center
228 San Angelo Avenue
Benbrook, Texas 76126

Voter Information Document – City of Benbrook Special Election
Proposition A

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

At the Election, the following language will appear on the ballot:

CITY OF BENBROOK SPECIAL ELECTION
CITY OF BENBROOK PROPOSITION A

| | | |
|---------|-------|--|
| FOR | _____ |) THE ISSUANCE OF \$22,000,000 BONDS FOR A NEW MUNICIPAL |
| | |) BUILDING FOR THE POLICE DEPARTMENT, SENIOR CITIZEN |
| | |) CENTER, MUNICIPAL COURT, AND CITY ADMINISTRATION |
| AGAINST | _____ |) OFFICES, AND NECESSARY DEMOLITION OF BUILDINGS FOR |
| | |) SUCH PURPOSE. TAXES SUFFICIENT TO PAY THE PRINCIPAL OF |
| | |) AND INTEREST ON THE BONDS WILL BE IMPOSED. |

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 ⁽¹⁾ | Estimated combined principal and interest required to pay on time and in full the Bonds to be authorized ⁽¹⁾ | Principal of City's Existing Outstanding Debt (as of 2/4/21) | Remaining interest on City's Existing Outstanding Debt (as of 2/4/21) | Combined Principal and Interest to timely pay City's Outstanding Debt (as of 2/4/21) |
|--|--|---|---|--|---|
| \$22,000,000 | \$10,203,257 | \$32,203,257 | \$3,990,000 | \$195,630 | \$4,185,630 |

(1) The interest on the proposed bonds was estimated at a rate of 5.00% based on market conditions as of February 4, 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 \$0.00. This estimate assumes annual growth of City's taxable assessed valuation at a rate of 2% per year through tax year 2022, and holds the City's taxable assessed valuation constant thereafter. The estimated "no tax increase" stated above assumes that the proposed bonds will be issued in an amortization that will produce relatively consistent levels of debt service in each year.