

AN ORDER CALLING A SPECIAL ELECTION TO BE HELD WITHIN CAMERON COUNTY, TEXAS TO APPROVE THE CAMERON COUNTY ARENA DEVELOPMENT PROJECT AS A SPORTS AND COMMUNITY VENUE PROJECT AND DESIGNATING THE METHODS OF FINANCING THEREFOR AND THE RATE OF EACH METHOD OF FINANCING PURSUANT TO CHAPTER 334, LOCAL GOVERNMENT CODE, AS AMENDED; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND OTHER MATTERS RELATING THERETO

WHEREAS, the Commissioners Court of Cameron County, Texas (the “Court”) hereby finds and determines that an election should be held to determine whether the Court of Cameron County, Texas (the “County”) shall be authorized to establish a certain sports and community venue project in accordance with the provisions of Chapter 334, Texas Local Government Code (the “Act”) and other applicable law and for the purposes hereinafter identified;

WHEREAS, the Court adopted a resolution on January 22, 2021 (the “Comptroller’s Resolution”) to provide for the planning, acquisition, establishment, development, construction, and renovation of a certain venue project as provided herein in accordance with the provisions of the Act;

WHEREAS, the Court has followed the procedures prescribed by the Act to obtain the determination from the Comptroller of Public Accounts of the State of Texas (the “Comptroller”) that the implementation of the Comptroller’s Resolution will not have a significant negative fiscal impact on revenues of the State of Texas (the “State”) by sending a copy of the Comptroller’s Resolution to the Comptroller;

WHEREAS, the Comptroller has determined that the approval and implementation of the Comptroller’s Resolution will not have a significant negative fiscal impact on State revenue;

WHEREAS, the Court now desires to proceed with the submission of the approval and implementation of the Comptroller’s Resolution and this order (this “Order”) as provided by the Act;

WHEREAS, the Court has determined to call an election for the purposes of approving and implementing the Comptroller’s Resolution for: the renovation, planning, acquisition, development, construction, equipment, and expansion of a multi-purpose and multi-functional arena, community and entertainment venue that is planned for use for one or more professional or amateur sports events, community or civic events, and a convention center facility or related improvements, and any related infrastructure, as defined in the Act, (the “Cameron County Arena Development Project”);

WHEREAS, the Court finds that the proposed multipurpose arena and convention center will each be a facility used or planned for use for one or more community events, promotional events, and other civic or charitable events;

WHEREAS, the Court finds that the Cameron County Arena Development Project will provide a significant positive economic development and tourism impact to the County, including the business community and various civic and commercial organizations throughout the County;

WHEREAS, the County will hold a joint election (the “Election”) with various political subdivisions (collectively, the “Participants”) as provided pursuant to the provisions of a joint election agreement between the County and the Participants adopted in accordance with the provisions of Section 271.002, Texas Election Code (the “Election Code”);

WHEREAS, by this order it is in the intention of the County to provide for conducting the election; and

WHEREAS, the Court hereby finds and determines that this action is in the best interests of the citizens of the County;

NOW, THEREFORE, be it ordered by the Commissioners Court of Cameron County, Texas, that:

Section 1. Proposition. An election shall be held on the 2nd day of November, 2021 (the “Election Day”), a uniform election date, in the COUNTY OF CAMERON, TEXAS, for the purpose of submitting the following proposition to the qualified voters of the County:

PROPOSITION A

“Shall the Commissioners Court of Cameron County, Texas be authorized to provide for the renovation, planning, acquisition, development, construction, equipment, and expansion of a multipurpose arena and convention center and any related infrastructure, a venue project of the type described and defined in Chapter 334, Texas Local Government Code (the “Act”), and described generally in summary form as a multi-purpose and multi-functional arena, community and entertainment venue that is planned for use for one or more professional or amateur sports events, community or civic events, and a convention center facility or related improvements, and any related infrastructure, and to impose the following taxes to pay the costs of the venue project and to secure the payment of revenue bonds of the County issued to pay the costs of the venue project: the existing hotel occupancy tax on a person who, under a lease, concession, permit, right of access, license, contract, or agreement, pays for the use or possession or for the right to the use or possession of a room that is in a hotel, costs \$2 or more each day, and is ordinarily used for sleeping, at a maximum rate of 2% of the price paid for such room; the existing short term motor vehicle rental tax at a maximum rate of 5% on the gross rental receipts from the rental in Cameron County, Texas of motor vehicles; and a tax at a rate not to exceed 10% on the price of each ticket sold as admission to an event held at the multipurpose arena and convention center, each of the foregoing taxes as provided in the Act, be approved? If approved, the maximum hotel occupancy tax rate imposed from all sources in Cameron County, Texas would be 17% of the price paid for a room in a hotel.”

Section 2. Joint Election. (a) The Court authorizes the County Judge, or his designee, to negotiate and enter into a joint election agreement with the Participants in accordance with the provisions of Section 271.002, Texas Election Code.

(b) Pursuant to Section 61.012, Texas Election Code, the Cameron County Elections Administrator shall provide at least one accessible voting system in each polling place used in the Election. Such voting system shall comply with Texas and federal laws establishing the requirements for voting systems that permit voters with physical disabilities to cast a confidential or secret ballot.

(c) The Election shall be held and conducted in accordance with the provisions of the Texas Election Code and the provisions of Chapter 334 of the Act and as may be required by any other law. All election materials and proceedings shall be printed in both English and Spanish.

Section 3. Voting Hours and Polling Places. Voting shall take place on Election Day between the hours of 7:00 A.M. and 7:00 P.M., at the polling places, as set forth in Exhibit “A” attached hereto and made a part hereof as if copied in full.

Section 4. Early Voting. (a) The early voting clerk for said election shall be Remi Garza, Cameron County Elections Administrator. Early voting shall be conducted by personal appearance and by mail or other lawful means. Applications for ballots by mail must be received no later than Friday, October 22, 2021. Applications for ballots by mail for contract carrier delivery, as well as marked ballots, should be sent to the following address:

Remi Garza, Cameron County Elections Administrator
1050 East Madison Street
Brownsville, Texas 78520
Attention: Early Voting Clerk

(b) Early voting by personal appearance shall begin on Monday, October 18, 2021 and continue through Friday, October 29, 2021 at the locations on the dates and during the hours indicated in Exhibit “B” attached hereto

Section 5. Ballots. The official ballots shall be prepared in accordance with the Election Code so as to permit qualified voters to vote “FOR” or “AGAINST” the aforesaid proposition which shall appear on the ballot substantially as follows:

PROPOSITION A

“Authorizing Cameron County, Texas to provide for the renovation, planning, acquisition, development, construction, equipment, and expansion of a multipurpose arena and convention center and any related infrastructure, and to authorize the use of the existing hotel occupancy tax at the rate of two percent of the price paid for a room in a hotel located in Cameron County, Texas, to authorize the use of the existing short term motor vehicle rental tax at a rate of five percent on the gross rental receipts from the rental of motor vehicles in Cameron County, Texas, and to impose an admissions tax at a rate not to exceed ten percent on the price each ticket sold as admission to an event held at the Cameron County Arena Development Project, for the purpose of financing the venue project. If approved, the maximum hotel occupancy tax rate imposed from all sources in Cameron County, Texas would be 17% of the price paid for a room in a hotel.”

Section 6. Notice. Notice of the Election shall be given by: (i) publishing a substantial copy of this Order, in English and Spanish, one time not earlier than the 30th day nor later than the tenth day prior to the date set for the Election, in a newspaper published in the County; and (ii) posting a copy of this Order on the bulletin board used for posting notices of meetings of the Court and on the County’s website, not later than the 21st day prior to the date set for the Election.

Section 7. Necessary Actions. The County Judge and the County Administrator, in consultation with the County Attorney and bond counsel, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Election 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 8. Incorporation of Recitals. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Order for all purposes and are adopted as a part of the judgment and findings of the Court.

Section 9. Order Controls. All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters ordered herein.

Section 10. Law. This Order shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 11. Severability. If any provision of this Order or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Order and the application of such provision to other persons and circumstances shall nevertheless be valid, and this Court hereby declares that this Order would have been enacted without such invalid provision.

Section 12. Open Meetings. It is officially found, determined, and declared that the meeting at which this Order 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 Order, was given, all as required by Chapter 551, Texas Government Code.

Section 13. Effective Date. This Order shall be in force and effect from and after the date of its adoption, and it is so ordered.

PASSED AND APPROVED, this the 27th day of July, 2021.

CAMERON COUNTY, TEXAS

// Eddie Trevino, Jr.
Eddie Treviño, Jr.
County Judge

ATTEST:

// Sylvia Garza-Perez
Sylvia Garza-Perez
County Clerk

(SEAL OF COMMISSIONERS COURT)

APPROVED AS TO FORM:

// Juan Gonzalez
Juan Gonzalez
County Attorney

Exhibit A

ELECTION DAY SITES

Election Day Voting in the County shall be conducted on the 2nd day of November, 2021, between the hours of 7:00 a.m. and 7:00 p.m. at the polling locations listed below. Eligible voters shall vote at the locations listed below. All eligible voters of the County may vote in the Election.

<u>Precincts</u>	<u>Location</u>	<u>Address</u>	<u>City</u>
1, 59, 67, 83	Port Isabel City Hall	305 East Maxan Street	Port Isabel
2, 20, 81, 99	Rio Hondo High School	22547 State Highway 345	Rio Hondo
3, 65, 66	Los Fresnos Community Building	204 North Brazil Street	Los Fresnos
4, 95, 100, 105	Villareal Elementary School	7700 Lakeside Boulevard	Olmito
5, 63, 96	Oliveira Middle School	444 Land O'Lakes Drive	Brownsville
6, 37, 45	J.T. Canales Elementary School	1811 International Boulevard	Brownsville
7, 8, 9	Cameron County Courthouse Former Elections Department	954 East Harrison Street	Brownsville
10, 69, 70	Cromack Elementary School	3200 East 30th Street	Brownsville
11, 12, 47	Russell Elementary School	800 Lakeside Boulevard	Brownsville
13, 15, 38, 97	Sharp Elementary School	1439 Palm Boulevard	Brownsville
14, 82, 108	El Jardin Elementary School	6911 Boca Chica Boulevard	Brownsville
16, 48	Yturria Elementary School	2955 West Tandy Road	Brownsville
17, 25, 51	La Paloma Elementary School	35076 Padilla Street	San Benito
18, 19, 21, 50, 109	San Benito Community Building	210 East Heywood Street	San Benito
22, 40	Fred Booth Elementary School	705 Zaragoza	San Benito
23, 43	Bonita Park Community Building	601 South Rangerville	Harlingen
24	Santa Maria ISD Administrative Building Board Room	11119 Old Military Highway 281	Santa Maria
26, 55, 58	La Feria City Hall City Council Meeting Room	115 East Commercial	La Feria
27	Maria Luisa Ruiz Guerra County Annex	116 Santa Vista Avenue	Santa Rosa
28, 57, 87	Combes Municipal Complex	21626 Hand Road	Combes
29, 85	Stuart Place Elementary School	6701 West Business 83	Harlingen
30, 31, 33, 35	Austin Elementary School	700 East Austin	Harlingen
32, 34, 56	Vernon Middle School	125 South 13th Street	Harlingen
36, 41	Jefferson Elementary School	601 South J Street	Harlingen
39, 42	Zavala Elementary School	1111 North B Street	Harlingen
44, 79, 103, 104	Treasure Hills Presbyterian Church	2120 North Ed Carey Drive	Harlingen
46, 60, 71	Perkins Middle School	4750 Austin Road	Brownsville
49, 98, 107	Benavides Elementary School	3101 McAllen Road	Brownsville
52	South Padre Island City Hall	4601 Padre Boulevard	South Padre Island
53, 77	Garza Elementary School	200 Esperanza Lane	Brownsville
54, 73	Burns Elementary School	1974 Alton Gloor Road	Brownsville
61, 76	Hanna High School	2615 Price Road	Brownsville
62, 75	James Pace High School	314 West Los Ebanos Boulevard	Brownsville
64, 80	Gutierrez Middle School	3205 West Wilson Road	Harlingen
68, 86, 102	Rivera High School	6955 FM 802	Brownsville
72, 101, 106	Hudson Elementary School	2980 FM 802	Brownsville
74	Cameron Park Community Center (El Centro Cultural de Cameron Park)	2100 Gregory Avenue	Brownsville
78, 84	Long Elementary School	2601 North 7th Street	Harlingen

Exhibit B

EARLY VOTING POLLING PLACES AND TIMES

Early Voting in the County shall be held at the locations and times below.

Early Voting Locations for the November 2, 2021 Elections

Early voting by personal appearance will be conducted at the following locations, dates, and times:

LOCATION	ADDRESS	DATES	TIMES
Cameron County Courthouse Judicial Complex Main Office	954 E. Harrison St. Brownsville, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Brownsville Public Library Main Branch	2600 Central Blvd. Brownsville, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Bob Clark Social Services Center	9901 California Rd. Brownsville, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Cameron Park Community Center (El Centro Cultural)	2100 Gregory Ave. Brownsville, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Cameron County Harlingen Annex Bldg.	3302 Wilson Rd. Harlingen, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
San Benito Community Building	210 E. Heywood St. San Benito, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Los Fresnos Community Building	204 N. Brazil St. Los Fresnos, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
American Legion Hal	219 E. Commercial Ave. La Feria, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Port Isabel City Hall City Commission Chambers Meeting Room	305 E. Maxan St. Port Isabel, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.

**Early Voting Locations for the
November 2, 2021 Elections**

LOCATION	ADDRESS	DATES	TIMES
Santa Rosa María Luisa Ruiz Guerra County Annex Bldg.	116 Santa Vista Ave. Santa Rosa, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Rio Hondo ISD Administrative Bldg.	215 W. Colorado St. Rio Hondo, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Los Indios Community Center	309 Heywood St. Los Indios, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.
Santa Maria ISD Administrative Bldg. Board Room	11119 Old Military Hwy 281 Santa Maria, Texas	Monday, Oct. 18 thru Friday, Oct. 22	9:00 a.m. to 7:00 p.m.
		Saturday, Oct. 23 and Sunday, Oct. 24	10:00 a.m. to 5:00 p.m.
		Monday, Oct. 25 thru Wednesday, Oct. 27	9:00 a.m. to 7:00 p.m.
		Thursday, Oct. 28 and Friday, Oct. 29	8:00 a.m. to 8:00 p.m.