

ORDINANCE NO. 012-009

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

WHEREAS, the Town Council of the Town of Addison, Texas (the "Town"), hereby finds and determines that it is necessary and advisable to call and hold an election in the City for the purpose of submitting certain propositions pertaining to the issuance of bonds for the purposes hereinafter set forth; and

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

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

An election (the "Election") shall be held in and throughout the Town of Addison, Texas, on Saturday, May 12, 2012, which date being not less than seventy-one (71) nor more than ninety (90) days from the date of this Ordinance, is a uniform election date as defined in the Texas Election Code, as amended (the "Code"). At the Election the following propositions (the "Proposition") shall be submitted:

PROPOSITION NO. 1

"Shall the City Council of the Town of Addison, Texas be authorized to issue general obligation bonds of said Town in the aggregate principal amount of \$29,500,000 for the purpose of providing funds for permanent public improvements, to-wit: engineering, constructing, reconstructing, improving, repairing, developing, extending and expanding streets, thoroughfares, bridges, interchanges, intersections, grade separations, sidewalks and other public ways of the Town, including related streetscape improvements, public utility improvements, storm drainage facilities and improvements, signalization and other traffic controls, street lighting, and the acquisition of land therefor; such bonds to mature serially within not to exceed twenty-five (25) years from their date, to be issued in one or more series and sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council under the laws of the State in effect at the time of such issuance; and to provide for the payment of the principal of and interest on said bonds by levying ad valorem taxes to be assessed and collected annually in an amount sufficient to pay the annual interest on and to create a sinking fund to redeem said bonds as they become due?"

PROPOSITION NO. 2

“Shall the City Council of the Town of Addison, Texas be authorized to issue general obligation bonds of said Town in the aggregate principal amount of \$10,000,000 for the purpose of providing funds for permanent public improvements, to-wit: relocating utilities currently located in or adjacent to the Belt Line Road right-of-way and acquiring, constructing, and developing Belt Line Road roadway and streetscape improvements and the acquisition of land therefor; such bonds to mature serially within not to exceed twenty-five (25) years from their date, to be issued in one or more series and sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council under the laws of the State in effect at the time of such issuance; and to provide for the payment of the principal of and interest on said bonds by levying ad valorem taxes to be assessed and collected annually in an amount sufficient to pay the annual interest on and to create a sinking fund to redeem said bonds as they become due?”

PROPOSITION NO. 3

“Shall the City Council of the Town of Addison, Texas be authorized to issue general obligation bonds of said Town in the aggregate principal amount of \$7,000,000 for the purpose of providing funds for permanent public improvements, to-wit: the acquisition and improvement of land and interests in land to provide improvements, additions and access to the Addison Municipal Airport; such bonds to mature serially within not to exceed twenty-five (25) years from their date, to be issued in one or more series and sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council under the laws of the State in effect at the time of such issuance; and to provide for the payment of the principal of and interest on said bonds by levying ad valorem taxes to be assessed and collected annually in an amount sufficient to pay the annual interest on and to create a sinking fund to redeem said bonds as they become due?”

PROPOSITION NO. 4

“Shall the City Council of the Town of Addison, Texas be authorized to issue general obligation bonds of said Town in the aggregate principal amount of \$3,000,000 for the design, construction, acquisition and improvement of public parking facilities for the Addison Arts and Events District, including the acquisition of land therefor; such bonds to mature serially within not to exceed twenty-five (25) years from their date, to be issued in one or more series and sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council under the laws of the State in effect at the time of such issuance; and to provide for the payment of the principal of and interest on said bonds by levying ad valorem taxes to be assessed and collected annually in an amount sufficient to pay the annual interest on and to create a sinking fund to redeem said bonds as they become due?”

PROPOSITION NO. 5

“Shall the City Council of the Town of Addison, Texas be authorized to issue general obligation bonds of said Town in the aggregate principal amount of \$2,000,000 for the purpose of providing funds for permanent public improvements, to-wit: acquisition of high speed communications equipment and related wireless network infrastructure for connection with the Town’s data network, including automated meter reading and live monitoring infrastructure for law enforcement and first responders, parks and neighborhoods and airport security; such bonds to mature serially within not to exceed twenty-five (25) years from their date, to be issued in one or more series and sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council under the laws of the State in effect at the time of such issuance; and to provide for the payment of the principal of and interest on said bonds by levying ad valorem taxes to be assessed and collected annually in an amount sufficient to pay the annual interest on and to create a sinking fund to redeem said bonds as they become due?”

PROPOSITION NO. 6

“Shall the City Council of the Town of Addison, Texas be authorized issue general obligation bonds of said Town in the aggregate principal amount of \$3,500,000 for public park improvements and improvements to Town pedestrian/bicycle trails, including neighborhood lighting, landscaping, signage and the acquisition of land therefor; such bonds to mature serially within not to exceed twenty-five (25) years from their date, to be issued in one or more series and sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council under the laws of the State in effect at the time of such issuance; and to provide for the payment of the principal of and interest on said bonds by levying ad valorem taxes to be assessed and collected annually in an amount sufficient to pay the annual interest on and to create a sinking fund to redeem said bonds as they become due?”

All resident, qualified voters of the Town shall be eligible to vote at the Election.

The Election shall be conducted in accordance with the Code under the jurisdiction of the Dallas County Elections Department (the “Elections Administrator”) pursuant to an Election Services Contract (the “Contract”) by and among Dallas County Elections Department (“DCED”), the Town and other participating entities, if any, described in the Contract. The Town Manager or the Town Manager’s designee is authorized to amend or supplement the Contract to the extent required for the Election to be conducted in an efficient and legal manner as determined by the Elections Administrator.

The voting precincts for the Election are hereby designated to be those municipal voting precincts identified by their respective county precinct numbers as determined by the Elections Administrator and as are Court approved. Such locations incorporated herein by reference for all purposes; provided, however, such times and locations may be changed if so directed by the

Elections Administrator without further action of the Town Council. The Elections Administrator is hereby authorized and directed to make such changes in polling locations as may be necessary for the proper conduct of the Election. Each polling place shall be open from 7:00 a.m. to 7:00 p.m. on the date of the Election.

Election judges, alternate judges and clerks shall be paid, as determined by the Elections Administrator, for their service in the Election.

E-slate, a Direct Record Electronic (DRE) System shall be used for early voting by personal appearance, and paper ballots, which are optically scanned, shall be used for early voting by mail. In the May 12, 2012 election, the Elections Administrator shall cause paper ballots, which are optically scanned, to be prepared in the form of the ballot first above prescribed, being in both English and Spanish, and shall furnish election officials said ballots, in such form, together with any other forms or blanks, in accordance with the Charter of the Town of Addison, Texas, the Constitution and laws of the State of Texas and the Voting Rights Act of 1965, and any amendments thereto, insofar as same are applicable. E-Slate, a Direct Record Electronic (DRE) System shall be provided and used at each polling location on Election Day.

The Proposition shall be set forth substantially in the following form, so as to permit the voters to vote "FOR" or "AGAINST" the Proposition, which shall be set forth on the ballots in substantially the following form:

PROPOSITION NO. 1

- FOR THE ISSUANCE OF \$29,500,000 GENERAL OBLIGATION BONDS
- AGAINST FOR STREET IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NO. 2

- FOR THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION BONDS
- AGAINST FOR BELT LINE ROAD UTILITY RELOCATIONS AND STREETScape AND ROADWAY IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NO. 3

- FOR THE ISSUANCE OF \$7,000,000 GENERAL OBLIGATION BONDS
- AGAINST FOR THE ACQUISITION OF LAND TO PROVIDE IMPROVEMENTS, ADDITIONS AND ACCESS TO THE ADDISON MUNICIPAL AIRPORT AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NO. 4

- FOR THE ISSUANCE OF \$3,000,000 GENERAL OBLIGATION BONDS
- AGAINST FOR THE ACQUISITION OF LAND TO CONSTRUCT, ACQUIRE AND IMPROVE PUBLIC PARKING FACILITIES FOR THE ADDISON ARTS AND EVENTS DISTRICT AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NO. 5

- FOR THE ISSUANCE OF \$2,000,000 GENERAL OBLIGATION BONDS
- AGAINST FOR THE ACQUISITION OF HIGH SPEED COMMUNICATION EQUIPMENT AND RELATED WIRELESS NETWORK INFRASTRUCTURE FOR PUBLIC SAFETY AND PUBLIC UTILITY PURPOSES AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NO. 6

- FOR THE ISSUANCE OF \$3,500,000 GENERAL OBLIGATION BONDS
- AGAINST FOR PUBLIC PARK IMPROVEMENTS AND IMPROVEMENTS TO TOWN PEDESTRIAN/BICYCLE TRAILS, INCLUDING NEIGHBORHOOD LIGHTING, SIGNAGE AND ACQUISITION OF LAND THEREFOR AND THE LEVY OF A TAX IN PAYMENT THEREOF

The Elections Administrator is hereby appointed as Early Voting Clerk for the election. Deputy early voting judges/clerks will be appointed as needed to process early voting mail and to conduct early voting. Early voting by mail shall be conducted in conformance with the requirements of the Code. The main early voting polling place is hereby designated to be the Dallas County Records Building, 509 Main Street, Dallas, Texas 75202. Ballot applications and ballots voted by mail shall be sent to: Early Voting Clerk, 8th Floor, Elections Department, 2377

North Stemmons Freeway, Dallas, Texas 75207. The Elections Administrator and/or the Early Voting Clerk are hereby authorized to appoint the members of the Early Voting Ballot Board and the presiding judge and alternate judge in accordance with the requirements of the Code. Early voting shall be conducted by the Early Voting Clerk, at the main early voting polling location listed above such location may be changed or additional early voting locations may be added by the Elections Administrator, without further action of the Town Council, as is necessary for the proper conduct of the Election.

In addition to the main early voting location set forth above, Addison voters may vote by personal appearance at the times and at the voting locations set forth in Exhibit A.

The election materials enumerated in the Code shall be printed in both English and Spanish for use at the polling places and for early voting for the Election and provisions shall be made for oral assistance to Spanish-speaking voters.

The holding of the Election shall be in compliance with the Code except as modified by other applicable provisions of law.

The election officers shall make returns for the Election in the manner required by law, and the ballots that are properly marked in conformance with the provisions of the Code for votes cast both during the period of early voting and on the day of the Election shall be counted in the manner required by law.

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 Town Hall on the bulletin board used for posting notices of the meetings of the Town 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.

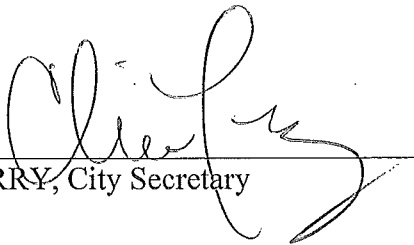
The Mayor and the City Secretary of the Town, in consultation with the Town Attorney and bond counsel, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code and the Federal Voting Rights Act in carrying out and conducting the Election, whether or not expressly authorized herein

This Ordinance shall take effect immediately upon adoption.

5 PRESENTED, FINALLY PASSED AND APPROVED, AND EFFECTIVE on the  
5 day of March, 2012, by a vote of 7 ayes and 0 nays at a regular meeting of the  
Town Council of the Town of Addison, Texas

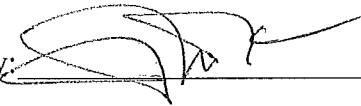
  
\_\_\_\_\_  
TODD MEIER, Mayor

ATTEST:

  
\_\_\_\_\_  
CHRIS TERRY, City Secretary

[SEAL]

APPROVED AS TO FORM:  
JOHN HILL, Town Attorney

By:   
\_\_\_\_\_

**EXHIBIT A**

**DATES AND TIMES OF EARLY VOTING FOR THE JOINT  
ELECTION TO BE HELD ON SATURDAY, MAY 12, 2012**

01	ADDISON FIRE STATION #1	4798 AIRPORT PARKWAY	ADDISON	75001
02	BALCH SPRINGS CITY HALL	3117 HICKORY TREE	BALCH SPRINGS	75180
03	CARROLLTON/FR BRANCH ISD ADMIN	1445 N PERRY ROAD	CARROLLTON	75006
04	CEDAR HILL GOVERNMENT CENTER	285 UPTOWN BLVD	CEDAR HILL	75104
05	COCKRELL HILL CITY HALL	4125 WEST CLARENDON	COCKRELL HILL	75211
06	COPELL TOWN CENTER	255 WEST PARKWAY BLVD	COPELL	75019
07	CROSSWINDS HIGH SCHOOL	1100 N CARRIER PKWY	GRAND PRAIRIE	75050
08	DALLAS COUNTY WCID #6	13503 ALEXANDER RD	MESQUITE	75181
09	DISD ADMINISTRATION BLDG	3700 ROSS AVE	DALLAS	75204
10	DESOTO TOWN CENTER LIBRARY	211 E PLEASANT RUN	DESOTO	75115
11	DUNCANVILLE LIBRARY	201 JAMES COLLINS	DUNCANVILLE	75116
12	FARMERS BRANCH CITY HALL	13000 WILLIAM DODSON PKWY	FR BR	75234
13	FRETZ PARK LIBRARY	6990 BELT LINE RD	DALLAS	75254
14	GARLAND CITY HALL	200 N FIFTH	GARLAND	75040
15	GARNER FINE ARTS ACADEMY	145 POLO ROAD	GRAND PRAIRIE	75052
16	GLENN HEIGHTS CITY HALL	1938 SOUTH HAMPTON ROAD	GLENN HEIGHTS	75154
17	HEBRON & JOSEY LIBRARY	4220 N JOSEY LANE	CARROLLTON	75010
18	HUTCHINS CITY HALL	321 NORTH MAIN STREET	HUTCHINS	75141
19	IRVING ARTS CENTER	3333 N MACARTHUR	IRVING	75062
20	IRVING CITY HALL	825 W IRVING BLVD	IRVING	75060
21	JOSEY RANCH LIBRARY	1700 KELLER SPRINGS	CARROLLTON	75006
22	LAKE HIGHLANDS NORTH REC CENTER (Replaces Audelia Road Library)	9940 WHITE ROCK TRAIL	DALLAS	75238
23	LAKESIDE ACTIVITY CENTER	101 HOLLEY PARK DR	MESQUITE	75149
24	LANCASTER VET. MEMORIAL LIBRARY	1600 VETERANS MEMORIAL PKWY	LANCASTER	75134
25	LOCHWOOD LIBRARY (Replaces Harry Stone Rec Center)	11221 LOCHWOOD BLVD	DALLAS	75218
26	MARSH LANE BAPTIST CHURCH	10716 MARSH LANE	DALLAS	75229
27	MARTIN LUTHER KING CORE BLDG	2922 MLK BLVD	DALLAS	75215
28	RECORDS BUILDING	509 MAIN STREET	DALLAS	75225



29	RICHARDSON CIVIC CENTER	411 W ARAPAHO ROAD	RICHARDSON	75080
30	SACHSE CITY HALL	3815 SACHSE RD BUILDING B	SACHSE	75048
31	SEAGOVILLE CITY HALL	702 NORTH HWY 175	SEAGOVILLE	75159
32	ST LUKE COMMUNITY LIFE CTR	6211 EAST GRAND AVE	DALLAS	75223
33	SUNNYVALE TOWN CENTER	127 NORTH COLLINS ROAD	SUNNYVALE	75182
34	VALLEY RANCH LIBRARY	401 CIMARRON TRAIL	IRVING	75063
35	VETERANS ADMIN MEDICAL CTR	4500 SOUTH LANCASTER ROAD	DALLAS	75216
36	WILMER COMMUNITY CENTER	101 DAVIDSON PLAZA	WILMER	75172

DATES AND TIMES OF EARLY VOTING

APR 30(MONDAY THROUGH FRIDAY) MAY 4	8 AM TO 5 PM
MAY 5(SATURDAY)	8 AM TO 5 PM
MAY 6(SUNDAY)	1 PM TO 6 PM
MAY 7(MONDAY AND TUESDAY) MAY 8	7 AM TO 7 PM

DATES AND TIMES OF EARLY VOTING FOR THE JOINT ELECTION  
TO BE HELD ON SATURDAY, MAY 12, 2012

TEMPORARY BRANCH VOTING PLACES

1	HIGHLAND PARK ISD ADMIN BLDG	7015 WESTCHESTER DR	DALLAS	75205
2	UNIVERSITY PARK CITY HALL	3800 UNIVERSITY BLVD	UNIVERSITY PK	75205

DATES AND TIMES OF EARLY VOTING

APRIL 30(MONDAY THROUGH FRIDAY) MAY 4, 2012	8:00 AM TO 4:30 PM
MAY 7(MONDAY AND TUESDAY) MAY 8, 2012	7:00 AM TO 7:00 PM

02/22/2012 Subject to Change