

ORDINANCE NO. 2015-08-079

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, MAKING PROVISIONS FOR THE CONDUCT OF
THE ELECTION AND ORDAINING OTHER MANNERS INCIDENT AND
RELATED TO SUCH ELECTION**

WHEREAS, the City Council of the City of McKinney, 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 defined.

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

Section 1. That a special bond election is hereby ordered to be held on the 3rd day of November, 2015, between the hours of 7:00 a.m. and 7:00 p.m. which date is not less than seventy-one (71) days nor more than ninety (90) days from the date of the adoption hereof and is a uniform election date pursuant to Texas Election Code, Section 41.001, for the purpose of submitting the following measures:

PROPOSITION NUMBER 1

“SHALL the City Council of the City of McKinney, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$64,100,000 for permanent public improvements and public purposes, to wit: constructing, reconstructing, improving, repairing, extending, and enhancing streets, thoroughfares, alleys, sidewalks, bridges, intersections and other public ways, including traffic signalization and monitoring equipment, grade separations, street lighting, noise abatements, necessary and related storm drainage facilities; and improvements and the acquiring of needed rights of way therefor; such bonds to mature serially or otherwise over a period not to exceed twenty (20) 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 McKinney, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$50,000,000 for permanent public improvements and public purposes, to wit: constructing, improving, enlarging, extending, repairing facilities at the McKinney National Airport, including acquiring land and rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed twenty (20) 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 McKinney, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$22,500,000 for permanent public improvements and public

purposes, to wit: acquiring, constructing, improving and equipping public safety facilities, including acquiring land and rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed twenty (20) 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 McKinney, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$11,700,000 for permanent public improvements and public purposes, to wit: construction, improvement, renovation, demolition and rehabilitation of existing municipal buildings; such bonds to mature serially or otherwise over a period not to exceed twenty (20) 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 City Council of the City of McKinney, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$10,000,000 for permanent public improvements and public purposes, to wit: acquiring, constructing, equipping downtown parking facilities, including acquiring land and rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed twenty (20) 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 6

“SHALL the City Council of the City of McKinney, Texas be authorized to issue general obligation bonds of the City in the principal amount of \$2,000,000 for permanent public improvements and public purposes, to wit: constructing, and improving, dams and other flood protection improvements, including acquiring land and rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed twenty (20) 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 7

“SHALL the City Council of the City of McKinney, Texas, be authorized to revoke the authority to issue \$13,395,000 general obligation

bonds granted by Proposition Number 1 of the bond election held within the City on May 8, 2010 for the purpose of providing funds for acquiring, constructing, improving, expanding and equipping park and recreational facilities, including the acquisition of land therefor?"

Section 2. The polling places are shown in Exhibit A, which is attached hereto and incorporated herein by reference as a part of this Ordinance for all purposes. The election officers and maximum number of clerks for each polling place shall be determined and appointed in accordance with the contract for election services in Collin County (the "Collin County Contract") to be executed with the Collin County Elections Administrator.

Section 3. That method of voting to be used in the special bond election on Tuesday, November 3, 2015, be touch-screen devices with Premier Election Systems ACCUVOTE TS R7 v.4.6.4 direct recording devices (DRE's) for early voting and election day and optical-scan ballots with Premier Election Systems ACCUVOTE OS ROM v.2.0.12 for early voting by mail, in accordance with the Texas Election Code.

Section 4. Early voting for this election shall be conducted October 19, 2015 through October 30, 2015. 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 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.

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

Section 5. That early voting by personal appearance be conducted beginning October 19, 2015 and shall close on October 30, 2015. During the lawful early voting by personal appearance (October 19, 2015 through October 30, 2015), Collin County Elections Administrator shall keep the designated early voting polling places open for early voting as follows:

| | |
|-----------------------------|------------------------|
| Monday, October 19, 2015 | 8:00 a.m. to 5:00 p.m. |
| Tuesday, October 20, 2015 | 8:00 a.m. to 5:00 p.m. |
| Wednesday, October 21, 2015 | 8:00 a.m. to 5:00 p.m. |
| Thursday, October 22, 2015 | 8:00 a.m. to 5:00 p.m. |
| Friday, October 23, 2015 | 8:00 a.m. to 5:00 p.m. |
| Saturday, October 24, 2015 | 7:00 a.m. to 7:00 p.m. |
| Sunday, October 25, 2015 | 1:00 pm. To 6:00 p.m. |
| Monday, October 26, 2015 | 7:00 a.m. to 7:00 p.m. |
| Tuesday, October 27, 2015 | 7:00 a.m. to 7:00 p.m. |
| Wednesday, October 28, 2015 | 7:00 a.m. to 7:00 p.m. |
| Thursday, October 29, 2015 | 7:00 a.m. to 7:00 p.m. |
| Friday, October 30, 2015 | 7:00 a.m. to 7:00 p.m. |

Ballots shall be prepared in accordance with Texas 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 \$64,100,000 GENERAL OBLIGATION BONDS FOR STREET IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 2

THE ISSUANCE OF \$50,000,000 GENERAL OBLIGATION BONDS FOR CONSTRUCTING AND IMPROVING THE MCKINNEY NATIONAL AIRPORT AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 3

THE ISSUANCE OF \$22,500,000 GENERAL OBLIGATION BONDS FOR PUBLIC SAFETY FACILITIES AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 4

THE ISSUANCE OF \$11,700,000 GENERAL OBLIGATION BONDS FOR MUNICIPAL BUILDINGS IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 5

THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION BONDS FOR DOWNTOWN PARKING FACILITIES AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 6

THE ISSUANCE OF \$2,000,000 GENERAL OBLIGATION BONDS FOR FLOOD PROTECTION AND THE LEVY OF A TAX IN PAYMENT THEREOF

PROPOSITION NUMBER 7

THE REVOCATION OF \$13,395,000 GENERAL OBLIGATION BONDS FOR PARK AND RECREATION FACILITIES

- Section 6. 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 the Texas Election Code and Texas 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 7. That the official canvass, by the City Council, will be held on November 16, 2015 in the Council Chambers.
- Section 8. A substantial copy of this Ordinance shall serve as proper notice of said election. Said notice shall 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. Additionally, said notice shall be posted (i) 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, (ii) on the City's Internet website during the twenty-one (21) days prior to election day, and (iii) in a prominent location at each polling place on the day of the election and during early voting.
- Section 9. That a copy of this Ordinance be delivered to the Collin County Clerk not later than the 60th day before election day.
- Section 10. This Ordinance hereby incorporates the provisions of the Collin County Contract, and to the extent of any conflict between this Ordinance and the Collin County Contract, the provisions of the Collin County Contract 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 Ordinance based upon the final locations and times agreed upon by the Collin County Elections Administrator and the City.

Section 11. In accordance with Texas Election Code, Section 3.009(b), as amended, the aggregate amount of outstanding principal of the City's debt obligations as of the beginning of the City's 2014/2015 fiscal year, totaled \$209,275,000; the aggregate amount of outstanding interest on the City's debt as of the beginning of the City's 2014/2015 fiscal year totaled \$76,686,214.86; and the ad valorem debt service tax rate for the City at the time the election is ordered is \$.16756 per \$100 of taxable assessed valuation. The estimated tax rate if the bonds are authorized, based on the market conditions at the time the election is ordered is \$.16800 per \$100 of taxable assessed valuation. This is only an estimate provided for Texas statutory compliance and does not serve as a cap on any City ad valorem debt service tax rate.

Section 12. This Ordinance shall become effective from and after the date of its final passage and publication as provided by law, and it is accordingly so ordained.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS ON THE 18th DAY OF AUGUST, 2015.**

CITY OF McKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

CORRECTLY ENROLLED:

SANDY HART, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney

EXHIBIT A

ELECTION DAY VOTE CENTERS

| Polling Place | Address | City |
|---|----------------------------|--------------|
| Akin Elementary School | 1100 Springwood | Wylie |
| Aldridge Elementary School | 720 Pleasant Valley | Richardson |
| Allen Municipal Courts Facility | 301 Century Parkway | Allen |
| Armstrong Middle School | 3805 Timberline | Plano |
| Blue Ridge ISD Admin. Building | 318 West School Street | Blue Ridge |
| Bowman Middle School | 2501 Jupiter Road | Plano |
| Brinker Elementary School | 3800 Clark Parkway | Plano |
| Carpenter Middle School | 3905 Rainier Road | Plano |
| Carpenter Park Recreation Center | 6701 Coit Road | Plano |
| Celina ISD Administration Building | 205 S. Colorado | Celina |
| Christ the Servant Lutheran Church | 821 S. Greenville Ave. | Allen |
| Christ United Methodist Church | 3101 Coit Road | Plano |
| Clark High School - Plano | 523 Spring Creek | Plano |
| Clark Middle School | 4600 Colby Drive | Frisco |
| Collin College - Higher Education Center | 3452 Spur 399 | McKinney |
| Collin College - Central Park Campus | 2200 University | McKinney |
| Collin College - Preston Ridge Campus | 9700 Wade Blvd. | Frisco |
| Collin College - Spring Creek Campus | 2800 Spring Creek Parkway | Plano |
| Collin County Elections Office | 2010 Redbud Blvd, Ste. 102 | McKinney |
| Community ISD Technology and Conference Center | 615 FM 1138 | Nevada |
| Davis Library | 7501 Independence Parkway | Plano |
| Dowell Middle School | 301 Ridge Road | McKinney |
| Dr. Pepper Star Cntr at Craig Ranch | 6993 Stars Ave. | McKinney |
| Eldorado Country Club | 2604 Country Club Drive | McKinney |
| First Baptist Church - Branch | 7011 FM 546 | Princeton |
| First Baptist Church Farmersville, Youth Building | 201 Farmersville Pkwy. | Farmersville |
| Ford Middle School | 630 Park Place Drive | Allen |
| Fowler Middle School | 3801 McDermott Road | Plano |
| Frisco Senior Center | 6670 Moore Street | Frisco |
| Gay Library | 6861 W. Eldorado Parkway | McKinney |
| Haggar Elementary School | 17820 Campbell Road | Dallas |
| Harrington Library | 1501 18th Street | Plano |
| Heritage High School | 14040 Eldorado Pkwy. | Frisco |
| Hunt Middle School | 4900 Legendary Drive | Frisco |

| | | |
|---|---------------------------|----------------|
| John Q. Hammons Cntr-Courtyard Marriott | 210 East Stacy Road | Allen |
| Lavon City Hall | 120 School Road | Lavon |
| Liberty High School | 15250 Rolater Road | Frisco |
| Lowry Crossing City Hall | 1405 S. Bridgefarmer Road | Lowry Crossing |
| Lucas City Hall | 665 Country Club Road | Lucas |
| McKinney Fire Station #7 | 861 Independence Pkwy. | McKinney |
| McKinney Senior Recreation Center | 1400 S. College | McKinney |
| Melissa City Hall | 3411 Barker Ave. | Melissa |
| Mitchell Elementary School | 4223 Briargrove | Dallas |
| Murphy Community Center | 205 N. Murphy Road | Murphy |
| Old Settlers Recreation Center | 1201 E. Louisiana | McKinney |
| Parker City Hall | 5700 E. Parker Road | Parker |
| Parr Library | 6200 Windhaven Pkwy. | Plano |
| Plano ISD Administration Center | 2700 W. 15th Street | Plano |
| Plano Senior Center | 401 W. 16th Street | Plano |
| Princeton High School | 1000 E. Princeton Drive | Princeton |
| Prosper ISD Administration | 605 E. Seventh Street | Prosper |
| Renner-Frankford Library | 6400 Frankford Road | Dallas |
| Royse City Lady Bulldog Gym | 1412 FM 1777 | Royse City |
| Seis Lagos Community Services Assoc. | 222 Seis Lago Trail | Wylie |
| Shepton High School | 5505 Plano Pkwy. | Plano |
| Shiloh Missionary Baptist Church | 1310 Avenue "I" | Plano |
| Smith Library | 300 Country Club | Wylie |
| Staley Middle School | 6927 Stadium Drive | Frisco |
| Stonebridge United Methodist Church | 1800 S. Stonebridge Drive | McKinney |
| Suncreek United Methodist Church | 1517 W. McDermott Drive | Allen |
| Texas Star Bank | 402 W. White Street | Anna |
| Weston Community Center | 117 Main Street | Weston |
| Whitt Elementary School | 7520 Woodcreek Way | Sachse |
| Woodcreek Church | 3400 E. Renner Road | Richardson |

EXHIBIT B

POLLING PLACES FOR EARLY VOTING

Early voting for this election shall begin on Monday, October 19, 2015 and end on Friday, October 30, 2015, and the dates and hours designated for early voting by personal appearance at the below locations shall be as set forth below:

Early Voting Locations, Dates and Hours – Collin County

| | | Address | City | Commissioner Precinct | | |
|--|-------------------------------------|---------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
| Collin County Elections (Main Early Voting Location) | | 2010 Redbud Blvd. St 102 | McKinney | Precinct 3 | | |
| Allen Municipal Courts Facility | | 301 Century Pkwy. | Allen | Precinct 3 | | |
| Carpenter Park Recreation Center | | 6701 Coit Road | Plano | Precinct 1 | | |
| Celina ISD Administration Building | | 205 S. Colorado | Celina | Precinct 1 | | |
| Christ United Methodist Church | | 3101 Coit Road | Plano | Precinct 4 | | |
| Collin College - Central Park Campus | | 2200 W. University Drive | McKinney | Precinct 3 | | |
| Collin College - Preston Ridge Campus | | 9700 Wade Blvd. | Frisco | Precinct 1 | | |
| Collin College - Spring Creek Campus | | 2800 E. Spring Creek Pkwy. | Plano | Precinct 2 | | |
| Collin College – Higher Education Center | | 3452 Spur 399 | McKinney | Precinct 3 | | |
| Davis Library | | 7501 Independence | Plano | Precinct 1 | | |
| Frisco Senior Center | | 6670 Moore Street | Frisco | Precinct 1 | | |
| Gay Library | | 6861 W. Eldorado | McKinney | Precinct 3 | | |
| Haggard Library | | 2501 Coit Road | Plano | Precinct 4 | | |
| Harrington Library | | 1501 18 th Street | Plano | Precinct 2 | | |
| Lovejoy ISD Administration Bldg. | | 259 Country Club | Allen | Precinct 3 | | |
| Lavon City Hall | | 120 School Road | Lavon | Precinct 2 | | |
| McKinney Fire Station #7 | | 861 S. Independence Pkwy. | McKinney | Precinct 1 | | |
| Methodist Richardson Medical Center | | 2831 E. President George Bush Highway | Richardson | Precinct 2 | | |
| Murphy Community Center | | 205 North Murphy Road | Murphy | Precinct 2 | | |
| Old Settlers Recreation Center | | 1201 E. Louisiana | McKinney | Precinct 3 | | |
| Parker City Hall | | 5700 E. Parker Road | Parker | Precinct 2 | | |
| Parr Library | | 6200 Windhaven Pkwy. | Plano | Precinct 4 | | |
| Plano ISD Administration Center | | 2700 W. 15 th Street | Plano | Precinct 4 | | |
| Princeton City Hall | | 123 W. Princeton Drive | Princeton | Precinct 3 | | |
| Prosper Municipal Chambers | | 108 W. Broadway | Prosper | Precinct 1 | | |
| Renner-Frankford Library | | 6400 Frankford | Dallas | Precinct 4 | | |
| Smith Library | | 300 Country Club | Wylie | Precinct 2 | | |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
| Oct 18 | Oct 19 Early Voting 8am – 5pm | Oct 20 Early Voting 8am – 5pm | Oct 21 Early Voting 8am – 5pm | Oct 22 Early Voting 8am – 5pm | Oct 23 Early Voting 8am – 5pm | Oct 24 Early Voting 7am – 7pm |
| Oct 25 Early Voting 1pm – 6pm | Oct 26 Early Voting 7am – 7pm | Oct 27 Early Voting 7am – 7pm | Oct 28 Early Voting 7am – 7pm | Oct 29 Early Voting 7am – 7pm | Oct 30 Early Voting 7am – 7pm | Oct 31 |

Temporary Early Voting Locations:

Farmersville City Hall 205 South Main Farmersville Precinct 3
McKinney Performing Arts Center 111 North Tennessee McKinney Precinct 3

| | | | | | | |
|---------------|--|--|--|--|--|---------------|
| Oct 18 | Oct 19 Early Voting 8am – 5pm | Oct 20 Early Voting 8am – 5pm | Oct 21 Early Voting 8am – 5pm | Oct 22 Early Voting 8am – 5pm | Oct 23 Early Voting 8am – 5pm | Oct 24 |
|---------------|--|--|--|--|--|---------------|

Lucas City Hall 665 Country Club Road Lucas Precinct 3
Texas Star Bank 402 W. White Anna Precinct 3

| | | | | | | |
|---------------|--|--|--|--|--|---------------|
| Oct 25 | Oct 26 Early Voting 7am – 7pm | Oct 27 Early Voting 7am – 7pm | Oct 28 Early Voting 7am – 7pm | Oct 29 Early Voting 7am – 7pm | Oct 30 Early Voting 7am – 7pm | Oct 31 |
|---------------|--|--|--|--|--|---------------|

Important Note: Eligible Collin County registered voters (with an effective date of registration on or before November 3, 2015) may vote at any of the above early voting locations.