

ORDINANCE NO. 1896

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, CALLING AN ELECTION TO BE HELD ON NOVEMBER 6, 2018, WITHIN SAID CITY ON THE QUESTION OF THE ISSUANCE OF AD VALOREM TAX SUPPORTED PUBLIC SECURITIES IN AN AMOUNT NOT TO EXCEED \$8,000,000 FOR A NEW SENIOR ACTIVITY CENTER; MAKING PROVISION FOR THE CONDUCT OF THE ELECTION; AND CONTAINING OTHER PROVISIONS INCIDENTAL THERETO; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council (the "City Council") of the City of Keller, Texas (the "City") finds and determines that an election should forthwith be called and held in the City for the purpose of submitting propositions for the issuance of ad valorem tax supported public securities for the purposes herein set forth; and

WHEREAS, it is provided in Section 3.004 of the Texas Election Code (the "Code") that the governing body of the City shall order elections pertaining to municipal affairs, give notice and appoint election officers to hold the election; and

WHEREAS, the City Council finds that the date at which said election shall be held is at least seventy-eight (78) days after the date this ordinance is adopted; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KELLER:

SECTION 1. The statements contained in the preamble to this ordinance are hereby adopted as findings of fact and as a part of the operative provisions hereof.

SECTION 2. An election shall be held between the hours of 7:00 A.M. and 7:00 P.M. on November 6, 2018 in the City, for the purpose of submitting to the voters of the City a ballot proposition that authorizes the issuance of public securities supported by ad valorem taxes, at the polling places designated by the Tarrant County Elections Administrator (the "Elections Administrator") in accordance with the provisions of a joint election agreement and contract for election services with the Elections Administrator (the "Election Services Agreement"), which the City Manager or the City Secretary is hereby authorized to execute in the name of the City. The locations of such polling places are set forth in Exhibit A attached hereto. Exhibit A shall be modified to include additional or different election day polling places designated by the Elections Administrator and to conform to the Election Services Agreement.

SECTION 3. Early voting shall be conducted by personal appearance at the locations, dates and times set forth in Exhibit B attached hereto and during the period early voting is required or permitted by law, being October 22, 2018 through November 2, 2018. Exhibit B shall be modified to include additional or different early voting locations designated by the Elections Administrator and to conform to the Election Services Agreement.

SECTION 4. Eligible voters who live in the City may vote on election day and during the early voting period at any voting center shown in Exhibits "A" and "B", respectively.

SECTION 5. The Tarrant County Elections Administrator shall serve as the early voting clerk in accordance with the terms of an Election Services Agreement. The main Early Voting polling location for the election for residents of the City is set forth in Exhibit B. Applications for early voting by mail must be received no later than the close of regular business or 12 noon, whichever is later, on October 19, 2018. Applications for early voting by mail must be submitted to the following address:

Early Voting Clerk
Tarrant County Elections Administrator
PO Box 961011
Fort Worth, Texas 76161-0011
Fax: 817-831-6118
Email: votebymail@tarrantcounty.com

SECTION 6. All resident, qualified electors of said City shall be entitled to vote at said election.

SECTION 7. At said election the following PROPOSITION shall be submitted in accordance with law:

CITY OF KELLER SPECIAL ELECTION

CITY OF KELLER PROPOSITION A

Shall the City Council of the City of Keller be authorized to issue public securities of said City, in one or more series or issues, in the aggregate principal amount not to exceed \$8,000,000, with the public securities of each such series or issue, respectively, to mature serially within not to exceed fifteen years from their date, and to be sold at such prices and bear interest at such rates, not to exceed the maximum rates permitted by law at the respective times of issuance, as shall be determined within the discretion of the City Council, for the purpose of the acquisition of property and making improvements for public purposes in said City, to-wit: constructing and equipping a new Senior Activity Center at Johnson Road Park; and shall said City Council be authorized to levy and cause to be assessed and collected annual ad valorem taxes in an amount sufficient to pay the annual interest on said public securities and provide a sinking fund to pay said public securities at maturity?

SECTION 8. The official ballots for said election shall be prepared in accordance with the Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid PROPOSITION, with the ballots to contain such provisions, markings and language as required by law, and with such PROPOSITION to be expressed substantially as follows:

CITY OF KELLER SPECIAL ELECTION

CITY OF KELLER PROPOSITION A

FOR	_____)	
)	THE ISSUANCE OF PUBLIC SECURITIES IN AN AMOUNT NOT
)	TO EXCEED \$8,000,000 FOR NEW SENIOR ACTIVITY CENTER
AGAINST	_____)	AT JOHNSON ROAD PARK
)	

SECTION 9. In accordance with the Election Services Agreement, the Elections Administrator, as early voting clerk, shall receive applications for early voting ballots to be voted by mail. An early voting ballot board and signature verification committee shall be created to process early voting results from the election.

SECTION 10. In accordance with the Election Services Agreement, the Elections Administrator shall appoint the presiding judges for each polling place and the presiding judge of the early voting ballot board. The presiding judge of the early ballot board, with the assistance of the Elections Administrator, shall appoint two or more additional members to constitute the early voting ballot board members and signature verification committee members, as may be required to efficiently process the early voting ballots.

SECTION 11. In accordance with the Election Services Agreement, the Elections Administrator shall appoint the presiding election judges, alternate presiding judges and early voting clerks and deputy early voting clerks for the designated polling places.

SECTION 12. In accordance with provisions of the Code, the Bond Election Ordinance, as it may be modified in a manner that is consistent with the election notice requirements applicable to the Election, shall serve as proper notice of the election (the "Notice of Election"). The City Council hereby directs that the Notice of Election and the Bond Election Ordinance be posted and published as follows, and it is specifically authorized that the Bond Election Ordinance may be provided to the Election Administrator who may act on behalf of the City in posting the Bond Election Ordinance in accordance with the provisions of Section 4.003(f)(1) of the Code:

- (a) The Notice of Election shall be published on the same day in each of two (2) successive weeks in a newspaper of general circulation in the City, the date of the first publication to be not less than fourteen (14) days nor more than thirty (30) days prior to the date of the Election
- (b) The Bond Election Ordinance shall be posted on the bulletin board at the City Hall of the City used for posting notices of meetings of the City Council, and at three other public places in the City, not later than the 21st day prior to the date set for the election;
- (c) The Bond Election Ordinance and the Notice of Election shall be prominently posted during the 21 days before the election on the City's Internet website; and
- (d) The Bond Election Ordinance shall be posted on election day and during early voting by personal appearance, in a prominent location at each polling place.

SECTION 13. In all respects, said election shall be conducted in accordance with the Texas Election Code and any other applicable laws. The City Secretary is authorized to perform every act required by the City Charter, the laws of the State of Texas and all other applicable laws for holding elections.

SECTION 14. In accordance with the provisions of Section 3.009(b) of the Code, it is hereby found and determined that:

- (a) The proposition language that will appear on the ballot is set forth in Section 8 hereof.
- (b) The purpose for which the bonds are to be authorized is set forth in Section 7 hereof.
- (c) The principal amount of the bonds to be authorized is set forth in Sections 7 and 8 hereof.
- (d) As set forth in Sections 7 and 8 hereof, if the bonds are approved by the voters, the City Council will be authorized to levy annual ad valorem taxes on all taxable property in the City, within the limits prescribed by law, sufficient to pay the annual principal of and interest on the bonds and provide a sinking fund to pay the bonds at maturity.
- (e) Based upon the bond market conditions at the date of adoption of this Ordinance, the maximum interest rate for any series of the bonds is estimated to be 4.50% as calculated in accordance with applicable law. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds. Such estimated maximum interest rate is provided as a matter of information, but is not a limitation on the interest rate at which the bonds, or any series thereof, may be sold.
- (f) As set forth in Section 7 hereof, if the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed 15 years.
- (g) The aggregate amount of the outstanding principal of the City's debt obligations which are secured by ad valorem taxes as of the beginning of the City's 2017-18 fiscal year is \$ 68,634,000.
- (h) The aggregate amount of the outstanding interest of the City's debt obligations which are secured by ad valorem taxes as of the beginning of the City's 2017-18 fiscal year is \$12,242,505.62.
- (i) The ad valorem debt service tax rate for the City for the 2017-18 fiscal year is \$0.1085 per \$100 of taxable assessed valuation.

SECTION 15. The City Manager or the City Secretary are hereby authorized to correct, modify or change the information in the attached Exhibits based upon the final locations, dates and times agreed upon by the Elections Administrator and the City as well as incorporate additional or different voting locations as designated by the Elections Administrator.

SECTION 16. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Government Code.

SECTION 19. This ordinance shall become effective immediately upon its passage and approval.

[EXECUTION PAGE FOLLOWS]

PASSED, APPROVED AND EFFECTIVE this the 7th day of August, 2018.

MAYOR, CITY OF KELLER, TEXAS

ATTEST:

CITY SECRETARY, CITY OF KELLER, TEXAS

APPROVED AS TO LEGALITY:

CITY ATTORNEY, CITY OF KELLER, TEXAS

EXHBIT A

ELECTION DAY POLLING PLACES

Precincts at Location

3040, 3240, 3386, 3392, 3422,
3502, 3648, 3668, and 3671

3054, 3072, 3365, 3471, 3554,
3580, and 3624

Election Day Polling Locations

Bear Creek Intermediate
801 Bear Creek Pkwy, Keller TX 76248

Shady Grove Elementary School
1400 Sarah Brooks Dr., Keller TX 76248

EXHIBIT B

EARLY VOTING SITES AND HOURS

(see attached)

EARLY VOTING FOR NOVEMBER 6, 2018

JOINT GENERAL AND SPECIAL ELECTIONS

This schedule of early voting locations, dates and times applies to voters in the following cities, towns, schools, municipal and water districts: Arlington, Azle, Bedford, Colleyville, Dalworthington Gardens, Edgecliff Village, Euless, Flower Mound, Forest Hill, Fort Worth, Grand Prairie, Grapevine, Haltom City, Hurst, Keller, Kennedale, Mansfield, Newark, North Richland Hills, Pantego, Richland Hills, River Oaks, Saginaw, Trophy Club, Watauga, Westworth Village, Arlington ISD, Azle ISD, Carroll ISD, Grapevine-Colleyville ISD, Hurst-Euless- Bedford ISD, Kennedale ISD, Lewisville ISD, Mansfield ISD, Northwest ISD, White Settlement ISD, Newark Municipal Development District and Tarrant Regional Water District.

EARLY VOTING BY PERSONAL APPEARANCE DAYS AND HOURS

October 22 – 26	Monday – Friday	8:00 a.m. – 5:00 p.m.
October 27	Saturday	7:00 a.m. – 7:00 p.m.
October 28	Sunday	11:00 a.m. – 4:00 p.m.
October 29-30	Monday – Wednesday	8:00 a.m. – 5:00 p.m.
November 1-2	Thursday – Friday	7:00 a.m. – 7:00 p.m.

	Location	Address	City	Zip Code
1	Bob Duncan Center	2800 South Center Street	Arlington	76014
2	Elzie Odom Athletic Center	1601 NE Green Oaks Boulevard	Arlington	76006
3	Center for Community Service Junior League of Arlington	4002 West Pioneer Parkway	Arlington	76013
4	South Service Center	1100 SW Green Oaks Boulevard	Arlington	76017
5	Tarrant County Sub-Courthouse in Arlington	700 E Abram Street	Arlington	76010
6	Tarrant County College Southeast Campus, EMB – <i>Portable Building C</i>	2100 Southeast Parkway	Arlington	76018
7	B J Clark Annex, <i>Room 4</i>	603 Southeast Parkway	Azle	76020
8	Bedford Public Library	2424 Forest Ridge Drive	Bedford	76021
9	Colleyville City Hall	100 Main Street	Colleyville	76034
10	Euless Public Library	201 North Ector Drive	Euless	76039
11	Forest Hill Civic and Convention Center	6901 Wichita Street	Forest Hill	76140
12	All Saints Catholic Church Parish Hall	200 N.W. 20 th Street	Fort Worth	76164
13	Diamond Hill Community Center	1701 NE 36 th Street	Fort Worth	76106

14	East Regional Library	6301 Bridge Street	Fort Worth	76112
15	Griffin Sub-Courthouse	3212 Miller Avenue	Fort Worth	76119
16	Handley Church of Christ	3029 Handley Drive	Fort Worth	76112
17	JPS Health Center Viola M. Pitts/Como, <i>Lower Level - #100</i>	4701 Bryant Irvin Road N.	Fort Worth	76107
18	Longhorn Activity Center	5350 Basswood Boulevard	Fort Worth	76137
19	Rosemont Middle School	1501 West Seminary Drive	Fort Worth	76115
20	Sonny and Allegra Nance Elementary School	701 Tierra Vista Way	Fort Worth	76131
21	Southside Community Center	959 East Rosedale Street	Fort Worth	76104
22	Southwest Community Center	6300 Welch Avenue	Fort Worth	76133
23	Tarrant County Elections Center, <i>Main Early Voting Site</i>	2700 Premier Street	Fort Worth	76111
24	Tarrant County Plaza Building	201 Burnett Street	Fort Worth	76102
25	Villages of Woodland Springs Amenity Center	12209 Timberland Boulevard	Fort Worth	76244
26	Worth Heights Community Center	3551 New York Avenue	Fort Worth	76110
27	Asia Times Square	2615 W. Pioneer Parkway	Grand Prairie	75051
28	The REC of Grapevine	1175 Municipal Way	Grapevine	76051
29	Haltom City Northeast Center	3201 Friendly Lane	Haltom City	76117
30	Haslet Public Library	100 Gammil Street	Haslet	76052
31	Sendera Ranch Elementary School	1216 Diamond Back Lane	Haslet	76052
32	Hurst Recreation Center	700 Mary Drive	Hurst	76053
33	Keller Town Hall	1100 Bear Creek Parkway	Keller	76248
34	Kennedale Community Center	316 West 3rd Street	Kennedale	76060
35	Mansfield Sub-Courthouse	1100 East Broad Street	Mansfield	76063
36	Dan Echols Center	6801 Glenview Drive	N. Richland Hills	76180
37	North Richland Hills Public Library	9015 Grand Avenue	N. Richland Hills	76180
38	Richland Hills Public Library	6724 Rena Drive	Richland Hills	76118
39	River Oaks City Hall	4900 River Oaks Boulevard	River Oaks	76114
40	John M Tidwell Middle School	3937 Haslet-Roanoke Road	Roanoke	76262
41	Eagle Mountain-Saginaw ISD Administration, <i>Building 6 –</i>	1200 Old Decatur Road	Saginaw	76179

	<i>Training Room</i>			
42	Southlake Town Hall	1400 Main Street	Southlake	76092
43	Watauga City Hall	7105 Whitley Road	Watauga	76148
44	White Settlement ISD Administration Bldg.	401 South Cherry Lane	White Settlement	76108

Temporary Branch Early Voting Locations with Special Days and Hours

October 30 – November 31		Tuesday – Thursday	8:00 a.m. – 5:00 p.m.	
A	UTA – University of Texas at Arlington, <i>Maverick Activities Center</i>	500 W. Nedderman Drive	Arlington	76019