



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		2/25/2013		
Department:		Budget & Research		
Department Head		Karen Rhodes-Whitley		
Agenda Coordinator (include phone #): Matthew Yager, x5220				
CAPTION				
A Resolution of the City Council of the City of Plano, Texas, calling a Special Election to be held with the City on May 11, 2013, for the purpose of authorizing general obligation bonds and revoking certain prior voted bond authorization; making provisions for the conduct of the election and other provisions incident and related to the purpose of this Resolution; and providing an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	2012-13	Prior Year (CIP Only)	Current Year	Future Years
		TOTALS		
Budget		0	0	0
Encumbered/Expended Amount		0	0	0
This Item		0	0	0
BALANCE		0	0	0
FUND(S): N/A				
COMMENTS:				
SUMMARY OF ITEM				
This resolution provides for a special election in May containing five propositions for various public improvements, including renovation of buildings, acquisition and enhancement of land, street improvements and revocation of previously authorized Creative & Performing Arts Facility authority.				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	

A RESOLUTION ordering a bond election to be held in the City of Plano, Texas, making provisions for the conduct of the election and resolving other matters incident and related to such election.

WHEREAS, the City Council of the City of Plano, Texas hereby finds that an election should be held to determine whether said governing body shall be authorized to issue bonds of said City in the amounts and for the purposes hereinafter identified; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS:

SECTION 1: An election shall be held on the 11th day of May, 2013, in the City of Plano, Texas, which date is not less than seventy-one (71) nor more than ninety (90) days from the date of the adoption hereof and is a uniform election date pursuant to V.T.C.A, Election Code, Section 41.001, for the purpose of submitting the following measures:

PROPOSITION NUMBER 1

“SHALL the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$43,813,000 for permanent public improvements and public purposes, to wit: developing, engineering, constructing, reconstructing, improving, repairing, extending, expanding and enhancing streets, thoroughfares, alleys, sidewalks, bridges, intersections, and other public ways, including participation in joint projects with federal, state and local public entities and agencies, computerized signalization and monitoring equipment and other traffic controls, grade separations, street lighting, noise abatements, necessary and related storm drainage facilities and improvements, and the acquisition of any needed rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”

PROPOSITION NUMBER 2

“SHALL the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$27,000,000 for permanent public improvements and public purposes, to wit: renovating, constructing, developing, improving, expanding, furnishing, equipping and acquiring land and needed rights-of-way for park improvements; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable

property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”

PROPOSITION NUMBER 3

“SHALL the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$12,500,000 for permanent public improvements and public purposes, to wit: improving, renovating, expanding, furnishing and equipping recreation centers; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”

PROPOSITION NUMBER 4

“SHALL the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$15,000,000 for permanent public improvements and public purposes, to wit: construction, improvement, renovation, demolition and rehabilitation of public infrastructure improvements within the City related to revitalization of existing commercial facilities, including streets, utilities, open space and related public infrastructure and appurtenances; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”

PROPOSITION NUMBER 5

“Shall the authority of the City Council of the City of Plano, Texas, to issue \$14,192,000 general obligation bonds of the City pursuant to Proposition No. 7 of the bond election held within the City on May 2, 1998, for the purpose of providing funds for permanent public improvements, to wit: acquiring, constructing, furnishing and equipping a creative and performing arts center be revoked?”

SECTION 2: The respective City election precincts for this election and the polling places designated for each election precinct are shown in Exhibit A, which is attached hereto and incorporated herein by reference as a part of this Resolution for all purposes. The election officers and maximum number of clerks for each polling place shall be determined and appointed in accordance with the joint contract for election services in Collin County (the “Collin County

Contract”) to be executed with the Collin County Elections Administrator with respect to that portion of the City located in Collin County, Texas and the joint contract for election services in Denton County (the “Denton County Contract”) to be executed with the Denton County Elections Administrator with respect to that portion of the City located in Denton County, Texas.

On election day, the polls shall be open from 7:00 a.m. to 7:00 p.m.

SECTION 3: (a) With respect to that portion of the City located in Collin County, early voting for this election shall be conducted April 29, 2013 through May 7, 2013. The Collin County Elections Administration, 2010 Redbud Drive, Suite 102, McKinney, Texas 75069, is hereby designated the main early voting polling place, and Sharon Rowe, Collin County Elections Administrator, is hereby appointed early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the Collin County Contract. Early voting for that portion of the City located in Collin County will also be conducted at the polling places shown in Exhibit B and all other locations as designated by the Collin County Elections Administrator, in accordance with the Collin County Contract. For more information regarding the City early voting locations within Collin County, please contact the Collin County Elections Department at (800) 687-8546 or www.collincountytx.gov/elections.

(b) With respect to that portion of the City located in Denton County, early voting for this election shall be conducted April 29, 2013 through May 7, 2013. The Denton County Elections Administration, Administrative Complex – Elections Building, 701 Kimberly Drive, Suite A101, Denton, Texas 76208, is hereby designated the main early voting polling place, and Frank Phillips, Denton County Elections Administrator, is hereby appointed early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the Denton County Contract. Early voting for that portion of the City located in Denton County will also be conducted at the polling places shown in Exhibit B and all other locations as designated by the Denton County Elections Administrator, in accordance with the Denton County Contract. For more information regarding the City early voting locations within Denton County, please contact the Denton County Elections Department at (940) 349-3200 or www.elections.dentoncounty.com.

For purposes of processing ballots cast in early voting, the election officers for the early voting ballot board for this election shall be appointed and designated in accordance with the provisions of the Collin County Contract and the Denton County, respectively.

SECTION 4: A voting system or systems meeting the standards and requirements of the Texas Election Code, as amended, is hereby adopted and approved for early voting by personal appearance and by mail and for election day voting.

Ballots shall be prepared in accordance with V.T.C.A., Election Code, and permit electors to vote “FOR” or “AGAINST” the aforesaid measures which shall appear on the ballot substantially as follows:

PROPOSITION NUMBER 1

THE ISSUANCE OF \$43,813,000 GENERAL OBLIGATION BONDS FOR STREET IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 2

THE ISSUANCE OF \$27,000,000 GENERAL OBLIGATION BONDS FOR PARK IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 3

THE ISSUANCE OF \$12,500,000 GENERAL OBLIGATION BONDS FOR RECREATION CENTER IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 4

THE ISSUANCE OF \$15,000,000 GENERAL OBLIGATION BONDS FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS RELATED TO REVITALIZATION OF EXISTING COMMERCIAL FACILITIES AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 5

THE REVOCATION OF \$14,192,000 GENERAL OBLIGATION BONDS FOR A CREATIVE AND PERFORMING ARTS CENTER

SECTION 5: All resident qualified electors of the City shall be permitted to vote at said election, and on the day of the election, such electors shall vote at the polling place designated for the election precinct in which they reside. This election shall be held and conducted in accordance with the provisions of V.T.C.A., Election Code and V.T.C.A., Government Code, Chapter 1251, and to the extent required by law, all election materials and proceedings shall be printed in both English and Spanish.

SECTION 6: A substantial copy of this Resolution shall serve as proper notice of said election. Said notice, including a Spanish translation thereof, shall be posted at three (3) public places within the City and at the City Hall not less than twenty-one (21) full days prior to the date on which said election is to be held, and be published on the same day in each of two successive weeks in a newspaper of general circulation in said City, the first of said publications to appear in said newspaper not more than thirty (30) days and not less than fourteen (14) full days prior to the day of the election.

SECTION 7: This Resolution hereby incorporates the provisions of the Collin County Contract and the Denton County Contract, and to the extent of any conflict between this Resolution and the Collin County Contract and the Denton County Contract, the provisions of

the Collin County Contract and the Denton County Contract, as applicable, shall control. The Mayor, City Manager or City Secretary or other appropriate official, is hereby authorized to correct, modify or change the Exhibits to this Resolution based upon the final locations and times agreed upon by the Collin County Elections Administrator and the Denton County Elections Administrator, as applicable, and the City.

(remainder of page left blank intentionally)

PASSED AND APPROVED, this the _____ day of _____, 2013.

Mayor
City of Plano, Texas

ATTEST:

City Secretary
City of Plano, Texas

(City Seal)

APPROVED AS TO FORM:

Diane C. Wetherbee, City Attorney

EXHIBIT A

Collin County Election Precincts	Polling Location
52, 61, 68, 103 and 141;	Armstrong Middle School, 3805 Timberline Drive, Plano, TX 75074
34, 107, 119, 121, 135, 139 and 197;	Bethany Elementary School, 2418 Micarta Drive, Plano, TX 75025
23, 46, 47, 50, 51, 152 and 158;	Bowman Middle School, 2501 Jupiter Road, Plano, TX 75074
21, 54, 62 and 66;	Carpenter Middle School, 3905 Rainier Road, Plano, TX 75023
109 and 123;	Christopher A. Parr Library, 6200 Windhaven Parkway, Plano, TX 75093
15, 19, 53, 65, 70 and 71;	Haggard Middle School, 2832 Parkhaven Drive, Plano, TX 75075
58, 77 and 91;	Hendrick Middle School, 7400 Red River Drive, Plano, TX 75025
31, 32, 63 and 76;	Hughston Elementary School, 2601 Cross Bend Road, Plano, TX 75023
14, 81, 86, 89, 108, 112, 124 and 167;	Robinson Middle School, 6701 Preston Meadow Drive, Plano, TX 75024
64 and 69;	Schimelpfenig Middle School, 2400 Maumelle Drive, Plano, TX 75023
28, 75, 105 and 143;	Shepton High School, 5505 Plano Parkway, Plano, TX 75093
39 and 85;	Thomas Elementary School, 1800 Montana Trail, Plano, TX 75023
90, 116, 137 and 176;	Tom Muehlenbeck Recreation Center, 5801 West Parker Road, Plano, TX 75093
26, 49, 67, 72 and 138.	Wilson Middle School, 1001 Custer Road, Plano, TX 75075

Denton County Election Precincts	Polling Location
2020	Christopher A. Parr Library, 6200 Windhaven Parkway, Plano, TX 75093

EXHIBIT B

POLLING PLACES FOR EARLY VOTING

Locations

Dates and Hours

Collin County

Collin County Elections Office
2010 Redbud Boulevard, Suite 102
McKinney, Texas 75069

April 29, 2013 – May 1, 2013; 8:00 a.m. – 5:00 p.m.
May 2, 2013; 8:00 a.m. – 7:00 p.m.
May 3, 2013 – May 4, 2013; 8:00 a.m. – 5:00 p.m.
May 6, 2013 – May 7, 2013; 7:00 a.m. – 7:00 p.m.

Carpenter Park Recreation Center	6701 Coit Road	Plano, TX 75024
Christopher A. Parr Library	6200 Windhaven Parkway	Plano, TX 75093
Collin College- Spring Creek Campus	2800 E. Spring Creek Parkway	Plano, TX 75074
Collin College- Preston Ridge	9700 Wade Boulevard	Frisco, TX 75035
Maribelle M. Davis Library	7501-B Independence Parkway	Plano, TX 75025
Haggard Library	2501 Coit Road	Plano, TX 75075
Harrington Library	1501 18th Street	Plano, TX 75074
Plano Independent School District Administration Center	2700 West 15th Street	Plano, TX 75075
Murphy Municipal Complex	206 North Murphy Road	Murphy, TX 75094
Renner Frankford Branch Library	6400 Frankford Road	Dallas, TX 75252

Denton County

Denton County Elections Office
701 Kimberly Drive, Suite A101
Denton, Texas 76208

April 29, 2013 – May 4, 2013; 8:00 a.m. – 5:00 p.m.
May 6, 2013 – May 7, 2013; 7:00 a.m. – 7:00 p.m.

Christopher A. Parr Library, 6200
Windhaven Parkway, Plano, TX
75093