ORDINANCE NO. 017849

AN ORDINANCE ORDERING A BOND ELECTION TO BE HELD IN THE CITY OF EL PASO, TEXAS, ON NOVEMBER 6, 2012, 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 El Paso, Texas (the "City") hereby finds that an election should be held to determine whether said governing body shall be authorized to issue bonds of the City in the amounts and for the purposes hereinafter identified

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

SECTION 1: An election shall be held on the 6th day of November, 2012, in the City, which date is not less than seventy-eight (78) 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:

PARK, RECREATION, OPEN SPACE AND ZOO IMPROVEMENTS PROPOSITION

"SHALL the City Council of the City of El Paso, Texas, be authorized to issue general obligation bonds of the City in the principal amount of $245,000,000 for permanent public improvements and public purposes, to wit: acquiring, constructing, improving, renovating and equipping new and existing park, recreation, open space and zoo facilities and improvements, including the acquisition of land and rights-of-way for such projects, and acquiring and installing public art related to and being a part of some or all of the foregoing; such projects to include the following:

Parks & Park Improvements

New parks and/or park improvements at: Adrian Garcia, Barron, Bartlett, Blackie Chesher, Cheryl Ladd, Dick Shinault, Eastside Regional (Hueco), Fiesta/Coronado/Balboa, Johnson Basin, Magoffin, Modesto Gomez, Coronado area, NE Basin, Northeast Regional, Paseo del Sol, Las Palmas/Pendale area, Radford, Salvador Rivas, San Jacinto, Shawver, Wainwright, Westside Community, and Yucca;

Metal shade canopies over playgrounds, multiple locations throughout City;

Modular play structures and swings, multiple locations throughout City;

Outdoor sports field lights, multiple locations throughout City;

Signage, landscaping, lighting and other neighborhood park amenities and improvements, multiple locations through City;

Soccer/flat fields, multiple locations throughout City, with at least one championship field;

Outdoor soccer fields in Central El Paso (approximate aggregate cost: $5,000,000);

Centers and Pools

Two (2) indoor competition pool facilities;

New and renovated pools at: Chelsea, Eastside (Hueco), Lionel Forti, Pavo Real, Training &Instruction/Viscount Multipurpose, Westside;

Recreation, Senior and Community Centers, multiple locations.

Trails/Open Space

Trails & trail head improvements, including Pallisades/Billy Rogers Arroyo trailhead;

Trail head parking areas ;

Open space land acquisition/conservation;

Zoo

New Animal Exhibits and Improvements to Exhibits of the Americas;

New Animal Exhibits and Improvements to Exhibits of Asia;

New Animal Exhibits and Improvements to Exhibits of Africa;

Additions to Zoo Entry Area, including event space, shade structures, animal holding building;

Support Elements Zoo-wide, including benches, walkways, support buildings;

Site Elements Zoo-wide, including endangered species breeding center;

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion, use any excess funds for acquiring, constructing, equipping, and renovating other park, recreation, zoo and open space improvements, making other park, recreation, zoo and open space additions, acquiring lands and rights-of-way necessary thereto, and acquiring and installing public art relating to and being a part of some or all of the foregoing projects; 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?"

MUSEUM, CULTURAL, PERFORMING ARTS, AND LIBRARY FACILITIES PROPOSITION

"SHALL the City Council of the City of El Paso, Texas, be authorized to issue general obligation bonds of the City in the principal amount of $228,250,000 for permanent public improvements and public purposes, to wit: acquiring, constructing, improving, renovating and equipping new and existing library, museum, cultural and performing arts facilities and improvements, including the acquisition of land and rights-of-way for such projects, and acquiring and installing public art related to and being a part of some or all of the foregoing; such projects to include the following:

Museum

Children's Museum;

Digital wall at History Museum;

Improvements to existing City museum facilities;

Cultural

Hispanic Cultural Center;

Arts & Entertainment

Multipurpose performing arts and entertainment facility located in Downtown El Paso;

Library

Improvements at: Armijo Branch, Clardy Fox Branch, Dorris Van Doren Regional Branch, Esperanza Moreno Regional Branch, Irving Schwartz Branch, Judge Marquez Branch, Main Library, Memorial Park Branch, Jose Cisneros Branch, Richard Burges Branch, Westside Branch, Ysleta Branch;

New Bookmobile;

Technology Mobile;

Library Materials;

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion, use any excess funds for acquiring, constructing, improving, equipping and renovating other library, museum, cultural and performing arts facilities, and/or to benefit or promote the cultural and performing arts, libraries, and/or museums, and the acquisition of land and rights-of-way for such projects; 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?"

SECTION 2: In accordance with the provisions of a Joint Election Agreement and Contract for Election Services (the "Contract") to be executed with the El Paso County Elections Administrator, the election shall be conducted by the El Paso County Elections Administrator in accordance with the provisions of the Contract. The City shall be divided into One Hundred Fifty Seven (157) 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 ordinance for all purposes. The election officers and maximum number of clerks for said polling places shall be determined and appointed in accordance with the provisions of the Contract.

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

SECTION 3: The main location, dates and times for early voting for this election shall be as shown in **Exhibit B**, which is attached hereto and incorporated herein by reference as a part hereof for all purposes. **Exhibit B** may be modified to include any changes to early voting designated by the El Paso County Elections Administrator and to conform to the Contract. Additional early voting locations may be designated by the El Paso County Elections

Administrator. Javier Chacón, El Paso County Elections Administrator, is hereby appointed early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the Contract. 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 Contract.

The Central Counting Station for the tabulation and counting of ballots for this election shall be located at the El Paso County Elections Department, 500 E. San Antonio, Lower Level, Suite L115, El Paso, Texas 79901, and the Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at the Central Counting Station shall be appointed and designated in accordance with the provisions of the Contract.

The Manager and Presiding Judge of the Central Counting Station may appoint clerks to serve at such Station, as provided by Section 127.006 of the Election Code.

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:

PARK, RECREATION, OPEN SPACE AND ZOO IMPROVEMENTS PROPOSITION

"THE ISSUANCE OF $245,000,000 GENERAL OBLIGATION BONDS FOR PARK, RECREATION, OPEN SPACE AND ZOO IMPROVEMENTS, INCLUDING SOCCER/SPORTS FIELDS, AQUATIC CENTERS, AND NEW AND IMPROVED RECREATION, SENIOR AND COMMUNITY CENTERS."

MUSEUM, CULTURAL, PERFORMING ARTS, AND LIBRARY FACILITIES PROPOSITION

"THE ISSUANCE OF $228,250,000 GENERAL OBLIGATION BONDS FOR MUSEUM, CULTURAL, MULTI-PURPOSE PERFORMING ARTS AND ENTERTAINMENT AND LIBRARY FACILITIES IMPROVEMENTS, INCLUDING NEW CHILDREN'S MUSEUM, CULTURAL HERITAGE CENTER AND INTERACTIVE DIGITAL WALL."

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 ordinance, 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. Notice of the election as required by the Texas Election Code and Chapter 1251 of the Texas Government Code shall also 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 ordinance hereby incorporates the provisions of the Contract, and to the extent of any conflict between this ordinance and the Contract, the provisions of the Contract shall control. The Mayor, City Clerk or other appropriate official, is hereby authorized to correct, modify or change the information in this ordinance and the attached Exhibits based upon the final locations, dates and times agreed upon by the El Paso County Elections Administrator and the City as well as incorporate additional early voting locations as designated by the El Paso County Elections Administrator.

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PASSED AND APPROVED, this the 14th day of August, 2012.

John F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Sylvia Borunda Firth
City Attorney

APPROVED AS TO CONTENT:

William F. Studer, Jr.
Deputy City Manager for Development and Tourism

(City Seal)

Exhibit A

City of El Paso
November 6, 2012
7:00 a.m. - 7:00 p.m.

New Pct #.	Polling Place	Address
2	Village of Vinton City Hall	436 E. Vinton Rd.
5	Fire Station # 2	111 E. Borderland Rd.
6	Tennis West	One Tennis West Ln.
7	Lincoln Middle School	500 Mulberry Ave.
8	Fire Station # 15	115 Shorty Ln.
9 & 28	Zack White Elementary School	4256 Roxbury Dr.
10	Roberts Elementary School	341 Thorn Ave.
11 & 12	Olga Kohlberg Elementary School	1445 Nardo Goodman Dr.
13	Franklin 9th Grade Center	825 E. Redd Rd.
14	Tippin Elementary School	6541 Bear Ridge Dr.
15	Fire Station # 27	6767 Ojo De Agua Dr.
16	Rosa Guerrero Elementary School	7530 Lakehurst Rd.
17	Franklin High School	900 N. Resler Dr.
18	Monte Vista Retirement Center	1575 Belvidere St.
19	Good Samaritan Society - White Acres	7304 Good Samaritan Ct.
20 & 176	Polk Elementary School	940 Belvidere St.
21 & 177	Peace Lutheran Church	5890 Via Cuesta Dr.
22	Fire Station # 22	6500 N. Mesa St.
23	Carlos Rivera Elementary School	6445 Escondido Dr.
24	Western Hills U.M.C.- Steward Family Life Center #A	524 Thunderbird Dr.
25	Dr. Green Elementary School	5430 Buckley Dr.
26 & 27	Putnam Elementary School	6508 Fiesta Dr.
29	L. B. Johnson Elementary School	499 Cabaret Dr.
30 & 31	Polly Harris Senior Citizen Center	650 Wallenberg Dr.
32 & 33 & 34	Mesita Elementary School	3307 N. Stanton St.
35	El Paso Tennis Club	2510 N. St. Vrain St.
36	Vilas Elementary School	220 Lawton Dr.

37	Father Pinto Complex	1001 S. Ochoa St.
38	Fire Station # 3	721 E. Rio Grande Ave.
39	Sun Plaza Housing	1221 E. San Antonio Ave.
40	Lamar Elementary School	1440 E. Cliff Dr.
41	Career & Technology Center	1170 N. Walnut St.
42	Beall Elementary School	320 S. Piedras St.
43 & 44	Dr. Nixon Elementary School	11141 Loma Roja Dr.
45 & 46	Bradley Elementary School	5330 Sweetwater Dr.
47	H.E. Charles Middle School	4909 Trojan Dr.
48	Fannin Elementary School	5425 Salem Dr.
49 & 50	Desertaire Elementary School	6301 Tiger Eye Dr.
51	El Paso Korean U.M.C.	4925 Fairbanks Dr.
52	Collins Elementary School	4860 Tropicana Ave.
53	Newman Elementary School	10275 Alcan St.
54	Parkland High School	5932 Quail Ave.
55 & 184	Whitaker Elementary School	4700 Rutherford Dr.
56	Dowell Elementary School	5249 Bastille Ave.
57	Fire Station # 23	5315 Threadgill Ave.
58 & 178	Dolphin Terrace Elementary School	9790 Pickerel Dr.
59	Crosby Elementary School	5411 Wren Ln.
60 & 186 & 188	Fire Station # 16	3828 Hercules Ave.
61 & 185	Park Elementary School	3601 Edgar Park Rd.
62	Nolan Richardson Recreation Center	4435 Maxwell Ave.
63	Magoffin Middle School	4931 Hercules Ave.
64	Stanton Elementary School	5414 Hondo Pass Dr.
65	Logan Elementary School	3200 Ellerthorpe Ave.
66	Burnet Elementary School	3700 Thomason Ave.
67	Travis Elementary School	5000 N. Stevens St.
68 & 187	Kathy White Housing Complex	2500 Mobile Ave.
69	Grand View Park Senior Citizen Center	3134 Jefferson Ave.
70	Paul C. Moreno Elementary School	2300 San Diego Ave.
71	Memorial Park Senior Citizen Center	1800 Byron St.
72	Austin High School	3500 Memphis Ave.
73	Coldwell Elementary School	4101 Altura Ave.

74	Fire Station # 7	3200 Pershing Dr.
75	Cross of Grace Church	4700 Leeds Ave.
76 & 77	Fire Station # 13	5415 Trowbridge Dr.
78	Chelsea Plaza Housing	600 Chelsea St.
79	Fire Station # 5	4240 Alameda Ave.
80	Burleson Elementary School	4400 Blanco Ave.
81	San Juan Recreation Center	701 N. Glenwood St.
82	Hawkins Elementary School	5816 Stephenson Ave.
83	Henderson Middle School	5505 Robert Alva Ave.
84	Clardy Elementary School	5508 Delta Dr.
85	Fire Station #14	6300 Delta Dr.
87 & 89 & 174 & 189	Bonham Elementary School	7024 Cielo Vista Dr.
88	Ross Middle School	6101 Hughey Cir.
90	Fire Station #20	8301 Edgemere Blvd.
91	Mac Arthur Elementary School	8101 Whitus Dr.
92	Cielo Vista Park Elementary School	9000 Basil Ct.
93 & 175	Scotsdale Elementary School	2901 Mc Rae Blvd.
94	Edgemere Elementary School	10300 Edgemere Blvd.
95	Gary Del Palacio Recreation Center	3001 Parkwood St.
96	Eastpoint Elementary School	2400 Zanzibar Rd.
97	Fire Station #19	2405 Mc Rae Blvd.
98	Eastwood Heights Elementary School	10530 Janway Dr.
99 & 100	Pebble Hills Elementary School	11145 Edgemere Blvd.
101	Eastside Senior Center	3200 Fierro Dr.
102	YWCA - East	10712 Sam Snead Dr.
103	Vista Hills Elementary School	10801 La Subida Dr.
104	Fire Station #24	1498 Lomaland Dr.
105	Indian Ridge Middle School	11201 Pebble Hills Blvd.
106	Glen Cove Elementary School	10955 Sam Snead Dr.
107	Hanks High School	2001 Lee Trevino Dr.
108	Tierra Del Sol Elementary School	1832 Tommy Aaron Dr.
109	Desert View Middle School	1641 Billie Marie Dr.
110	Region 19 Head Start Multipurpose Center	11670 Chito Samaniego Dr.
111 & 112	Jane Hambric Elementary School	3535 Nolan Richardson

		Dr.
113 & 114	Bill Sybert Pre K-8 School	11530 Edgemere Blvd.
115 & 182	Hurshel Antwine Elementary School	3830 Rich Beem Blvd.
116	Spec. Rafael Hernando III Middle School	3451 Rich Beem Blvd.
117 & 118	Benito Martinez Elementary School	2640 Robert Wynn St.
119	Helen Ball Elementary School	1950 Firehouse Dr.
120	O'Shea Keleher Elementary School	1800 Leroy Bonse Dr.
121	Montwood High School	12000 Montwood Dr.
122	Vista Del Sol Elementary School	11851 Vista Del Sol Dr
123	Myrtle Cooper Elementary School	1515 Rebecca Ann Dr.
124 & 125 & 131	Sierra Vista Elementary School	1501 Bob Hope Dr.
126	Fire Station # 35	12230 Pine Springs Dr.
127	Red Sands Elementary School	4250 O'Shea Rd.
128 & 181	El Dorado 9th Grade Academy	14400 Pebble Hills Blvd.
129 & 130	Lujan-Chavez Elementary School	2200 Sun Country Dr.
132 & 134	Ramona Elementary School	351 Nichols Rd.
133	Del Norte Heights Elementary School	1800 Winslow Rd.
135	Ascarate Elementary School	7090 Alameda Ave.
136	Cedar Grove Elementary School	218 Barker Rd.
137	Ranchland Hills Middle School	7615 Yuma Dr.
138	Hacienda Heights Elementary School	7530 Acapulco Ave.
139	Mesa Vista Elementary School	8032 Alamo Ave.
140	Good Samaritan Towers	7750 Lilac Way
141	Fire Station #18	7901 San Jose Rd.
142	Riverside High School	301 Midway Dr.
143	Thomas Manor Elementary School	7900 Jersey St.
144 & 145	Loma Terrace Elementary School	8200 Ryland Dr.
146	Marian Manor Elementary School	8300 Forest Haven Ct.
147	Cadwallader Elementary School	7988 Alameda Ave.
148	Alicia R. Chacon School	221 Prado Rd.
149	Valley View Middle School	8660 Northloop Dr.
150	Robert F. Kennedy Pre-K Center	9009 Alameda Ave.
151 & 179	Capistrano Elementary School	240 Mecca Dr.
152 & 154	Lebarron Park Elementary School	920 Burgundy Dr.
153 & 155	Lancaster Elementary School	9230 Elgin Dr.

156 & 183	Pavo Real Recreation Center	9301 Alameda Ave.
157	South Loop Elementary School	520 Southside Rd.

Exhibit B

Early voting for this election shall begin on Monday, October 22, 2012 and end on Friday, November 2, 2012, and the hours designated for early voting by personal appearance and the main early voting polling place shall be as set forth below:

Early Voting Period
Oct. 22, 2012 – Nov. 2, 2012

1.	**BASSETT PLACE - # 100**	**6101 GATEWAY WEST**	**9:00 - 6:00**
2.	**CANUTILLO ELEMENTARY**	**651 CANUTILLO AVE.**	**8:30 - 4:30**
3.	**CAROLINA RECREATION CENTER**	**563 N. CAROLINA DR.**	**9:00 - 6:00**
4.	**CLINT ISD EARLY COLLEGE ACADEMY**	**13100 ALAMEDA AVE.**	**8:30 - 5:00**
5.	**COURTHOUSE – LOWER LEVEL**	**500 E. SAN ANTONIO AVE.**	**8:00 - 5:00**
6.	**FIESTA SHOPPING CENTER - # 104**	**5200 N. MESA ST.**	**9:00 - 6:00**
7.	**MARTY ROBBINS REC. CENTER**	**11600 VISTA DEL SOL DR.**	**9:00 - 6:00**
8.	**OZ GLAZE SENIOR CENTER**	**13969 VENY WEBB**	**8:00 - 5:00**
9.	**PAVO REAL RECREATION CENTER**	**9301 ALAMEDA AVE.**	**9:00 - 6:00**
10.	**PEBBLE VILLAGE CENTER #F**	**10780 PEBBLE HILLS BLVD.**	**9:00 - 6:00**
11.	**REGENCY OF EL PASO**	**221 BARTLETT DR.**	**9:00 - 6:00**
12.	**ROGELIO SANCHEZ**	**1331 N. FABENS**	**9:00 - 6:00**
13.	**SUNRISE SHOPPING CENTER - # 56**	**8500 DYER ST.**	**9:00 - 6:00**
14.	**SUN VALLEY CENTER - # 105**	**4525 SUN VALLEY DR.**	**9:00 - 6:00**
15.	**TORNILLO ADMINISTRATION BLDG.**	**19200 COBB ST.**	**8:30 - 4:30**
16.	**VILLAGE OF VINTON**	**436 E. VINTON RD.**	**3:00 - 6:00**
17.	**ZARAPLEX CENTER - #118**	**1700 ZARAGOZA RD.**	**9:00 - 6:00**
18.	**MOBILE #1**		
19.	**MOBILE #2**		
20.	**MOBILE #3**		

Oct. 22, 2012 – Oct. 26, 2012 (Mon. – Fri.) **FOLLOW ABOVE SCHEDULE**
Oct. 27, 2012 (Sat.) 7:00 am. – 7:00 pm. **ALL STATIONS**
Oct. 28, 2012 (Sun.) 12:00 pm. – 5:00 pm. **ALL STATIONS**