

AGENDA

CITY OF TAYLOR, TEXAS
SPECIAL CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, 400 PORTER STREET

FEBRUARY 19, 2013, 7:00 P.M.

CALL TO ORDER AND DECLARE A QUORUM

REGULAR AGENDA; REVIEW/DISCUSS AND CONSIDER ACTION

1. [Consider options](#) to redirect surplus funds from previously issued Certificates of Obligation. (Jim Dunaway)
2. [Discuss and consider funding](#) needs and options for street program. (Jim Dunaway)
3. [Consider introducing Ordinance 2013-06](#) calling an election on May 11, 2013 to amend the city charter. (Jeff Straub)
4. [Consider and take action](#) with respect to Resolution R13-04 calling a bond election for May 11, 2013; making provisions for conducting the election; and resolving other matters related to such election. (Jim Dunaway)

ADJOURN

The Council may vote and/or act upon each of the items listed in this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act. I certify that the notice of meeting was posted in the Taylor City Hall Lobby before 7:00 pm on February 15, 2013 and remained posted for at least 72 hours continuously before the scheduled time of said meeting. I further certify that the following news media was notified of this meeting: Taylor Daily Press.

In compliance with the ADA the City Hall and Council Chambers are wheelchair accessible. Reasonable accommodations will be provided for persons attending city council meetings in need of special assistance. Please contact Susan Brock, City Clerk, at least 24 hours prior to the meeting for special assistance.

Posted By: _____ Date _____
Susan Brock, City Clerk



City Council Meeting February 19, 2013 Agenda Item Transmittal

Agenda Item #: 1

Agenda Title: Consider options to redirect surplus funds from previously issued Certificates of Obligation.

Council Action to be taken: Discuss and take action accordingly.

Initiating Department: City Administration

Staff Contact: Jim D. Dunaway, City Manager

1. INTRODUCTION/PURPOSE

As a result of your last action on the remaining surplus Certificates of Obligation funds, we now are asking your input on where to redirect these funds. As you may remember, we had some \$2,400,000 remaining prior to the TEDC's discussions on providing the remainder of \$1,200,000 bond issuance for assistance with the Second Street utility project. Ted will need to provide you with a formal opinion as to whether or not the TEDC is obligated to provide the residual funds from their \$1,200,000 bond issue. Regardless of the amount remaining, I would recommend that you apply those funds towards moving all of our "Fair" streets to the "Good" status and also initiate a seal coating program for all "Good" streets. Casey's estimate to accomplish this is some \$4,100,000. The remainder needed to complete this portion of the street program will need to come from other funding sources, which I would recommend discussing after the completion of the Second Street project. Any funds remaining from this project may be applied to the funding shortfall.

2. DESCRIPTION/ JUSTIFICATION

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

I would recommend that you redirect all remaining funds referenced above to be used for street repairs and maintenance work in the manner discussed above.

6. REFERENCE FILES

1a. [List of "Fair Streets"](#)

1b. [Map Showing Location](#) of "Fair Streets"

FAIR STREETS	From	To
10TH	Davis	Main
5TH	washburn	elliott
6TH	Porter	Fowser
7TH	Sloan	Howard
8TH	Main	Porter
9TH	Talbot	Main
ALEXANDER	Howard	Kimbrow
ARBOR OAK	Sagewood	Stone Ridge
AVERY	Booth	Barker
BLAND	Walnut	Pecan
BOOTH	Oak	Walnut
CASTLEWOOD	Lake	end
CHERRYWOOD	Drake	end
COMMERCIAL	Main	end
COTTONBOWL	Crystal	Davis
CR 394	CR 101	end
CRYSTAL	Crystal Cv	Pinehurst
DAVIS	T H Johnson	Junie
DAVIS	Mallard	Drake
DELLINGER	North	Bel-Air
DICKEY	Sturgis	Main
DONNA	Mallard	Holly Springs
DOVE	Davis	end
ELLEN	Gladnell	Lake
FISHER	North	Kimbrow
FOWZER	12th	11th
GILMORE	Meadow	End
GRACE	Gilmore	end
GRACE LN	Old granger	end
HEIGHTS	Gilmore	end
HIDDEN MEADOW	Robin	Meadow
HIGHLAND	Main	End
HILLCREST	Smith	end
HOLLY SPRINGS	Drake	Dahlberg
HOSACK	Frink	Jones

HOWARD	4th	5th
JAMES	Howard	Thompson
KELLY CV	Mallard	end
KENT	Stasney	Kimbrow
KIMBROW	Fisher	7th
LAKE	Jones	Old Georgetown Rd
LARK	McClure	Meadow Ridge
LEXINGTON	McClure	Cecelia
MARSHALL	Smith	Lathan
MCLURE	Kimbrow	Lexington
MEADOW	Gilmore	Blackland
MEADOW RIDGE	Robin	Meadow
MILDRED	Cherrywood	Velma
OLD THORNDALE	Jones	FM 619
PECAN	Maple	Main
PIN TAIL	Mildred	Velma
PINEHURST	Stone Ridge	T H Johnson
PINEHURST	Sagewood	Willowbrook
PRATHER	Mills	Victoria
RANDALL	North	Stasney
SMITH	Hilcrest	Gilmore
SUMMIT	Smith	end
SYMES	Walut	Pecan
T H JOHNSON	Pinehurst	Timber Crest
TALBOT	5th	6th
THOMPSON	Speegle	Lake
VANCE	5th	4th
VELMA	Donna	Pin Tail
VERNON	2nd	7th
WALLACE	North	Kimbrow
WALNUT	Sturges	Main
WASHBURN	Old Thorndale	11th

Legend

- FAIR
- City Limits



**Exhibit 2 - Fair Condition
(60<=PCI <=69)**

**City of Taylor Street
Assessment**

Date: 2011

**Sledge
Engineering LLC**



***City Council Meeting
February 19, 2013
Agenda Item Transmittal***

Agenda Item #: 2

Agenda Title: Discuss and consider funding needs and options for street program.

Council Action to be taken: Discuss and take action accordingly.

Initiating Department: City Administration

Staff Contact: Jim D. Dunaway, City Manager

1. DESCRIPTION/ JUSTIFICATION

This item was covered in agenda item #1 and can most certainly be expanded upon as needed under this item. Item #4 on your agenda also discusses placing an item on the May, 2013 ballot to consider general obligation bonds for street repairs and maintenance.

Staff is willing to provide a listing of streets prioritized by need if Council so wishes. Once we know the prioritization of streets, we can more accurately discuss the amounts needed and over what periods of time.

2. FINANCIAL/BUDGET

3. TIMELINE CONSIDERATIONS

4. RECOMMENDATION

5. REFERENCE FILES

2a. [Street Maintenance Presentation](#) (Revisited)

City of Taylor Pavement Management

October 2012



UPDATE to COUNCIL

Pavement Management Update - OCTOBER 2012



sledge
ENGINEERING LLC

- Review
- Street Crew Update
- Funding Sources
- Priority / Timing
- Summary



REVIEW

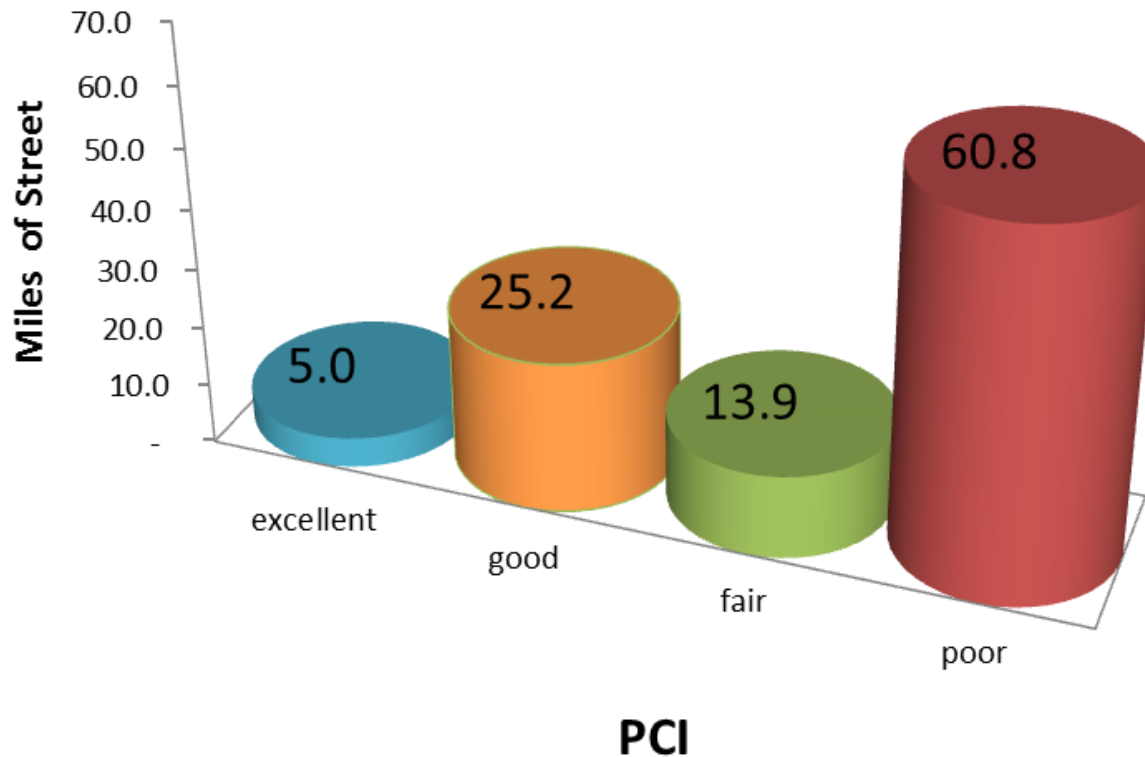


Pavement Condition Index



sledge
ENGINEERING LLC

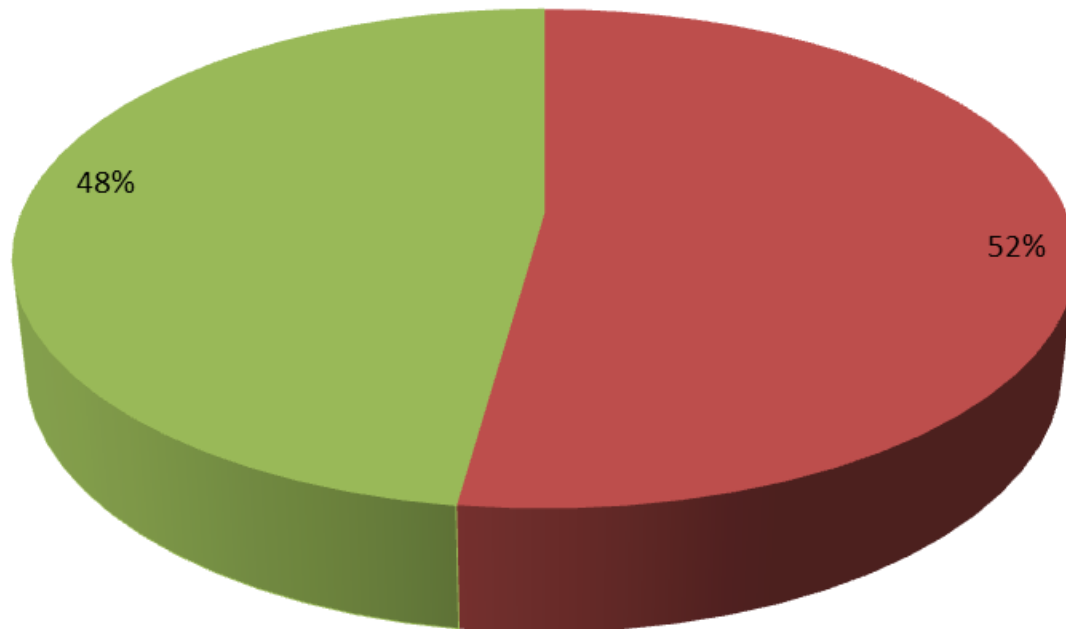
PCI Report



Pavement Condition Index



PCI Report (pass/fail)

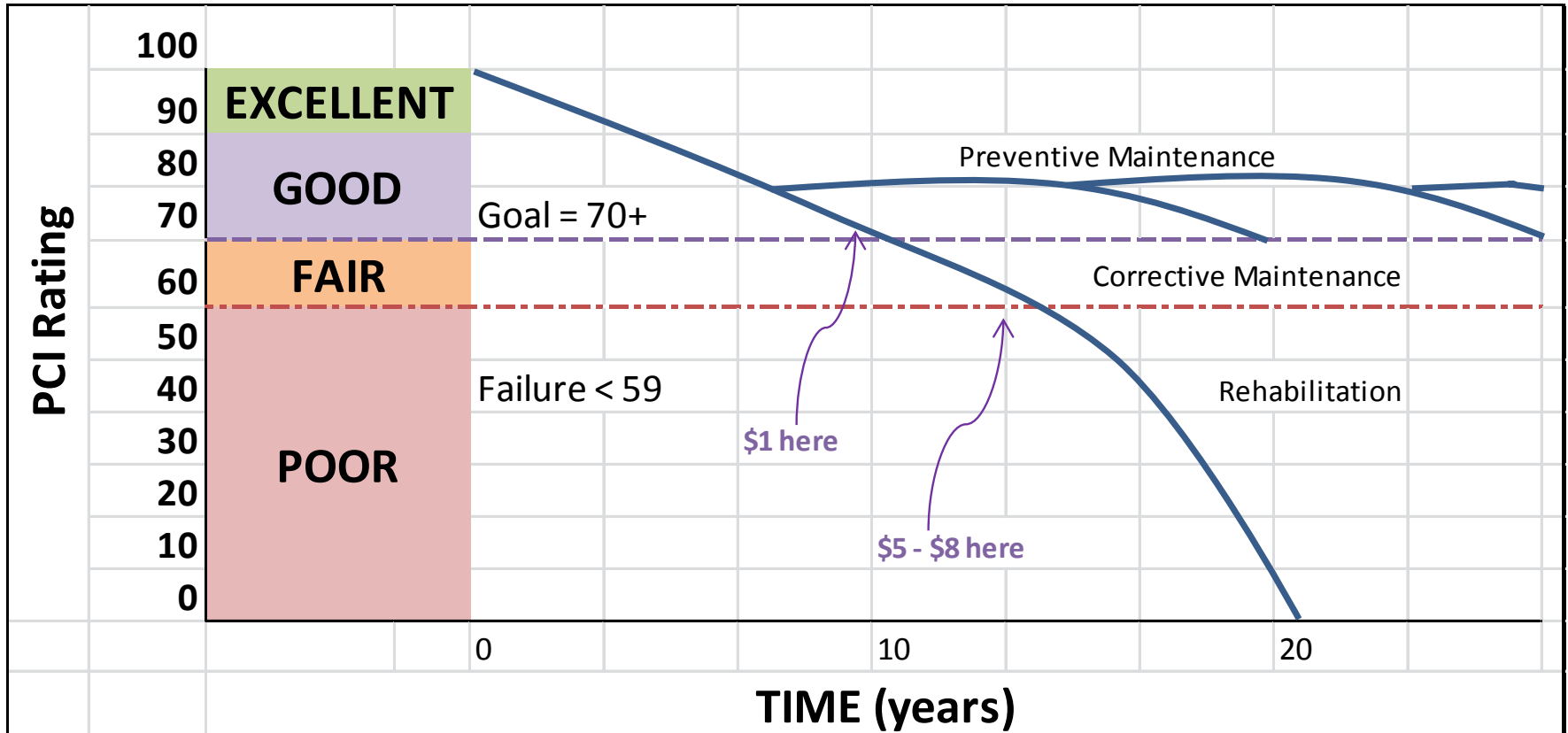


■ FAILING ■ PASSING

Pavement Life Cycle



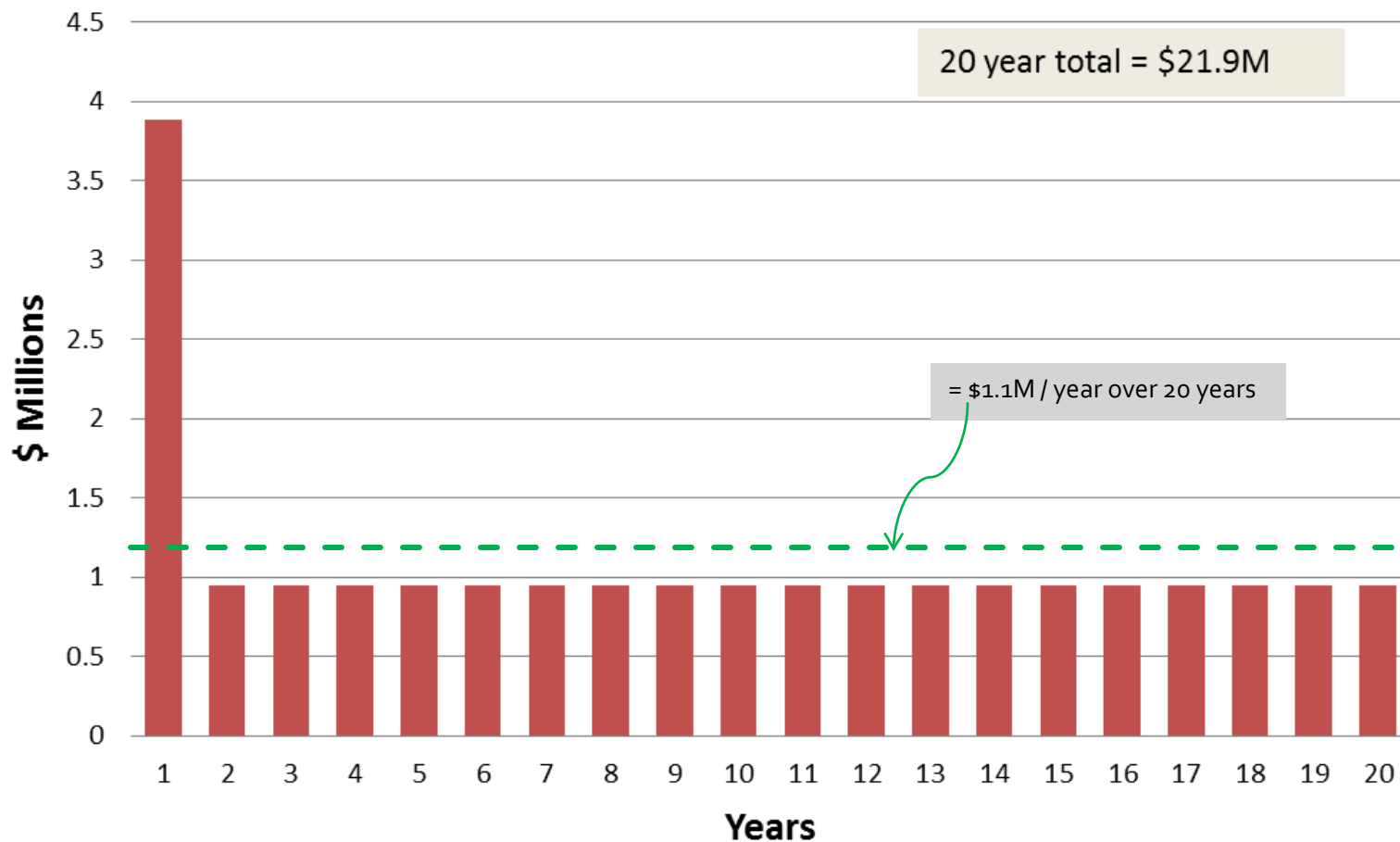
sledge
ENGINEERING LLC



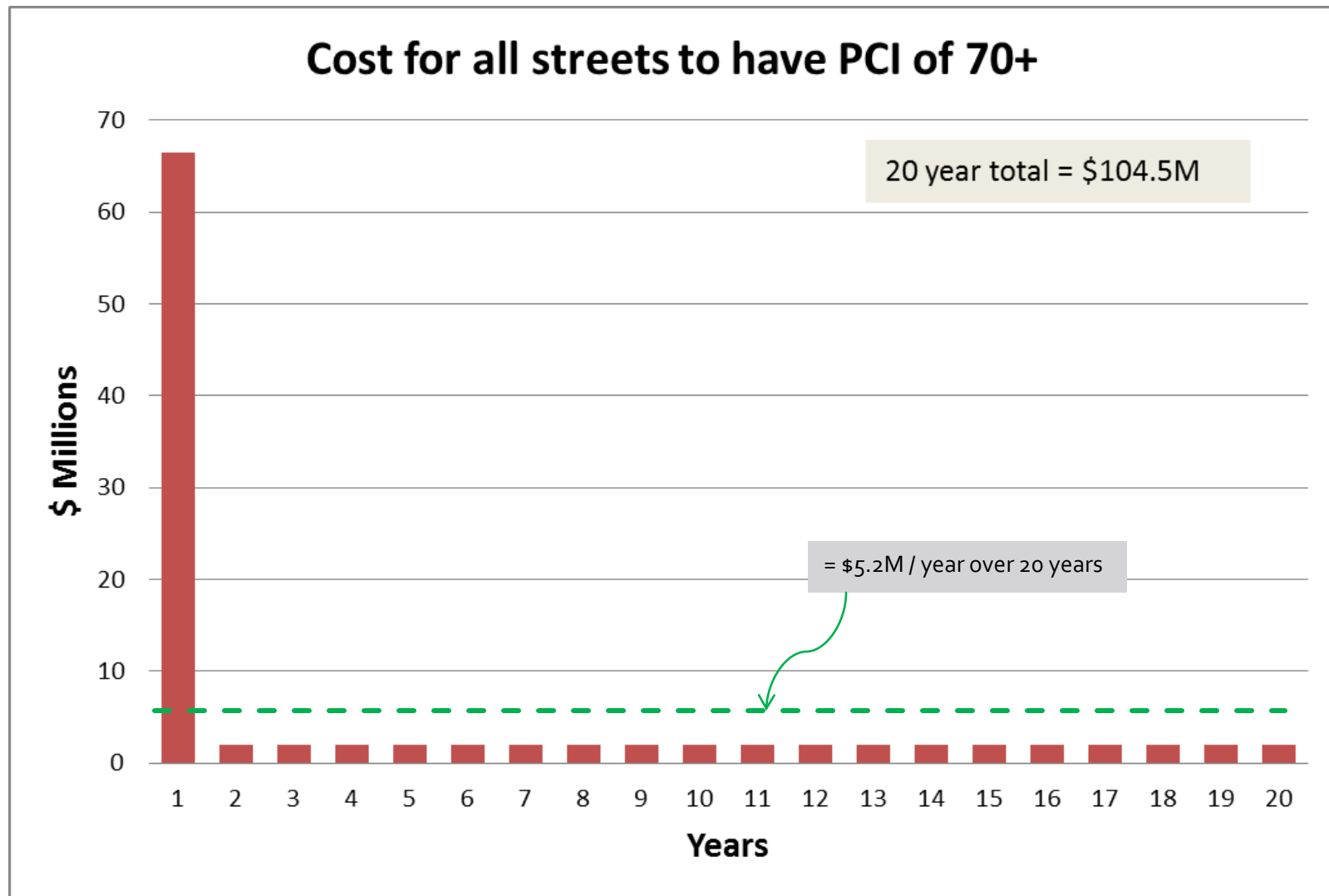
Cost to Maintain PCI Levels



Cost to maintain existing PCI levels



Cost for All Streets to PCI 70+



Cost for All Streets to PCI 70+



- \$66.5M year 1 cost on all streets
- \$2M/year afterwards for annual program
- Annual program would continue beyond 20 years
- Annual program assumes every street gets maintenance every 8.5 years
- 20 year total of \$104.5M is equivalent to \$5.2 M annually.

Repair Types



Pavement A	Full Rehabilitation - HEAVY
Pavement B	Full Rehabilitation - LIGHT
Pavement C	Modified HMA HEAVY
Pavement D	Modified Chip Seal HEAVY
Pavement E	Modified HMA LIGHT
Pavement F	Modified Chip Seal LIGHT
Pavement G	Corrective Maintenance
Pavement H	Rip & Chip; to buy time and gain shape
Pavement I	Preventive Maintenance: crack sealing, fog seal, etc

Street Crew



- 7 people
 - Employee annual cost = \$350,000
 - Equipment annual cost = \$400,000
 - Materials annual cost = \$700,000
 - Fuel/Outsource annual = \$550,000
- Total annual cost = \$2,000,000



- Ability to handle all types of street work
- Average 6 miles per year (4 maint, 2 rehab)
- Pavements F, G, & I

Street Crew



- Requires annual financial commitment from future operating budgets
- Maintenance work could better react to priorities
- Requires capital purchases or leases for equipment

Funding Sources

- Ad valorem
 - Tax Increase
 - Bond Debt
- Grants
 - Rehab only, not maintenance
 - Only source = CDBG (City just received \$500K)
- Street Utility
 - Monthly fee based on trips

Street Utility

- Methodology based on vehicle trips
- Categorized by land use
- Same basis as Roadway Impact Fee
 - Impact Fees paid only by new development
 - Impact fees are for road capacity (adding lanes)
- ERU = Equivalent Residential Unit (single family house)

Street Utility

- \$1 /month = \$150,000/year
- \$5/month = \$750,000/year
- \$7/month = \$1,050,000
- \$10/month = \$1,500,000/year

Street Utility

- Breakdown of Equivalent Trips by Land Use:
 - Single Family = 37%
 - Multi-Family = 5%
 - Retail / Commercial = 35%
 - Industrial = 18%
 - Prison = 2%
 - School = 3%

Funding Sources

comparison

- Street Utility: \$7/month = \$1,050,000
- Ad Valorem: \$13.5¢ increase = \$1,050,000

Priority / Timing

- Top financial priority should be given to saving streets before they fail
- Currently about 14 miles of FAIR streets that will fail within 3 years
- Current cost to fix = \$4M
- If these streets fail, cost = \$20M

Priority / Timing

- Regardless of Street Crew or Street Utility creation, outsourcing the \$4M should be considered
- Outsourcing the \$4M saves 14 miles of street and buys us 3 years of time to implement new programs

CITY OF TAYLOR PAVEMENT MANAGEMENT					
POOR Streets	7.65	miles	includes water, wastewater, curbs		
Street	from		to		Pvmt B Rehab Pvmt F Rehab
4th Street	Sloan		Vance		\$ 1,976,902 \$ 1,198,617
7th Street	Howard		Main		\$ 1,399,473 \$ 799,479
W Lake Drive	CGParker		Old Georgetown		\$ 222,782 \$ 119,959
Old Coupland Road	Main		City Limits		\$ 717,926 \$ 287,171
11th / Old Thorndale	Main		Burkett		\$ 282,666 \$ 149,861
Burkett / Jones	4th		Lake		\$ 982,756 \$ 512,214
3rd Street	Sloan		Main		\$ 1,726,962 \$ 1,062,944
Welch Street	Doak		Sloan		\$ 872,684 \$ 510,516
Old Granger Road / L	Main		Jones		\$ 559,498 \$ 317,702
Dolan Drive	4th		Walnut		\$ 865,338 \$ 498,469
Robinson Drive	3rd		Walnut		\$ 379,103 \$ 163,299
Streetscape					
2nd	Main		Porter		
Porter	2nd		5th		
5th	Porter		Talbot		
Talbot	2nd		5th		
4th	Main		Talbot		
3rd	Porter		Talbot		\$ 1,663,450 \$ 821,891
POOR Street Total:					\$ 11,649,541 \$ 6,442,121
FAIR Streets	14.75	miles	All FAIR Streets - includes curbs		
					Pvmt G Rehab Pvmt G Rehab
FAIR Street Total:					\$ 4,052,831 \$ 4,052,831
POOR + FAIR Street TOTAL:	22.4	miles			\$ 15,702,372 \$ 10,494,952

	2.0" HMAc
Pavement B Full Rehabilitation LIGHT	9" Flex Base
	24" Select Fill
	2 course Chip Seal
Pavement F Modified Chip Seal LIGHT	12" Cement Treated Recycled Base

Priority / Timing

- Street Crew will take one year to acquire and get up to speed
- Street Utility will take 2 years to develop
 - 1 year to create utility
 - 1 year to obtain first funds

SUMMARY

- Street Crew = \$2,000,000 per year
- Street Utility = \$7/month = \$1.05M
- Ad Valorem = \$13.5¢ increase = \$1.05M
- Need action on 14 miles critical streets = \$4M

City of Taylor Pavement Management Report

October 2012



Questions?



sledge
ENGINEERING LLC

Unit Prices

UNIT PRICES

ITEM	Unit	Unit Price	Description
Water Main	LF	\$ 50.00	Assumes new 8" C900 PVC with hydrants and appurtenances, no road patch
Wastewater Main	LF	\$ 60.00	Assumes new 8" SDR26 PVC with manholes, no road patch, assumes avg depth of 6'
Curb & Gutter	LF	\$ 18.00	reinforced concrete per Engineering Manual
Pavement A	SY	\$ 58.00	Full Rehabilitation - HEAVY
Pavement B	SY	\$ 50.00	Full Rehabilitation - LIGHT
Pavement C	SY	\$ 30.00	Modified HMA HEAVY
Pavement D	SY	\$ 22.00	Modified Chip Seal HEAVY
Pavement E	SY	\$ 25.00	Modified HMA LIGHT
Pavement F	SY	\$ 20.00	Modified Chip Seal LIGHT
Pavement G	SY	\$ 10.00	Corrective Maintenance
Pavement H	SY	\$ 7.00	Rip & Chip; to buy time and gain shape
Pavement I	SY	\$ 2.00	Preventive Maintenance: crack sealing, fog seal

Repair Types

	2.5" HMAC
Pavement A Full Rehabilitation HEAVY	12" Flex Base
	36" Select Fill

	2.0" HMAC
Pavement B Full Rehabilitation LIGHT	9" Flex Base
	24" Select Fill

Repair Types

	2.5" HMAC					
Pavement C Modified HMA HEAVY	12" Cement Treated Recycled Base					
	2 course Chip Seal					
Pavement D Modified Chip Seal HEAVY	15" Cement Treated Recycled Base					
	2.0" HMAC					
Pavement E Modified HMA LIGHT	10" Cement Treated Recycled Base					
	2 course Chip Seal					
Pavement F Modified Chip Seal LIGHT	12" Cement Treated Recycled Base					

Repair Types

Pavement G Corrective Maintenance	1 course Chip Seal					
	patch, level up					
Pavement H Rip & Chip	1 course Chip Seal					
	6" Flex Base					
	Ripped Existing pavement					
Pavement I Preventive Maintenance	crack sealing, fog seal					



City Council Meeting February 19, 2013 Agenda Item Transmittal

Agenda Item #: 3
Agenda Title: Consider introducing Ordinance 2013-06 calling an election on May 11, 2013 to amend the city charter.

Council Action to be taken: Discuss and introduce Ordinance 2013-06

Initiating Department: City Administration

Staff Contact: Jeff Straub, Assistant City Manager

1. INTRODUCTION/PURPOSE

At a previous council meeting, Council advised staff that four of the previously suggested amendments (numbered as propositions 1, 4, 6 and 7) were acceptable to be placed on an upcoming ballot for consideration by the voters.

2. DESCRIPTION/ JUSTIFICATION

PROPOSITION 1: Majority Vote

“Shall Article 4, Section 4.1 of the Taylor City Charter be amended to require that Council members be elected by a majority vote.”

In Article 4, Section 4.1, the current Taylor City Charter states that council members will be elected by plurality vote. This section conflicts with the Texas State Constitution Article XI, section 11(b) that states: “(b) A municipality so providing a term exceeding two (2) years but not exceeding four (4) years for any of its non-civil service officers must elect all of the members of its governing body by majority vote of the qualified voters in such municipality.”

The City of Taylor is bound to operate in compliance with the Texas State Constitution. This change is to align our Charter with State law.

PROPOSITION 2: No Council Employment by City

“Shall Article 4, of the Taylor City Charter be amended to add Section 4.6 entitled “No City Employment” to prevent any City Council member from having paid employment with the City during office and for two years after termination from office.”

This amendment would preclude city council members from being employed by the City during their term(s) of office and within 2 years after leaving office.

PROPOSITION 3: City Manager Hires and Removes

“Shall Article 9, Section 9.1 of the Taylor City Charter be amended to allow the City Manager to hire and remove employees of the City.”

Section 9.1 of the Taylor City Charter states: “Employees of the City shall be employed by the City Manager subject to the approval of the City Council and may be removed by the City Manager by approval of the City Council.”

The City of Taylor operates under the Council-Manager form of government where by charter and practice, the city manager is the chief administrative officer of the City. As such, the city manager is responsible for the hiring and dismissal of all employees. As noted above, our current charter conflicts with the concept of the Council-Manager form of government (and also the current practice of the City of Taylor). This Charter Amendment will cause our Charter to be consistent with actual and best practices.

PROPOSITION 4: Street Maintenance Utility

“Shall the Taylor City Charter be amended to add a new Charter Article entitled "City Street Maintenance Utility" allowing the City Council authority to establish a public street maintenance utility to collect funds which funds shall be used exclusively for City street corrective and preventive maintenance.”

This Charter Amendment is for the creation of a street maintenance utility where all funds collected could only be used for City street corrective and preventive maintenance. If this utility is created, Taylor residents could be assessed a uniform single fee on their utility bills. Businesses would be assessed a fee based upon a formula that would take into consideration the type of business and the number of vehicular trips per day for that type of business.

3. FINANCIAL/BUDGET

The cost of a city-wide election is anticipated to be \$12,000 and has been budgeted.

4. TIMELINE CONSIDERATIONS

Ordinance must be introduced and subsequently approved prior to March 1, 2013 for these measures to be offered at the May election date.

5. RECOMMENDATION

6. REFERENCE FILES

3a. [Ordinance 2013-06](#)

ORDINANCE NO. 2013-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TAYLOR, WILLIAMSON, COUNTY, TEXAS, ORDERING AN ELECTION ON PROPOSED AMENDMENTS FOR THE HOME RULE CHARTER OF THE CITY OF TAYLOR PROVIDING FOR THE PUBLICATION AND POSTING OF NOTICE; PROPOSING AMENDMENTS TO THE HOME RULE CHARTER OF THE CITY OF TAYLOR; PROVIDING FOR EARLY VOTING; AND PROVIDING AN EFFECTIVE DATE.

Whereas, the City Council has reviewed the Home Rule City Charter of the City of Taylor to determine the necessity for any amendments thereto; and,

Whereas, the City Council desires to conduct an election on proposed amendments on May 11, 2013.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, WILLIAMSON COUNTY, TEXAS, THAT:

SECTION 1. The hereinafter proposed amendments to the Home Rule Charter of the City of Taylor, Williamson County, Texas, contained in Exhibit "A" attached hereto and made a part of this Ordinance for all purposes shall be submitted to the City's qualified voters for their approval or disapproval at an election to be held on the regular City election May 11, 2013.

SECTION 2. The notice of the charter election shall be posted on the bulletin board used to publish notice of the City Council meeting, be published in a newspaper of general circulation published in the City and must include a substantial copy of the proposed amendments. The notice must be published on the same day in each of two successive weeks, with the first publication occurring before the fourteenth day before the date of the election. A copy of the published notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice, and the person posting the notice shall make a record of the time of posting, stating the date, and the place of posting, which shall be the bulletin board used to post notice of City Council meetings.

SECTION 3. The election of the proposed charter amendments shall be conducted in accordance with the Texas Election Code.

SECTION 4. The voting hours for Election Day on May 11, 2013, will be from 7:00 a.m. to 7:00 p.m. at the following locations:

District 1: Taylor City Hall, 400 Porter Street, Taylor, Texas;
District 2: Taylor Public Library, 801 Vance Street, Taylor, Texas;
District 3: Pasemann Elementary School, 2809 North Drive, Taylor, Texas;
District 4: Northside Elementary School Board Room, 2500 North Drive, Taylor, Texas.

SECTION 5. The early voting by personal appearance shall be conducted at any polling place in Williamson County including the Taylor City Hall, 400 Porter Street, Taylor Texas from _____ to _____. Applications for ballot by mail shall be received and processed by the Williamson County Elections Administrator, 301 SE Inner Loop, suite 104, Georgetown, Texas 78626. Applications for ballots by mail must be received no later than the close of business on _____, 2013.

SECTION 6. The City Clerk is hereby authorized and directed to publish and post, in the time and manner prescribed by law, all notices required to be so published and or posted in connection with the conduct of the election. The Williamson County Election contract shall designate the election judges for this election.

SECTION 7. The Williamson County Elections Contracting Officer shall serve as Elections Administrator for the election. Presiding Election Judges and an Alternate Presiding Election Judge appointed to serve at the polling places and the early voting clerk and deputy early voting clerks shall be those election officials furnished by Williamson County from the list of proposed election judges listed in an attachment to an agreement.

SECTION 8. Each charter amendment submitted must contain only one subject, and the ballot shall be prepared in a manner that the voters may vote "for" or "against" on any amendment or amendments without voting "for" or "against" on all of the amendments. Each such proposed amendment, if approved by the majority of the qualified voters voting in the election, shall

become a part of the Home Rule City Charter of the City of Taylor, Texas.

SECTION 9. The ballot propositions for the proposed amendments to the Home Rule City Charter are as follows:

PROPOSITION 1

Shall Article 4, Section 4.1 of the Taylor City Charter be amended to require that Council members be elected by a majority vote.

PROPOSITION 2

Shall Article 4, of the Taylor City Charter be amended to add Section 4.6 entitled "No City Employment" to prevent any City Council member from having paid employment with the City during office and for two years after termination of office.

PROPOSITION 3

Shall Article 9, Section 9.1 of the Taylor City Charter be amended to allow the City Manager to hire and remove employees of the City.

PROPOSITION 4

Shall the Taylor City Charter be amended to add a new Charter Article entitled "City Street Maintenance Utility" allowing the City Council authority to establish a public street maintenance utility to collect funds which funds shall be used exclusively for City street maintenance and construction.

PASSED, APPROVED, and ADOPTED on the _____ day of February 2013.

Don Hill, Mayor

ATTEST:

Susan Brock, City Clerk

APPROVED AS TO FORM:

Ted W. Hejl,
City Attorney

CERTIFICATE

THE STATE OF TEXAS

COUNTY OF WILLIAMSON

I, Susan Brock, being the current City Clerk of the City of Taylor, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. _____, passed and approved by the City Council of the City of Taylor, Texas, on the _____ day of _____, 2012, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this _____ day of _____, 2013.

Susan Brock
City Clerk



City Council Meeting February 19, 2013 Agenda Item Transmittal

Agenda Item #: 4
Agenda Title: Consider and take action with respect to Resolution R13-04 calling a bond election for May 11, 2013; making provisions for conducting the election; and resolving other matters related to such election.

Council Action to be taken: Discuss and take action on Resolution R13-04

Initiating Department: City Administration

Staff Contact: Jim D. Dunaway, City Manager

1. INTRODUCTION/PURPOSE

This item is added at the direction derived from our last meeting. We understood from Councilman Osborn's comments that the ballot item would deal specifically with street maintenance and repairs. Attached is a blank resolution allowing for such. Staff simply needs to know the amount to be placed in the resolution.

2. DESCRIPTION/ JUSTIFICATION

3. FINANCIAL/BUDGET

As has been the case in the past, Staff estimates that for each \$1,000,000 of debt, the ad valorem tax increase would be approximately \$0.01. This estimate is based on a static tax base...assuming no substantial increase in the overall tax rolls.

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

4a. [Resolution R13-04](#)

RESOLUTION NO. 13-04

**RESOLUTION CALLING A BOND ELECTION FOR MAY 11, 2013; MAKING
PROVISIONS FOR CONDUCTING THE ELECTION; AND RESOLVING OTHER
MATTERS RELATED TO SUCH ELECTION**

THE STATE OF TEXAS §
COUNTY OF WILLIAMSON §
CITY OF TAYLOR §

WHEREAS, pursuant to the provisions of Chapter 1251, Texas Government Code, as amended, the Texas Election Code, as amended, and other related statutes the City Council of the City of Taylor, Texas (the "City") is authorized to call an election in order to submit to the voters of the City various propositions regarding the issuance of general obligation bonds; and

WHEREAS, the City Council deems it advisable to call a bond election for the propositions hereinafter stated; and

WHEREAS, in addition to calling the bond election, the City is concurrently calling an election for an At Large Councilmember for a three year term, and the placement on the ballot of the propositions and election of the Councilmember shall be in accordance with the Texas Election Code; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Resolution is being adopted was open to the public, and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Government Code, as amended.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS THAT:

Section 1. ELECTION DATE, POLLING PLACES AND ELECTION JUDGES. An election shall be held in the City as prescribed by applicable law between the hours of 7:00 A.M. and 7:00 P.M. on May 11, 2013. The election shall be held as a joint election pursuant to Chapter 271 of the Texas Election Code and a joint election agreement (the "Election Agreement") to be entered into between the City and Williamson County, Texas. The City election precincts and polling places within the City designated for holding the election shall be determined by Williamson County, and conducted at the polling places used for the Williamson County General Election, attached hereto as Exhibit "A" to this Resolution and the exhibit is incorporated by reference for all purposes. The exhibit may be revised as necessary to conform with final county polling locations. Williamson County's election equipment shall be used as provided in the Election Agreement. The election judges and clerks shall be appointed in accordance with the Election Agreement and the Texas Election Code, as amended.

Section 2. ELECTION CLERKS. Unless otherwise directed by Williamson County, the Presiding Judge shall appoint not less than two nor more than five resident qualified electors to act as clerks to properly conduct the election. However, if the Presiding Judge appointed actually serves, the Alternate Presiding Judge shall serve as one of the clerks. The appointment of such clerks must include a person fluent in the Spanish language to serve as a clerk to render oral aid in the Spanish language to any voter desiring such aid at the polls on the day of the election. In the absence of the Presiding Judge named above, the Alternate Presiding Judge shall perform the duties of the Presiding Judge.

Section 3. EARLY VOTING. Early voting in the election by personal appearance shall be conducted at the times, dates and polling places as provided for in the Williamson County General Election attached hereto as Exhibit "B" to this Resolution and the exhibit is incorporated by reference for all purposes. The exhibit may be revised as necessary to conform with final county polling locations. Rick Barron, Williamson County Elections Administrator, is designated as the Early Voting Clerk. Application for ballots by mail should be sent to Susan Brock, City Clerk, City of Taylor, 400 Porter Street, Taylor, Texas 76574.

Section 4. EARLY VOTING BALLOT BOARDS. An early voting ballot board is hereby created to process early voting results, and the Presiding Judge of the board will be appointed by the Williamson County Election Clerk. The Presiding Judge shall appoint not less than two resident nor more than eighteen (18) qualified electors to serve as members of the Early Voting Ballot Boards.

Section 5. VOTERS. All resident, qualified electors of the City shall be entitled to vote at the election.

Section 6. NOTICE. A substantial copy of this Resolution shall serve as a proper notice of the election. This notice, including a Spanish translation thereof, shall be posted at three (3) public places within the City and the City Hall not less than twenty-one (21) days prior to the date the election is to be held, and be published on the same day in each of two (2) successive weeks in the *Taylor Daily Press*, a newspaper of general circulation in the City, the first of these publications to appear in such newspaper not more than thirty (30) days, and not less than fourteen (14) full days prior to the day of the election.

Section 7. VOTING DEVICES. In all respects, the election shall be conducted in accordance with the Texas Election Code and the Federal Help America Vote Act. Every polling place used in Williamson County for this election will have at least one Direct Recording Electronic voting device available for election day voting and early voting. Electronic optical scan voting devices may be used in conducting the election. The Williamson County Election Clerk may also utilize a central counting station as provided by Section 127.000 *et seq.*, as amended, Texas Election Code. Any central counting station presiding judge and the alternate presiding judge shall be appointed in accordance with the Election Agreement and the Texas Election Code.

Section 8. PROPOSITIONS. At the election, the following BOND PROPOSITIONS shall be submitted in accordance with law:

PROPOSITION I

Shall the City Council of the City of Taylor, Texas, be authorized to issue the bonds of the City, in one or more series or issues, in the aggregate principal amount of \$ _____ with the bonds of each such series or issues, respectively, to mature serially within not to exceed forty 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, in accordance with law at the time of issuance, for the purpose of constructing, improving, extending, expanding, upgrading and/or developing streets, roads, bridges and intersections including, utility relocation, sidewalks, traffic safety and operational improvements, the purchase of any necessary rights-of-way, drainage and other related costs; and shall said City Council be authorized to levy and cause to be assessed and collected annual ad valorem taxes on all taxable property in the City in an amount sufficient to pay the annual interest on said bonds and provide a sinking fund to pay the bonds at maturity?

Section 9. OFFICIAL BALLOTS. The official ballots for the election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" on the 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 I

FOR () THE ISSUANCE OF \$ _____ TAX BONDS FOR CITY STREET
AND ROAD PROJECTS
AGAINST ()

Section 10. TEXAS ELECTION CODE. In all respects the election shall be conducted in accordance with the Texas Election Code.

Section 11. RESULTS. The Williamson County Election Clerk shall conduct an unofficial tabulation of results after the closing of the polls on May 11, 2013. The official canvass and tabulation of the results of the Special Election shall be conducted by the City Council at a Council Meeting in accordance with the Election Code.

Section 12. PROVISIONS. The provisions of this Resolution are severable; and in case any one or more of the provisions of this Resolution or the application thereof to any person or circumstance should be held to be invalid, unconstitutional, or ineffective as to any person or circumstance, the remainder of this Resolution nevertheless shall be valid, and the application of any such invalid provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

PASSED AND APPROVED on this 19 day of February, 2013.

Donald R. Hill
Mayor

ATTEST:

Susan Brock
City Clerk

(SEAL)

EXHIBIT A

<u>Districts</u>	<u>Location</u>	<u>Address</u>
1	City Hall	400 Porter Street
2	Taylor Public Library	801 Vance Street
3	Pasemann School	2809 North Drive
4	Northside School Board Rm	2500 North Drive

EXHIBIT "B"

CITY OF TAYLOR BOND ELECTION

EARLY VOTING POLLING PLACE

MAY 11, 2013

EARLY VOTING SCHEDULE

DATES AND TIMES:

Monday, May __, 2013 through Friday, May __, 2013

8:00 a.m. to 6:00 p.m.

Monday, May __, 2013 through Tuesday, May __, 2013

7:00 a.m. to 7:00 p.m.

LOCATION:

City of Taylor

City Hall Municipal Building

400 Porter Street

Taylor, Texas