

## **Notice of Bond Election**

TO THE RESIDENT QUALIFIED ELECTORS OF THE OLNEY-HAMILTON HOSPITAL DISTRICT:

NOTICE IS HEREBY GIVEN THAT AN ELECTION WILL BE HELD IN THE OLNEY-HAMILTON HOSPITAL DISTRICT ON NOVEMBER 7, 2023, IN ACCORDANCE WITH THE FOLLOWING ORDER:

### **ORDER CALLING BOND ELECTION**

STATE OF TEXAS	§
COUNTIES OF YOUNG AND ARCHER	§
OLNEY-HAMILTON HOSPITAL DISTRICT	§

WHEREAS, the Board of Directors (the “Board”) of the Olney-Hamilton Hospital District (the “District”) has the power to issue bonds pursuant to Chapter 286 of the Texas Health and Safety Code; and

WHEREAS, the Board has determined that it is necessary and appropriate to call and conduct an election to obtain voter authorization for the issuance of such bonds; and

WHEREAS, the District intends to enter into one or more election agreements (the “Election Agreements”) with Young County, Texas (“Young County”) and Archer County, Texas (“Archer County” and together with Young County, the “Counties”) by and through the Election Administrators of the respective counties (the “Election Administrator”), in accordance with the law of the State of Texas (the “State”) and applicable Federal Law.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF THE OLNEY-HAMILTON HOSPITAL DISTRICT:

Section 1. Call of Election Date; Eligible Electors; and Hours. An election (the “Election”) shall be held on November 7, 2023 (“Election Day”), which is seventy-eight (78) or more days from the date of the adoption of this order (the “Election Order”), within and throughout the territory of the District at which all resident, qualified electors of the District shall be entitled to vote. The Board hereby finds that holding the Election on such date is in the public interest. The hours during which the polling places are to be open on Election Day shall be from 7:00 a.m. to 7:00 p.m.

Section 2. Voting Precincts; Polling Places; Election Administrator and Officers. Except as otherwise may be provided herein, the boundaries and territories of the election precincts of the Counties that are wholly or partially within the territorial boundaries of the District are hereby designated as the voting precincts of the District for the Election and the precinct numbers for the District’s election precincts shall be the corresponding County precinct number of each precinct. The Election Day polling places shall be as shown in Exhibit A to this Election Order. The precinct judges and alternate judges for the Election shall be appointed in accordance with the Texas Election Code (the “Election Code”).

In the event that the Chief Executive Officer of the Olney-Hamilton Hospital (the “Chief Executive Officer”), or his designee, shall determine from time to time that (a) a polling place hereafter designated shall become unavailable or unsuitable for such use, or it would be in the District’s best interests to relocate such polling place, or (b) a presiding judge or alternate presiding judge hereafter designated shall become unqualified or unavailable, the Chief Executive Officer, or his designee, is hereby authorized to designate and appoint in writing a substitute polling place, presiding judge or alternate presiding judge, and correct or modify the exhibits to this Election Order, giving such notice as is required by the Election Code and as deemed sufficient.

Section 3.     Proposition.   At the Election there shall be submitted to the resident, qualified electors of the District the following proposition (the “Proposition”):

**OLNEY-HAMILTON HOSPITAL DISTRICT - PROPOSITION A**

Shall the Board of Directors District be authorized to issue bonds of the District, in one or more series, in an aggregate maximum principal amount of \$33,000,000, having a maximum maturity not to exceed 40 years, at an interest rate not exceeding the maximum rate allowed by law, payable from ad valorem taxes, for the purpose of purchasing, constructing, acquiring, renovating and equipping of buildings and making improvements to facilities within the District; and shall the Board of Directors be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes, on all taxable property in the District, sufficient, within the rate allowed by law, to pay the principal of and interest on said bonds and to provide a sinking fund to redeem the bonds at maturity?

Section 4.     Ballot.   The ballot shall conform to the requirements of the Election Code and shall have written or printed thereon the following:

**OLNEY-HAMILTON HOSPITAL DISTRICT - PROPOSITION A**

	)	THE ISSUANCE OF \$33,000,000 OF BONDS FOR
[ ] FOR	)	PURCHASING, CONSTRUCTING, ACQUIRING,
	)	RENOVATING AND EQUIPPING OF DISTRICT BUILDINGS
	)	AND MAKING OTHER IMPROVEMENTS TO DISTRICT
[ ] AGAINST	)	FACILITIES, AND LEVYING AN AD VALOREM TAX IN
		PAYMENT THEREOF

Section 5.     Voting.   Electronic voting machines may be used in holding and conducting the Election on Election Day; provided, however, in the event the use of such electronic voting machines is not practicable, the Election may be conducted on Election Day by the use of paper ballots (except as otherwise provided in this section). Electronic voting machines or paper ballots may be used for early voting by personal appearance (except as otherwise provided in this section). As required by the Election Code, the District 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 requirement for voting systems that permit voters with physical disabilities to cast a secret ballot. Paper ballots may be used for early voting by mail.

Each voter desiring to vote in favor of a Proposition shall mark the ballot indicating “FOR” such Proposition, and each voter desiring to vote against a Proposition shall mark the ballot indicating “AGAINST” such Proposition. Voting will be conducted in accordance with the Election Code.

**Section 6. Early Voting.** The Board hereby appoints the Election Administrator as the regular early voting clerk for the District. Early voting, both by personal appearance and by mail, will be conducted in accordance with the Election Code.

Early voting by personal appearance shall be conducted at the locations, on the dates and at the times as shown in Exhibit B. Early voting by personal appearance shall begin on Monday, October 23, 2023 and continue through Friday, November 3, 2023.

For the use of those voters who are entitled by law to vote early by mail, the early voting clerk shall provide each voter with a ballot with instructions to mark the ballot indicating his or her vote “FOR” or “AGAINST” each Proposition. The mailing address to which ballot applications and ballots voted by mail may be sent is as follows:

**Young County Administrator**

Elections Administrator: Kaitlyn Mosley  
516 Fourth Street B-1  
Graham, Texas, 76450  
Phone: 940-521-9483  
Fax: 940-221-2104  
Email: k.mosley@youngcounty.org.  
[www.co.young.tx.us/page/young.Elections](http://www.co.young.tx.us/page/young.Elections)

**Archer County Administrator**

Election Administration: Christie Mooney  
Mailing: P O Box 428, Archer City TX 76351-0428  
Location: 100 S. Center Street, 3rd Floor Courthouse  
Archer City, Texas 76351  
Phone: (940) 574-2645  
Fax: (940) 574-2655  
Email: christie.mooney@co.archer.tx.us  
<https://www.co.archer.tx.us/page/archer.Elections>

Applications for ballot by mail must be received no later than the close of business on Friday, October 27, 2023.

The Election Administrators are hereby authorized and directed to designate the early voting ballot board and other officers required to conduct early voting for the Election.

If an application for ballot by mail is sent by fax or email to the Counties, the original still must be mailed to the mailing address(es) above by the fourth business day. All Election Day and

Early Voting polling locations are subject to change by the Counties. A complete list of each Counties' early voting and election day voting locations can be found online at the following websites: Young County - <https://www.co.young.tx.us/page/young.Elections> and Archer County – <https://www.co.archer.tx.us/page/archer.Elections>.

Section 7. Conduct of Election. The Election shall be conducted by the Election Administrator and other election officers, including the precinct judges and alternate judges or clerks appointed by the Board, in accordance with the Election Agreements, Education Code, the Election Code and the Constitution and laws of the State and the United States of America. The Chairman of the Board, the Chief Executive Officer, and their respective designees, are authorized to enter into, execute and deliver one or more Election Agreements, in accordance with applicable provisions of the Election Code. The terms and provisions of each Election Agreement are hereby incorporated into this Election Order. To the extent of any conflict between this Election Order and an Election Agreement, the terms and provisions of the Election Agreement shall prevail, and the Chairman of the Board, the Chief Executive Officer, and their respective designees, are authorized to make such corrections, changes, revisions and modifications to this Election Order, including the exhibits hereto, as are deemed necessary or appropriate to conform to the Election Agreement, to comply with applicable state and federal law and to carry out the intent of the Board, as evidenced by this Election Order. The Administrator shall be responsible for establishing the central counting station for the ballots cast in the Election and appointing the personnel necessary for such station.

Section 8. Multilingual Election Material. All notices, instructions, and ballots pertaining to the Election shall be furnished to voters in both English and Spanish and persons capable of acting as translators in both English and Spanish shall be made available to assist Spanish language speaking voters in understanding and participating in the election process.

Section 9. Delivery of Voted Ballots; Counting; Tabulation; Canvassing of Returns; Declaring Results. The ballots shall be counted by one or more teams of election officers assigned by the presiding judges, each team to consist of two or more election officers. After completion of his responsibilities under the Election Code, including the counting of the voted ballots and the tabulation of the results, the presiding judge shall make a written return of the Election results to the District in accordance with the Election Code. The Board shall canvass the returns and declare the results of the Election.

If a majority of the resident, qualified electors of the District voting at the Election, including those voting early, shall vote in favor of a Proposition, then the issuance and sale of the bonds described in such Proposition shall be authorized in the maximum amount contained therein, and the bonds shall be issued and sold at the price or prices and in such denominations determined by the Board to be in the District's best interest.

Section 10. Training of Election Officials. Pursuant to the Election Code, a public school of instruction for all election officers and clerks may be held as arranged or contracted by the Election Administrator.

Section 11. Notice of Election; Voter Information Document. Notice of the Election shall be given in the manner required by the Election Code and other applicable law. To the extent

required by law, each notice of the Election shall include the District's internet website address, which is <https://olneyhamiltonhospital.com>. The Board authorizes the preparation of a Voter Information Document as required by law and authorizes the Chief Executive Officer to approve the final form of the Voter Information Document. Such Voter Information Document shall be posted and published as required by law.

Section 12. Notice of Meeting. The Board officially finds, determines, recites and declares that written notice of the date, hour, place and subject of the meeting at which this Election Order is adopted was posted on a bulletin board located at a place convenient to the public at the District's administrative offices for a least seventy-two (72) hours preceding the scheduled time of the meeting; that a telephonic or telegraphic notice of such meeting was given to all news media who have consented to pay any and all expenses incurred by the District in connection with providing such notice, both as required by the Open Meetings Law, Chapter 551, Texas Government Code, as amended; and that such meeting was open to the public as required by law at all times during which this Election Order and the subject matter thereof was discussed, considered and formally acted upon.

Section 13. Mandatory Statement of Information.

(a) Pursuant to Section 3.009, Texas Election Code: (i) the proposition language that will appear on the ballot is set forth in Section 4 of this Election Order. (ii) the purposes for which the bonds are to be authorized are set forth in Section 3 of this Election Order, (iii) the principal amount of bonds to be authorized is set forth in Section 3 of this Election Order, (iv) if the issuance of bonds is authorized by voters, taxes sufficient, within the limits prescribed by law, as to rate or amount, to pay the principal of and interest on the bonds and the costs of any credit agreements may be imposed, as set forth in Section 3 of this Election Order, (v) bonds authorized pursuant to this Election Order may be issued to mature over a specified number of years not to exceed the maximum number of years authorized by law and bearing interest at the rate or rates (not to exceed 15%), as authorized by law and determined by the Board, (vi) as of the date of the adoption of this Election Order, the aggregate amount of outstanding principal of the District's debt obligations is \$0, and the aggregate amount of outstanding interest on the District's debt obligations is \$0 (based upon the District's expectations relative to its variable rate debt obligations), and (vii) the District's ad valorem debt service tax rate as of the date of adoption of this Election Order is \$0 per \$100 valuation of taxable property.

(b) Based upon market conditions as of the date of this Election Order, the maximum net effective interest rate for any series of the bonds is estimated to be 4.80%. 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. In addition, the estimate contained in this subsection (b) is (i) based on certain assumptions (including assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the District's financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections. (iii) provided solely in satisfaction of the requirements of Section 3.009, Texas Election Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to and does not give rise to

a contract with voters or limit the authority of the Board to issue bonds in accordance with the Propositions submitted by this Election Order.

Section 14. Authority of the Chief Executive Officer. The Chief Executive Officer and his designees shall have the authority to take, or cause to be taken, all reasonable or necessary actions to ensure that the Election is fairly held and returns properly counted and tabulated for canvass by the Board, which actions are hereby ratified and confirmed. Without limiting the generality of the immediately preceding sentence, the Chief Executive Officer and his designees are hereby authorized to complete and update, as necessary, this Order and the exhibits hereto with the necessary information as same is made available to the District and to make any changes to the Order needed for the Election.

Section 15. Authorization to Execute. The Chairman or Vice Chairman of the Board is authorized to execute and the Secretary of the Board is authorized to attest this Election Order on behalf of the Board; and the Chairman or Vice Chairman of the Board is authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

Section 16. Effective Date. This Election Order is effective immediately upon its passage and approval.

Section 17. PASSED AND APPROVED August 17, 2023.

/s/ Dale Lovett  
Chairman, Board of Directors

ATTEST:

/s/ Rita Choat  
Secretary, Board of Directors

## **EXHIBIT A**

### **ELECTION DAY POLLING LOCATIONS**

#### **Archer County Election Day Polling Locations**

Voting Hours: 7:00 a.m. and 7:00 p.m.

Archer County Activity Building: 512 West Cottonwood Street, Archer City TX 76351

Holliday Community Center: 200 North Walnut Street, Holliday TX 76366

Lakeside City Community Center: 4344 St Hwy 79 South, Wichita Falls TX 76310

Scotland City Hall: 727 Ave. L, Scotland TX 76379

Windthorst Knights of Columbus Hall: 19119 U.S. Hwy 281, Windthorst TX 76389

Megargel City Hall: 902 Cedar Street, Megargel TX 76370

#### **Young County Election Day Polling Locations**

Voting Hours: 7:00 a.m. and 7:00 p.m.

North Central Texas College: 928 Cherry St., Graham TX 76450

Olney Library: 807 W Hamilton, Olney TX 76374

Loving VFD: 8891 Hwy 114, Loving TX 76460

First United Methodist Church: 700 Third St., Graham TX 76450

First Baptist Church: 501 Graham St. Newcastle TX 76372

## **EXHIBIT B**

### **EARLY VOTING POLLING LOCATIONS AND TIMES**

#### **ARCHER COUNTY EARLY VOTING LOCATIONS**

Archer County Courthouse Annex, Meeting Room: 112 E. Walnut St, Archer City, TX 76351 – Main Early Voting Polling Location

Holliday City Hall: 110 W Olive St, Holliday TX 76366

Lakeside City Community Center: 4344 St Hwy 79 South, Wichita Falls TX 76310

Early Voting will be held weekdays between the hours of 8:00 AM to 5:00 PM Monday, October 23, 2023 through Friday, November 3, 2023.

There will be extended hours of early voting for Archer County from 7:00 AM to 7:00 PM at the Archer County Courthouse Annex, Main Early Voting Polling Location, in Archer City on November 2 and 3, 2023.

#### **YOUNG COUNTY EARLY VOTING LOCATIONS**

North Central Texas College: 928 Cherry St., Graham TX 76450 – Main Early Voting Polling Location

Olney Library: 807 W Hamilton, Olney TX 76374

Early Voting will be held weekdays between the hours of 8:00 AM to 5:00 PM Monday, October 23, 2023 through Friday, November 3, 2023. There will be extended hours of early voting from 7:00 AM to 7:00 PM November 2 and 3, 2023.



### PROPOSITION A

1.	Principal of the debt obligations to be authorized	\$33,000,000.00
2.	Estimated interest for the debt obligations to be authorized	\$26,118,811
3.	Estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized	\$59,118,811
4.	Principal of all outstanding debt obligations of the District*	\$2,006,000
5.	Estimated remaining interest on all outstanding debt obligations of the District*	\$153,984.20
6.	Estimated combined principal and interest required to pay on time and in full all outstanding debt obligations of the District*	\$2,159,984.20
7.	Estimated maximum annual increase in the amount of taxes that would be imposed on a residence homestead in the District with an appraised value of \$100,000 to repay the debt obligations to be authorized, if approved, based upon assumptions made by the governing body of the District	\$190.00
8.	Other information that the District considers relevant or necessary to explain the foregoing information	See major assumptions listed below.

\* As of the date of adoption of the District's Bond Election Order.

**Major assumptions for statements above:**

- (1) Assumes changes in estimated future appraised values within the District are as follows:
  - a. 2.00% annual growth in local values
  - b. \$280,000,000 in 2025 for Hydrogen Plant
- (2) Assumes 2 bond issuances: approximately \$27 million issued in 2024 and approximately \$6 million issued in 2025.
- (3) Assumes interest rates on the debt obligations to be issued as follows: 4.76% for bonds issued in 2024.
- (4) Assumes interest rates on the debt obligations to be issued as follows: 4.50% for bonds issued in 2025.
- (5) Assumes a 30-year term for bonds issued in 2024.
- (6) Assumes a 29-year term for bonds issued in 2025.
- (7) The estimated maximum annual increase in the amount of taxes imposed on a residence homestead to repay the debt obligations, if approved, is expected to be \$190.00.
- (8) Assumes the proposed debt obligations from Proposition A as follows: approximately \$27 million issued in 2024 and approximately \$6 million issued in 2025. No future issuances anticipated after.

The estimates contained in this Voter Information Document are (i) based on certain assumptions (including the major assumptions listed above and assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the District's financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections, (iii) provided solely in satisfaction of the requirements of Section 1251.052, Texas Government Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to (and expressly do not) give rise to a contract with voters or limit the authority of the District to issue bonds in accordance with the Propositions submitted by the District's Bond Election Order.