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ORDINANCE NO. 1323

ORDINANCE CALLING AN ELECTION

THE STATE OF TEXAS :
COUNTY OF DALLAS :
CITY OF MESQUITE :

WHEREAS, it is deemed necessary and advisable to call the election hereinafter ordered; and

WHEREAS, it is hereby officially found and determined: that a case of emergency or urgent public necessity exists which requires the holding of the meeting at which this Ordinance is passed, and the passage of this Ordinance; and this Ordinance is hereby declared to be an emergency measure, such emergency or urgent public necessity being that the proceeds from the sale of the proposed bonds are required as soon as possible and without delay for necessary and urgently needed public improvements which are essential to the immediate preservation of the public business, property, health, and safety; and that said meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Vernon's Ann. Civ. St. Article 6252-17; and

WHEREAS, this preamble constitutes and shall be regarded as an integral part of this Ordinance.

THEREFORE, BE IT ORDAINED BY THE
CITY COUNCIL OF THE CITY OF MESQUITE:

1. That an election shall be held on OCTOBER 23, 1976, in said City in the several regular election precincts of said City, at the several regular polling places, and with the Presiding Judges and Alternate Presiding Judges, as set forth in "Exhibit A", which is attached hereto and made a part of this Ordinance for all purposes.

2. That each Presiding Judge shall appoint not less than two qualified election clerks to serve and assist in conducting said election; provided that in each instance where the Presiding Judge actually serves as expected, the Alternate Presiding Judge shall be one of such clerks.

3. That by approving and signing this Ordinance the Mayor of said City officially confirms his appointment of said election officers to serve at said election; and by passing this Ordinance the governing body of said City approves and concurs in the appointment of said election officers.

4. That all resident, qualified electors of the City shall be entitled to vote at said election.

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5. That notice of said election shall be given by posting a substantial copy of this Ordinance in each of the Election Precincts of said City and also at the City Hall, not less than 15 days prior to the date set for said election; and, a substantial copy of this Ordinance also shall be published on the same day in each of two successive weeks in a newspaper of general circulation published in said City, the date of the first publication to be not less than 14 days prior to the date set for said election.

6. That at said election the following PROPOSITIONS shall be submitted in accordance with law:

PROPOSITION NO. 1

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$11,650,000, with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of the construction and improvement of the roads, bridges, and streets of said City, including providing drainage in connection therewith; 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 bonds and provide a sinking fund to pay said bonds at maturity?

PROPOSITION NO. 2

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$3,500,000, with the bonds of each such series of issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of constructing permanent drainage and flood control improvements for said City; 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 bonds and provide a sinking fund to pay said bonds at maturity?

PROPOSITION NO. 3

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$5,000,000 with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of purchasing and permanently improving lands for park recreation purposes; 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 bonds and provide a sinking fund to pay said bonds at maturity?

PROPOSITION NO. 4

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$3,500,000, with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of constructing and permanently equipping public libraries; 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 bonds and provide a sinking fund to pay said bonds at maturity?

PROPOSITION NO. 5

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$750,000, with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of constructing and permanently equipping fire stations; 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 bonds and provide a sinking fund to pay said bonds at maturity?

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PROPOSITION NO. 6

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$500,000, with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of purchasing and permanently improving lands for garbage disposal (landfill and transfer sites); 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 bonds and provide a sinking fund to pay said bonds at maturity?

PROPOSITION NO. 7

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$100,000, with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of constructing and permanently equipping a City vehicle and equipment service center (repair and maintenance facilities) 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 bonds and provide a sinking fund to pay said bonds at maturity?

PROPOSITION NO. 8

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$3,525,000, with the bonds of each such series or issue, respectively, to mature serially within not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of improving and extending said City's Waterworks System, with said bonds to be secured by and payable from a lien on and pledge of the Net Revenues of said City's Waterworks and Sewer System?

PROPOSITION NO. 9

Shall the City Council of the City of Mesquite be authorized to issue the bonds of said City, in one or more series or issues, in the aggregate principal amount of \$1,475,000, with the bonds of each such series or issue, respectively, to mature serially with- in not to exceed 40 years from their date, and to be sold at such prices and bear interest at such rates as shall be determined within the discretion of the City Council, for the purpose of improving and extending said City's Sewer System, with said bonds to be secur- ed by and payable from a lien on and pledge of the Net Revenues of said City's Waterworks and Sewer System?

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

PROPOSITION NO. 1

FOR)
)
) THE ISSUANCE OF STREET AND DRAINAGE
AGAINST) BONDS

PROPOSITION NO. 2

FOR)
)
) THE ISSUANCE OF DRAINAGE AND FLOOD
AGAINST) CONTROL BONDS

PROPOSITION NO. 3

FOR)
)
) THE ISSUANCE OF PARK BONDS
AGAINST)

PROPOSITION NO. 4

FOR)
)
) THE ISSUANCE OF LIBRARY BONDS
AGAINST)

PROPOSITION NO. 5

FOR)
)
) THE ISSUANCE OF FIRE STATION BONDS
AGAINST)

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PROPOSITION NO. 6

FOR)
AGAINST)

THE ISSUANCE OF GARBAGE DISPOSAL BONDS

PROPOSITION NO. 7

FOR)
AGAINST)

THE ISSUANCE OF CITY VEHICLE AND EQUIPMENT SERVICE CENTER BONDS

PROPOSITION NO. 8

FOR)
AGAINST)

THE ISSUANCE OF WATERWORKS SYSTEM REVENUE BONDS

PROPOSITION NO. 9

FOR)
AGAINST)

THE ISSUANCE OF SEWER SYSTEM REVENUE BONDS

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 2nd day of August, A.D., 1976.

Vernie G. Erwin

Vernie G. Erwin
Mayor Pro Tem

ATTEST:

APPROVED AS TO FORM:

Norma G. McGaughy
Norma G. McGaughy
City Secretary

Dwight H. Moore
Assistant City Attorney

"EXHIBIT A"

In City Election Precinct No. 1 (consisting of County Election Precincts Nos. 268, 269, and 373), at the Mesquite High School, 300 East Davis, with

Betty Riggs, Presiding Judge, and

Ralph Wadsworth, Alternate Presiding Judge.

In City Election Precinct No. 2 (consisting of County Election Precinct No. 267), at the Galloway Elementary School,

W. W. Carter Presiding Judge, and

Perry Frank, Alternate Presiding Judge.

In City Election Precinct No. 3 (consisting of County Election Precincts Nos. 248, 284 and 288), at the Wilkinson Middle School, 2100 Crest Park, with

Leonard Burris, Presiding Judge, and

Martha Gibson, Alternate Presiding Judge.

In City Election Precinct No. 4 (consisting of County Election Precincts Nos. 247, 258, and 259), at the Tosch Elementary School, 2424 Larchmont, with

H. D. Sledge, Presiding Judge, and

B. R. Bassinger, Alternate Presiding Judge.

In City Election Precinct No. 5 (consisting of County Election Precincts Nos. 234, 235, and 250), at the Florence Park Community Center, 2501 Whitson Way, with

John J. Patterson, Presiding Judge, and

Anne Street, Alternate Presiding Judge.

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