

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 008-028

**ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF
ADDISON, TEXAS, CALLING A BOND ELECTION TO BE
HELD WITHIN THE TOWN, MAKING PROVISIONS FOR
THE CONDUCT OF THE ELECTION AND OTHER
PROVISIONS INCIDENT AND RELATED THERETO**

WHEREAS, the City Council (the “City Council”) of the Town of Addison, Texas (the “Town”), finds that an election should be held to determine whether the City Council shall be authorized to issue bonds of the Town in the amounts and for the purposes hereinafter set forth; and

WHEREAS, the City Council finds and determines that the meeting at which this Ordinance is considered is open to the public, and that the public notice of the time, place and purpose of the meeting was given, as required by Chapter 551, Texas Government Code, as amended;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. Findings. The statements contained in the preamble of this Ordinance are true and correct and are hereby incorporated for all purposes.

Section 2. Election Ordered; Date; Proposition. A bond election (the “Election”) is hereby ordered and shall be held in the Town of Addison, Texas, on Tuesday, November 4, 2008 (“Election Day”), a uniform election date as established by Section 41.001(a) of the Texas Election Code, as amended (the “Code”). At the Election, the following proposition (the “Proposition”) shall be submitted to the qualified voters of the Town in accordance with law:

PROPOSITION

“Shall the City Council of the Town of Addison, Texas, be authorized to issue general obligation bonds of the City in the amount of \$58,000,000 for the purpose of providing funds for permanent public improvements in and adjacent to the Addison Arts and Events District, to-wit: designing, constructing, expanding, equipping, and furnishing cultural facilities including a new theatre/conference/event space addition to the Addison Conference and Theatre Centre and an aviation museum/conference/event facility and related parking; said bonds to mature serially over a period of not to exceed twenty (20) years from their date, to be issued in such installments and sold at any price or prices and to bear interest at any rate or rates as shall be determined within the discretion of the City Council under laws in

effect at the time of issuance, and to provide for the payment of the principal of and interest on said bonds by levying a tax sufficient to pay the annual interest on and to create a sinking fund sufficient to redeem said bonds as they become due?"

Section 3. Conduct of Election. (a) The Election shall be conducted within the Town under the jurisdiction of the County Election Administrators of Dallas County in accordance with the Code. Voting on Election Day shall be conducted between the hours of 7:00 a.m. and 7:00 p.m. and shall be held at the polling places for the precincts designated by the Dallas County Elections Administrator, and such precincts described on Exhibit A are adopted as the polling precincts for the Town.

(b) Early voting for the Election shall be held at the locations, on the days and at the times designated in Exhibit B. The Dallas County Elections Administrator or his designee is appointed Early Voting Clerk. Early voting ballot applications and early voting ballots voted by mail shall be sent to the following address of the Early Voting Clerk:

Early Voting Clerk
Elections Department - Eighth Floor
2377 N. Stemmons Freeway, Suite 820
Dallas, Texas 75207

Applications for ballot by mail must be received no later than the close of business on Tuesday, October 28, 2008.

(c) The Dallas County Elections Administrator is directed to designate the members of the Early Voting Ballot Board and the presiding judge and alternate presiding judge for each of the polling places and such other officials as are necessary and appropriate to conduct the Election in accordance with the Code.

Section 4. Official Ballot. The official ballots for the Election shall be prepared in accordance with the Code so as to permit the electors to vote "FOR" or "AGAINST" the Proposition which shall be set forth on the ballots substantially in the following form:

PROPOSITION

- FOR) THE ISSUANCE OF \$58,000,000 GENERAL OBLIGATION BONDS FOR CULTURAL FACILITIES INCLUDING A NEW
- AGAINST) THEATRE, AVIATION MUSEUM AND RELATED PARKING AND CONFERENCE SPACE AND THE LEVY OF A TAX IN PAYMENT THEREOF

Section 5. Bilingual Election Materials. 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 6. Notice of Election. Notice of the Election shall be given by posting a notice containing a substantial copy of this Ordinance in both English and Spanish at the City Hall on the bulletin board used for posting notices of the meetings of the City Council and at three (3) other public places within the Town not less than twenty-one (21) days prior to the date of the Election, and by publication of said notice on the same day in each of two (2) successive weeks in a newspaper of general circulation published within the Town, the date of the first publication to be not less than fourteen (14) days nor more than thirty (30) days prior to the date set for the Election.


Section 7. Election Services Contract. The Elections Services Contract providing for the conduct of the Election by the Dallas County Election Administrators shall be presented to the City Council for consideration and approval.

Section 8. Joint Elections. The Election shall be conducted as a joint election with other governmental entities ordering elections in Dallas County. The City Manager or his designee is authorized to enter into agreements providing for joint elections with other entities and to approve and make changes to polling places and other election procedures in the event changes are required because of such joint elections or which become necessary due to circumstances arising after the date of this Ordinance. The City Manager or his designee is authorized to amend or supplement the Election Services Contracts in order to conduct the Election in an efficient and lawful manner.

Section 9. Effective Date.

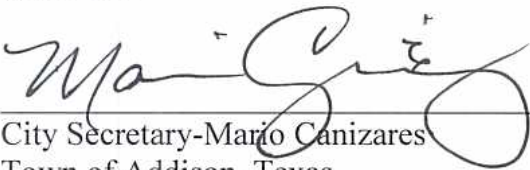
This Ordinance shall take effect immediately upon its approval.

PASSED AND APPROVED this August 21, 2008.




Mayor-Joe Chow, Town of Addison, Texas

ATTEST:



City Secretary-Mario Canizares
Town of Addison, Texas

APPROVED AS TO FORM:

By: 

City Attorney-John Hill
Town of Addison, Texas

EXHIBIT A

PRECINCTS AND VOTING LOCATIONS ON ELECTION DAY

HOURS: 7:00 a.m. to 7:00 p.m.

<u>PRECINCT NUMBER</u>	<u>LOCATION</u>
1600	ADDISON FIRE STATION #2 3950 BELTWAY DR, ADDISON, 75001
1601	LOOS FIELD HOUSE 3815 SPRING VALLEY RD, ADDISON, 75001
1602	ADDISON FIRE DEPARTMENT 4798 AIRPORT PKWY, ADDISON, 75001
1406	KELLER SPRINGS BAPTIST CHURCH 3227 KELLER SPRINGS RD, CARROLLTON, 75006

EXHIBIT B

EARLY VOTING BY PERSONAL APPEARANCE
(All Precincts)

Dates and Times for Early Voting at Main Early Voting
Location and Permanent Branch Polling Locations

Monday, October 20, 2008 through Friday, October 24, 2008 from 8 a.m. to 5 p.m.
Saturday, October 25, 2008 from 7 a.m. to 7 p.m.
Sunday, October 26, 2008 from 1 p.m. to 6 p.m.
Monday, October 27, 2008 through Friday, October 31, 2008 from 7 a.m. to 7 p.m.

Early Voting Locations:

Any qualified voter for the Election may vote early by personal appearance at either the Main Early Voting Location or at any of the Branch Early Voting Locations identified below:

Main Early Voting Location

Dallas County Records Building
509 Main Street
Dallas, Texas 75202

Branch Early Voting Locations:

01	AUDELIA ROAD LIBRARY	10045 AUDELIA ROAD	DALLAS	75238
02	DESOTO MIDDLE SCHOOL EAST	601 E BELT LINE ROAD	DESOTO	75115
03	DUNCANVILLE LIBRARY	201 JAMES COLLINS BLVD	DUNCANVILLE	75116
04	DUNFORD RECREATION CENTER	1015 GREEN CANYON DR	MESQUITE	75150
05	FRETZ PARK RECREATION CENTER	6950 BELT LINE RD	DALLAS	75254
06	GARLAND CITY HALL	200 N 5th STREET	GARLAND	75040
07	GRAND PRAIRIE DEVELOPMENT CTR	206 W CHURCH ST	GR PRAIRIE	75050
08	GRAUWYLER PARK REC CENTER	7780 HARRY HINES BLVD	DALLAS	75235
09	HARRY STONE REC CENTER	2403 MILLMAR DR	DALLAS	75228

10	IRVING CITY HALL	825 W IRVING BLVD	IRVING	75060
11	JOSEY RANCH LIBRARY	1700 KELLER SPRGS RD	CARROLLTON	75006
12	LANCASTER LIBRARY	1600 VETERANS MEMORIAL PKWY	LANCASTER	75134
13	MARTIN LUTHER KING CORE BLDG	2922 M L K JR BLVD	DALLAS	75215
14	MARTIN WEISS REC CENTER	1111 MARTINDELL AVE	DALLAS	75211
15	NORTHWAY BAPTIST CHURCH	3877 WALNUT HILL LN	DALLAS	75229
16	OAK CLIFF SUB COURTHOUSE	410 S BECKLEY AVE	DALLAS	75203
17	OUR REDEEMER LUTHERAN CHURCH	7611 PARK LANE	DALLAS	75225
18	PLEASANT OAKS REC CENTER	8701 GREENMOUND	DALLAS	75227
19	RICHARDSON CIVIC CENTER	411 W ARAPAHO RD	RICHARDSON	75080
20	ROWLETT LIBRARY	3900 MAIN STREET	ROWLETT	75088
21	SAMUELL GRAND REC CENTER	6200 EAST GRAND AVE	DALLAS	75223
22	VALLEY RANCH LIBRARY	401 CIMARRON TRAIL	IRVING	75063
23	VETERANS ADMIN MEDICAL CTR	4500 S LANCASTER RD	DALLAS	75216
24	WEST DALLAS MULTIPURPOSE CTR	2828 FISH TRAP RD	DALLAS	75212

MINUTES AND CERTIFICATION PERTAINING TO
PASSAGE OF AN ORDINANCE

STATE OF TEXAS §
COUNTY OF DALLAS §
TOWN OF ADDISON §

On the 21st day of August 2008, the City Council of the Town of Addison, Texas, convened in a special meeting at the regular meeting place thereof, the meeting being open to the public and notice of said meeting, giving the date, place and subject thereof, having been posted as prescribed by Chapter 551, Texas Government Code, as amended; and the roll was called of the duly constituted officers and members of the City Council, which officers and members are as follows:

Joe Chow, Mayor	Gregory S. Hirsch)	
Tom Braun, Mayor Pro Tem	Dennis Kraft)	Members of
Roger S. Mellow, Deputy Mayor Pro Tem	Todd Meier)	the Council
	Jimmy Niemann)	

and all of said persons were present, thus constituting a quorum. Whereupon, among other business, a written Ordinance bearing the following caption was introduced:

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The Ordinance, a full, true and correct copy of which is attached hereto, was read and reviewed by the City Council. Thereupon, it was duly moved and seconded that the Ordinance be passed and adopted.

The Presiding Officer put the motion to a vote of the members of the City Council, and the Ordinance was passed and adopted by the following vote:

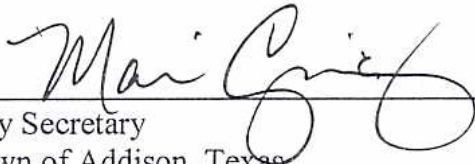
AYES: Chow, Braun, Hirsch, Mellow, Niemann

NOES: Kraft, Meier

ABSTENTIONS: None

RECUSED: None

MINUTES APPROVED AND CERTIFIED TO BE TRUE AND CORRECT, and to correctly reflect the duly constituted officers and members of the City Council of said Town, and the attached and following copy of said Ordinance is hereby certified to be a true and correct copy of an official copy thereof on file among the official records of the Town, all on this the 21st day of August, 2008.



City Secretary
Town of Addison, Texas

[SEAL]