

NOTICE OF ELECTION

THE STATE OF TEXAS §
COUNTY OF WICHITA §
CITY OF WICHITA FALLS §

TO THE RESIDENT, QUALIFIED ELECTORS OF SAID CITY:

TAKE NOTICE that an election will be held in said City as provided in an Ordinance Calling a Special Election duly passed by the City Council of said City, which Ordinance is substantially as follows:

ORDINANCE

ORDINANCE CALLING A SPECIAL ELECTION BY THE QUALIFIED VOTERS OF THE CITY OF WICHITA FALLS, TEXAS ON NOVEMBER 5, 2019 ON THE QUESTIONS OF DESIGNATING THE RENOVATION, MAINTENANCE AND IMPROVEMENT OF THE MULTI-PURPOSE EVENT CENTER AND THE PERFORMANCE HALL IN MEMORIAL AUDITORIUM AS VENUE PROJECTS, APPROVING AN INCREASE IN THE HOTEL OCCUPANCY TAX IN THE CITY AND DESIGNATING METHODS OF FINANCING FOR THE VENUE PROJECTS IN ACCORDANCE WITH CHAPTER 334, TEXAS LOCAL GOVERNMENT CODE, AS AMENDED; MAKING PROVISION FOR THE CONDUCT OF THE ELECTION; AND CONTAINING OTHER PROVISIONS INCIDENT AND RELATED TO THE PURPOSE OF THIS ORDINANCE

WHEREAS, in the Resolution adopted by the City Council of the City of Wichita Falls, Texas (the “City”) on June 4, 2019 (the “Venue Designation Resolution”), the City designated the existing Multi-Purpose Event Center consisting of the Ray Clymer Exhibit Hall, the Kay Yeager Coliseum and the J.S. Bridwell Agricultural Center, and in particular the City’s renovation, maintenance and improvement of the Multi-Purpose Events Center, a “venue project” (referred to herein as the “MPEC Venue Project”) and declared its intention to finance and to provide for the undertaking of the MPEC Venue Project, all pursuant to the authority granted by Chapter 334, Texas Local Government Code (the “Act”); and

WHEREAS, in the Venue Designation Resolution the City also designated the existing Performance Hall in Memorial Auditorium, and in particular the City’s renovation, maintenance and improvement of the Performance Hall in Memorial Auditorium, a “venue project” (referred to herein as the “Auditorium Venue Project” and collectively with the MPEC Venue Project, as the “Venue Projects”) and declared its intention to finance and to provide for the undertaking of the Auditorium Venue Project, all pursuant to the authority granted by the Act; and

WHEREAS, the City has received a determination from the Comptroller of Public Accounts that the Venue Projects will not have a significant negative fiscal impact on state revenue, as required by the Act; and

WHEREAS, pursuant to the Act, the City Council deems it advisable to call a special election (the “Election”) on the questions of authorizing the Venue Projects and authorizing an additional hotel occupancy tax at a rate not to exceed two percent (2%) as and to the extent authorized by Subchapter H of the Act; and

WHEREAS, it is hereby officially found and determined that holding the Election on the date set forth below is in the public interest; and that the meeting 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 WICHITA FALLS, TEXAS:

Section 1. Findings. The findings set out in the preamble to this ordinance are hereby in all things approved and adopted.

Section 2. Election Date; Polling Places. The Election shall be held in the City of Wichita Falls, Texas, between the hours of 7:00 a.m. and 7:00 p.m. on November 5, 2019 (“Election Day”). Election Day voting is to be administered by the Wichita County Clerk, as provided in the Texas Election Code (the “Code”). Voting on Election Day shall occur during the hours and at the designated polling places designated as set forth in Exhibit “A” attached hereto, which exhibit shall be modified to include additional or different Election Day polling places required to conform to the Code.

Section 3. Early Voting. (a) Early Voting is to be administered by the Wichita County Clerk as set forth in the Code. Early voting shall be conducted by personal appearance at the locations and during the period early voting is required or permitted by law, being October 21, 2019 through November 1, 2019, on the dates and at the times as set forth in Exhibit “B” attached hereto, which exhibit shall be modified to include additional or different early voting polling places, dates and times required to conform to the Code.

(b) Applications for early voting by mail must be received (not postmarked) by October 25, 2019 at the following address: County Clerk, Early Voting Clerk, 900 7th Street, Room 250, Wichita Falls, Texas 76301; email: Lori.Bohannon@co.wichita.tx.us.

If application to vote by mail is made by personal delivery, the application must be delivered by the close of business on October 18, 2019.

Section 4. Propositions. At the Election, the following PROPOSITIONS shall be submitted in accordance with law:

CITY OF WICHITA FALLS, TEXAS SPECIAL ELECTION
CITY OF WICHITA FALLS, TEXAS PROPOSITION A

Authorizing the City of Wichita Falls, Texas to renovate, maintain, and improve the existing Multi-Purpose Events Center consisting of the Ray Clymer Exhibit Hall, the Kay Yeager Coliseum and the J.S. Bridwell Agricultural Center (the “MPEC Venue Project”) as a venue project of the type described and defined in, and authorized by, Chapter 334, Texas Local Government Code, and to approve a two percent (2%) increase in the hotel occupancy tax imposed by the City as authorized by Section 334.254(a), Texas Local Government Code, to provide a payment source for revenue bonds or other obligations issued by the City to finance the MPEC Venue Project.

CITY OF WICHITA FALLS, TEXAS SPECIAL ELECTION
CITY OF WICHITA FALLS, TEXAS PROPOSITION B

Authorizing the City of Wichita Falls, Texas to renovate, maintain, and improve the existing Performance Hall in Memorial Auditorium (the “Auditorium Venue Project”) as a venue project of the type described and defined in, and authorized by, Chapter 334, Texas Local Government Code, and to approve a two percent (2%) increase in the hotel occupancy tax imposed by the City as authorized by Section 334.254(a), Texas Local Government Code, to provide a payment source for revenue bonds or other obligations issued by the City to finance the Auditorium Venue Project.

Section 5. Official Ballots. The official ballots for the Election shall be prepared in accordance with the Texas Election Code and Chapter 334, Texas Local Government Code, so as to permit the electors to vote “FOR” or “AGAINST” the aforesaid propositions which shall be set forth in substantially the following form:

CITY OF WICHITA FALLS, TEXAS SPECIAL ELECTION

CITY OF WICHITA FALLS, TEXAS PROPOSITION A

		)	AUTHORIZING THE CITY OF WICHITA FALLS,
		)	TEXAS TO RENOVATE, MAINTAIN AND IMPROVE
		)	THE EXISTING MULTI-PURPOSE EVENTS CENTER
FOR	_____	)	CONSISTING OF THE RAY CLYMER EXHIBIT HALL,
		)	THE KAY YEAGER COLISEUM AND THE J.S.
		)	BRIDWELL AGRICULTURAL CENTER AS A VENUE
		)	PROJECT AND TO IMPOSE A NEW HOTEL
		)	OCCUPANCY TAX AT THE RATE OF TWO PERCENT
AGAINST	_____	)	(2%) FOR THE PURPOSE OF FINANCING THE VENUE
		)	PROJECT. IF APPROVED, THE MAXIMUM HOTEL
		)	OCCUPANCY TAX RATE IMPOSED FROM ALL
		)	SOURCES IN THE CITY OF WICHITA FALLS WOULD
		)	BE FIFTEEN PERCENT (15%) OF THE PRICE PAID FOR
		)	A ROOM IN A HOTEL.

CITY OF WICHITA FALLS, TEXAS SPECIAL ELECTION

CITY OF WICHITA FALLS, TEXAS PROPOSITION B

		)	AUTHORIZING THE CITY OF WICHITA FALLS,
		)	TEXAS TO RENOVATE, MAINTAIN AND IMPROVE
		)	THE EXISTING PERFORMANCE HALL IN MEMORIAL
FOR	_____	)	AUDITORIUM AS A VENUE PROJECT AND TO
		)	IMPOSE A NEW HOTEL OCCUPANCY TAX AT THE
		)	RATE OF TWO PERCENT (2%) FOR THE PURPOSE OF
		)	FINANCING THE VENUE PROJECT. IF APPROVED,
		)	THE MAXIMUM HOTEL OCCUPANCY TAX RATE
AGAINST	_____	)	IMPOSED FROM ALL SOURCES IN THE CITY OF
		)	WICHITA FALLS WOULD BE FIFTEEN PERCENT
		)	(15%) OF THE PRICE PAID FOR A ROOM IN A HOTEL.
)	

Section 6. Persons Qualified to Vote. All resident qualified electors of the City shall be permitted to vote in the Election.

Section 7. Notice and Conduct of Election. Proper notice of the Election shall be given and, in all respects, the Election shall be conducted in accordance with the Code and the Home Rule Charter of the City.

Section 8. Election Officers. That the Wichita County Clerk, early ballot board, voting judges, voting clerks and all other election officers and officials designated or to be designated pursuant to law are hereby appointed and confirmed to hold the Election at said polling places and all early voting places. The Wichita County Clerk and the City may employ other personnel necessary for the proper administration of

the Election, including such part-time help as is necessary for the Election, to ensure the timely delivery of supplies during early voting and on Election Day.

Section 9. Further Procedures. The City Council hereby authorizes and directs the Mayor, City Manager, Assistant City Manager, City Clerk, City Attorney and all other officers, employees and agents of the City, to do and perform all such acts and to execute, acknowledge and deliver in the name and on behalf of the City, such documents, election contracts, agreements, certificates and other instruments, whether or not mentioned in this Ordinance, as may be necessary or desirable in order to carry out the terms, provisions and actions provided for in this Ordinance.

Section 10. Effective Date. This Ordinance shall be in full force and effect from and after its passage and it is accordingly so ordered.

Exhibit "A"

Election Day Voting Locations and Hours

Tuesday, November 5 - 7:00 AM to 7:00 PM

MARTIN LUTHER KING CENTER
1100 SMITH ST WICHITA FALLS, 76301

FIRST CHRISTIAN CHURCH
3701 TAFT BLVD WICHITA FALLS, 76308

TEXAS HIGHWAY DEPT
1601 SOUTHWEST PKWY WICHITA FALLS, 76302

FIRST BAPTIST CHURCH AT SHEPPARD
2101 PUCKETT RD WICHITA FALLS, 76306

COMMISSIONER PCT 2 BLDG
102 W COLLEGE BURKBURNETT, 76354

TENTH & BROAD CHURCH OF CHRIST
1319 10TH BROAD STREET, WICHITA FALLS, 76301

IOWA PARK TAX SUBSTATION
400 N WALL IOWA PARK, 76367

FIRST ASSEMBLY OF GOD
3101 MC NIEL WICHITA FALLS, 76309

REGION IX EDUCATION CENTER
301 LOOP 11 WICHITA FALLS, 76306

COMMISSIONER PCT 4 BLDG
2023 SH 25 N, ELECTRA, 76360

Exhibit “B”
Early Voting Locations and Hours

Anexo B
Lugares y horas de votación temprana

LOCATION (<i>El Lugar</i>)	ADDRESS (Dirección)	DATE (Fecha)	TIME (Horas)
WICHITA COUNTY COURTHOUSE	900 7 TH ST ROOM 139 WICHITA FALLS	Oct 21 st thru 25 th Oct 26 th Oct 27 th Oct 28 th thru Nov 1 st	8:00 to 5:00 7:00 to 7:00 Noon to 5:00 7:00 to 7:00
COMMISSIONER 2 BLDG	102 W COLLEGE BURKBURNETT	Oct 21 st thru 25 th Oct 26 th Oct 27 th Oct 28 th thru Nov 1 st	8:00 to 5:00 7:00 to 7:00 Noon to 5:00 7:00 to 7:00
WICHITA COUNTY TAX OFFICE SUBSTATION	400 N WALL ST IOWA PARK	Oct 21 st thru 25 th Oct 26 th Oct 27 th Oct 28 th thru Nov 1 st	8:00 to 5:00 7:00 to 7:00 Noon to 5:00 7:00 to 7:00
HOME DEPOT	3705 KELL BLVD WICHITA FALLS	Oct 21 st thru 25 th Oct 26 th Oct 27 th Oct 28 th thru Nov 1 st	10:00 to 7:00 9:00 to 9:00 Noon to 5:00 9:00 to 9:00
SIKES SENTER MALL	3111 MIDWESTERN PKWY WICHITA FALLS	Oct 21 st thru 25 th Oct 26 th Oct 27 th Oct 28 th thru Nov 1 st	10:00 to 7:00 9:00 to 9:00 Noon to 5:00 9:00 to 9:00
COMMISSIONER 4 BLDG	2023 SH 25 N ELECTRA	Oct 21 st thru 25 th Oct 28 th thru Nov 1 st	8:00 to Noon 1:00 to 5:00