

**CITY OF LAVON, TEXAS**  
**ORDINANCE NO. 2025-02-05**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS, DEFINING THE BOUNDARY OF THE LAVON MUNICIPAL DEVELOPMENT DISTRICT AS THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF LAVON; CALLING FOR A SPECIAL ELECTION ON MAY 3, 2025, TO SUBMIT A BALLOT PROPOSITION TO THE QUALIFIED VOTERS OF THE EXTRATERRITORIAL JURISDICTION OF THE CITY AUTHORIZING THE CREATION OF THE LAVON MUNICIPAL DEVELOPMENT DISTRICT AND THE IMPOSITION OF A SALES AND USE TAX AT THE RATE OF ONE-HALF OF ONE PERCENT (0.50%) FOR THE PURPOSE OF FINANCING DEVELOPMENT PROJECTS BENEFICIAL TO THE DISTRICT; DESIGNATING THAT THE ELECTION SHALL BE CONDUCTED BY COLLIN COUNTY PURSUANT TO THE TERMS OF THE CITY'S CONTRACT FOR ELECTION SERVICES WITH THE COUNTY; PROVIDING A SEVERABILITY CLAUSE, FOR PUBLICATION AND FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Lavon, Texas ("City") is a Home Rule municipality of the State of Texas; and

**WHEREAS**, Texas Local Government Code Chapter 377 authorizes the creation of Municipal Development District ("MDD") and authorization for the district to impose a one-half of one percent sales and use tax for the purposes of funding projects beneficial to the District if approved by the voters of the District at a duly conducted election; and

**WHEREAS**, the Texas Local Government Code Chapter 377 authorizes such boundaries to extend to all or any area within the municipality and the municipality's extraterritorial jurisdiction ("ETJ"); and

**WHEREAS**, the City Council has determined that it is in the best interest of the City to create the Lavon Municipal Development District in ETJ of the City of Lavon; and

**WHEREAS**, the City Council wishes to submit to the voters a ballot proposition to authorize creation of the MDD and authorization of the imposition of a one-half of one percent sales and use tax for the purposes of funding projects beneficial to the District; and

**WHEREAS**, the City and Collin County, Texas ("County"), are entering into a contract for election services whereby the County will conduct all aspects of the special election; and

**WHEREAS**, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code.

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

**SECTION 1.** The findings set forth above are true and correct and are incorporated into this Ordinance as if fully set forth herein.

**SECTION 2.** The boundaries of the Lavon Municipal Management District are hereby established to include the entirety of the ETJ of the City of Lavon, Texas.

**SECTION 3.** A special election of the City of Lavon, Texas is hereby ordered and will be held on the 3<sup>rd</sup> day of May 2025, between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of asking the registered voters within the boundaries of the proposed Lavon Municipal Development District, being all of Lavon ETJ, to vote for or against the proposition set out in italics below:

*“Authorizing the creation of the Lavon Municipal Development District and the imposition of a sales and use tax at the rate of one half of one percent for the purpose of financing development projects beneficial to the district.”*

**SECTION 4.** The official ballots for said election shall be prepared in accordance with the Texas Election Code and Texas Tax Code so as to permit all qualified voters of the ETJ to vote “FOR” or “AGAINST” the creation of the Lavon Municipal Development District and the imposition of a sales and use tax at the rate of one half of one percent for the purpose of financing development projects beneficial to the district.

**SECTION 5.** The City agrees to conduct a joint election with the political subdivisions designated by the County Elections Officer and the election will be conducted by the County pursuant to the terms of the election contract between the City and the County, with Election Day polling location(s) and times for the voters in the City to be determined by the County, along with all early voting matters, in accordance with the laws of the State of Texas.

**SECTION 6.** In accordance with Sections 31.097 and 271.006 of the Texas Election Code, the following named person is hereby appointed as the Early Voting Clerk for the purposes of conducting said Election:

Kaleb Breaux, Collin County Elections Administrator.

Applications for early voting ballots should be forwarded as follows:

Mailing Address: Kaleb Breaux, Elections Administrator  
Collin County Elections Administration Office  
2010 Redbud Blvd., Suite 102  
McKinney, Texas 75069  
Fax: (972) 547-1914  
Email: [election@collincountytx.gov](mailto:election@collincountytx.gov)

**SECTION 7.** Early Voting by personal appearance shall be conducted beginning April 21, 2025, and continuing through April 29, 2025. The main early voting location shall be located at:

Lavon City Hall  
120 School Rd, Lavon, Texas 75166

Early voting shall take place during the dates and times and at voting locations as prescribed by the Collin County Elections Administrator and the State of Texas.

**SECTION 8.** This election shall be held in accordance with, and shall be governed by, the election laws of the State of Texas. The Mayor, City Secretary or City Council shall perform each act as is required to be performed, in connection with the holding and consummation of such election, and to give effect to the intent of this Ordinance and the City’s election contract with the County.

**SECTION 9.** All registered, qualified voters of the ETJ shall be permitted to vote at the election. In addition, the election materials enumerated in the Texas Election Code, as amended, shall be printed in English and Spanish for use at the polling places and for early voting for the election.

**SECTION 10.** The election shall be held in accordance with the Constitution of the State of Texas, the Election Code and the Tax Code.

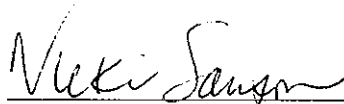
**SECTION 11.** The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

**SECTION 12.** The City Secretary is hereby authorized to give Notice of the Election by posting a notice of election in both English and Spanish at Lavon City Hall located at 120 School Road, Lavon, Texas, on the bulletin board not later than twenty-one (21) days prior to the date upon which the Election is to be held, and by publication of said notice at least once in the official newspaper of the City, being a newspaper of general circulation within the Town, the date of said publication to be not less than ten (10) days nor more than thirty (30) days prior to the date set for the Election. Upon publication of the election notice, the City Secretary shall secure a publisher's affidavit.

**SECTION 13.** It is hereby officially found and determined that all notice required by law has been given and notice of this Ordinance was posted and the Ordinance passed in accordance with the Open Meeting Act.

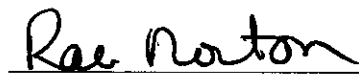
**SECTION 14.** This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

**DULY PASSED and APPROVED** by the City Council of the City of Lavon, Texas, on the 4<sup>th</sup> day of February 2025.



Vicki Sanson  
Mayor

**ATTEST:**



Rae Norton  
City Secretary

