

CERTIFICATION PERTAINING TO  
PASSAGE OF AN ORDINANCE

STATE OF TEXAS        §  
COUNTY OF DENTON   §  
TOWN OF NORTHLAKE §

I the undersigned Town Secretary of the Town of Northlake, Texas (the "Town"), hereby certify as follows:

1. The Town Council of the Town (the "Town Council") convened in a special meeting on August 21, 2023, at the regular meeting place thereof, and the roll was called of the duly constituted officers and members of the Town Council, to wit:

David Rettig, Mayor	Robert Keeker	)	
	Michael Ganz	)	
	Brian Montini	)	Members of
	Roger Sessions	)	the Council
	Maryl Lorencz	)	
	Aaron Fowler	)	

and all of said persons were present, thus constituting a quorum. Whereupon, among other business, the following was transacted at the meeting: a written Ordinance (the "Ordinance") entitled:

CONSIDER AN ORDINANCE OF THE TOWN OF NORTHLAKE, TEXAS, AMENDING AND RESTATING AND ORDINANCE AUTHORIZING AND ORDERING A SPECIAL ELECTION TO BE HELD IN THE TOWN OF NORTHLAKE ON NOVEMBER 7, 2023, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE TOWN OF NORTHLAKE, TEXAS, A QUESTION AS TO THE ISSUANCE OF BONDS, PRESCRIBING THE TIME AND DESIGNATING THE LOCATIONS AND MANNER OF CONDUCTING THE ELECTION TO BE IN ACCORDANCE WITH THE JOINT ELECTION AGREEMENT AND CONTRACT FOR ELECTION SERVICES WITH DENTON COUNTY AND THE DENTON COUNTY ELECTIONS ADMINISTRATOR; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT AND CONTRACT; AND PROVIDING AN EFFECTIVE DATE

was duly introduced for the consideration of the Town Council. It was then duly moved and seconded that the Ordinance be passed, and after due discussion, said motion, carrying with it the passage of the Ordinance, prevailed and carried by the following vote:

AYES: 7            NOES: 0            ABSTENTIONS: 0

2. A true, full and correct copy of the aforesaid Ordinance passed at the meeting described in the above and foregoing paragraphs is attached to and follows this Certificate. The persons named in the above and foregoing paragraph, at the time of said meeting and the passage of the Ordinance, were the duly chosen, qualified and acting officers and members of the Town Council as indicated therein; each of said officers and members was duly and sufficiently notified officially and personally in advance, of the time, place and purpose of the aforesaid meeting and that the Ordinance would be introduced and considered for passage at said meeting, and each of said officers and members consented in advance to the holding of said meeting for such purpose; and 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 Chapter 551, Texas Government Code.

SIGNED AND SEALED as of this 21<sup>st</sup> of Aug., 2023.

[SEAL]



  
\_\_\_\_\_  
Town Secretary  
Town of Northlake, Texas



TOWN OF NORTHLAKE, TEXAS  
OFFICIAL ORDINANCE

NO. 23-0821A

CONSIDER AN ORDINANCE OF THE TOWN OF NORTHLAKE, TEXAS, AMENDING AND RESTATING AND ORDINANCE AUTHORIZING AND ORDERING A SPECIAL ELECTION TO BE HELD IN THE TOWN OF NORTHLAKE ON NOVEMBER 7, 2023, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE TOWN OF NORTHLAKE, TEXAS, A QUESTION AS TO THE ISSUANCE OF BONDS, PRESCRIBING THE TIME AND DESIGNATING THE LOCATIONS AND MANNER OF CONDUCTING THE ELECTION TO BE IN ACCORDANCE WITH THE JOINT ELECTION AGREEMENT AND CONTRACT FOR ELECTION SERVICES WITH DENTON COUNTY AND THE DENTON COUNTY ELECTIONS ADMINISTRATOR; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT AND CONTRACT; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Town Council (the "Council") of the Town of Northlake, Texas (the "Town") deems it advisable to call the bond election hereinafter ordered (the "Election"); and

WHEREAS, the bond referendum is held in accordance with the provisions of Chapter 1251, Texas Government Code, and various provisions of the Texas Election Code (the "Code"), including Section 42.002 of the Code, and the Town is contracting with Denton County, Texas (the "County") for the administration of the Election pursuant to an interlocal agreement with the County (the "Election Contract"); and

WHEREAS, the Council now wishes to amend and restate Ordinance No. 23-0810A to clarify certain election-related items, including proposition and ballot language for the November 7, 2023 Bond Election ; and

WHEREAS, the County, acting through the Denton County Elections Administrator (the "Elections Administrator") in accordance with the Election Contract, will provide for the administration of the Election; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Ordinance was 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, Texas Government Code;

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NORTHLAKE, TEXAS:**

**Section 1. Findings.** The statements contained in the preambles of this Ordinance are true and correct and adopted as findings of fact and operative provisions hereof.

**Section 2. Election Ordered; Polling Places.** The Election shall be held in the Town between the hours of 7:00 a.m. and 7:00 p.m. on November 7, 2023 ("Election Day"). The Election is to be conducted by the County, as provided by Chapter 271, Texas Election Code (the "Code"), and the Election Contract. On Election Day, voting for the Election shall occur during the hours stated above at the designated polling

places as set forth in **Exhibit A** attached hereto, which exhibit is hereby made a part hereof for all intents and purposes. **Exhibit A** shall be modified, without additional action of the Council, to include additional or different Election Day polling places required to conform to the Election Contract, at the direction of the Elections Administrator, and the Code.

**Section 3. Early Voting.** Early voting shall be administered by the County and the Elections Administrator is hereby appointed as Early Voting Clerk for the Election. Early voting by personal appearance shall begin on October 23, 2023 and conclude on November 3, 2023, and will be conducted at the Early Voting locations on the dates and at the times specified in **Exhibit B** attached hereto, as determined by the Elections Administrator, with such locations being incorporated herein by reference and made a part hereof for all purposes;. The main early voting location is identified on Exhibit B. The address for the Early Voting Clerk of Denton County is Denton County Elections Administration, 701 Kimberly Drive, Suite A101, Denton, Texas 76208 and the Early Voting Clerk may be reached at: (i) Telephone: (940) 349-3200, (ii) Email: elections@dentoncounty.gov, and (iii) Website: <https://www.votedenton.gov/early-voting-information> The early voting polling places shall remain open during such hours for early voting by personal appearance for any registered voter of the Town at such voting place. **Exhibit B** shall be modified, without additional action of the Council, to include additional or different early voting polling places required to conform to the Election Contract, at the direction of the Elections Administrator, and the Code.

**Section 4. Election Officials.** The appointment of the Presiding Election Judges, Alternate Judges, Early Voting Clerks, the Presiding Judge of the early ballot board and other election officials for the Election shall be made by the Elections Administrator in accordance with the Election Contract and the Code. The Elections Administrator may employ other personnel necessary for the proper administration of the Election, including such part-time help as is necessary to prepare for the Election, to ensure the timely delivery of supplies during early voting and on Election Day, and for the efficient tabulation of ballots at the central counting station. The Council hereby authorizes the Mayor, the Mayor Pro Tem, the Town Manager, the Finance Director and the Town Secretary to execute or attest on behalf of the Town the Election Contract with the County. The Mayor or the Mayor's designee is authorized to amend or supplement the Contract to the extent required for the Election to be conducted in an efficient and legal manner as determined by the Elections Administrator.

**Section 5. Voting by Mail.** Applications for voting by mail for all residents of the Town shall be submitted, prior to the applicable deadline prescribed by law, by (i) mail to Early Voting Clerk, Denton County Elections, P.O. Box 1720, Denton, Texas 76202; (ii) contract carrier to Early Voting Clerk, Denton County Elections, 701 Kimberly Drive, Denton, Texas 76208; (iii) facsimile to (940) 349-3201; or (iv) email to elections@dentoncounty.gov. If submitted by facsimile or email, a hard copy of the application must be mailed to the address shown in clause (i) within four days of sending the facsimile or email.

**Section 6. Early Voting Ballots.** An Early Voting Ballot Board shall be created to process early voting results of the Election and the Presiding Judge of the Early Voting Ballot Board shall be designated by the Elections Administrator. The Presiding Judge of the Early Voting Ballot Board shall appoint two or more additional members to constitute the Early Voting Ballot Board members and, if needed, the Signature Verification Committee members required to efficiently process the early voting ballots.

**Section 7. Qualified Voters.** All qualified electors of and residing in the Town, shall be entitled to vote at the Election.

**Section 8. Proposition.** At the Election, the following PROPOSITION shall be submitted in accordance with law:

TOWN OF NORTHLAKE, TEXAS PROPOSITION A

Shall the Town Council of the Town of Northlake, Texas, be authorized to issue and sell general obligation bonds of said Town, in one or more series or issues, in the aggregate principal amount of \$45,000,000 for the purpose of acquiring, establishing, developing, constructing and equipping a new multipurpose sports and community venue facility, including concessions, parking facilities, road, street, water, sewer or park facilities or other infrastructure facilities located in proximity to the sports and community venue facility; said bonds to mature serially or otherwise over a period of not to exceed forty (40) years from their date, to be issued in installments and sold at any price or prices and to bear interest at any rate or rates as shall be determined within the discretion of the Town Council under laws in effect at the time of issuance and to provide for the payment of principal of and interest on said bonds by levying an ad valorem tax sufficient to pay the annual interest on and to create a sinking fund sufficient to redeem said bonds as they become due?

**Section 9. Ballots.** The official ballots for the 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:

		TOWN OF NORTHLAKE, TEXAS SPECIAL ELECTION
		TOWN OF NORTHLAKE, TEXAS PROPOSITION A
	)	
	)	
FOR	_____ )	THE ISSUANCE OF \$45,000,000 OF GENERAL OBLIGATION BONDS FOR
	)	ACQUIRING, ESTABLISHING, DEVELOPING, CONSTRUCTING AND EQUIPPING
	)	A NEW MULTIPURPOSE SPORTS AND COMMUNITY VENUE FACILITY,
	)	INCLUDING CONCESSIONS, PARKING FACILITIES, ROAD, STREET, WATER,
AGAINST	_____ )	SEWER OR PARK FACILITIES OR OTHER INFRASTRUCTURE FACILITIES LOCATED
	)	IN PROXIMITY TO THE SPORTS AND COMMUNITY VENUE FACILITY, AND THE
	)	LEVYING OF AN AD VALOREM TAX IN PAYMENT THEREOF.
	)	

**Section 10. Compliance with State and Federal Law.** In all respects, the Election shall be conducted in accordance with the Code. Pursuant to the federal Help America Vote Act ("HAVA") and the Code, at each polling place there shall be at least one voting system that is equipped for disabled individuals, and each such voting system shall be a system that has been certified by the Texas Secretary of State as compliant with HAVA and the Code. The Town hereby finds that the voting system to be used by the Elections Administrator in administering the Election is such a system, and orders that such voting equipment or other equipment certified by the Texas Secretary of State shall be used by the Town in its elections.

**Section 11. Debt Obligations.** The following information is provided in accordance with the provisions of Section 3.009(b) of the Code.

- (a) The proposition language that will appear on the ballot is set forth in Section 9 hereof.
- (b) The purpose for which the bonds are to be authorized is set forth in Section 8 hereof.
- (c) The principal amount of the debt obligations to be authorized is set forth in Sections 8 and 9 hereof.
- (d) If the bonds are approved by the voters, the Council will be authorized to levy annual ad valorem taxes, on all taxable property in the Town, sufficient, within the limits prescribed by law, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds.
- (e) The Town estimates that, based on the Town's current taxable assessed valuation, current market conditions as of the date of this Ordinance, and estimated future growth in the Town's taxable assessed valuation, if all of the bonds authorized by the Proposition were issued in accordance with the Town's current project finance plan, the maximum interest rate on the bonds is not expected to exceed 6.00%. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds. Market conditions, demographics and assessed valuations of property vary based upon a number of factors beyond the Town's control, and therefore, the Town cannot and does not guarantee a particular interest rate or tax rate associated with the bonds authorized by the Proposition. As such, the information contained in this paragraph is provided solely for illustrative purposes and does not establish any limitations or restrictions or create a contract with the voters.
- (f) The bonds that are the subject of the Election shall mature serially or otherwise over a specified number of years (but not more than 40 years from their date), as prescribed by applicable Texas law, though the Town estimates that, based on current bond market conditions, such bonds will amortize over a 30-year period from their respective date of issue.
- (g) The aggregate amount of the outstanding principal of the Town's debt obligations which are secured by ad valorem taxes as of the date of this Ordinance is \$42,170,000.
- (h) The aggregate amount of the outstanding interest of the Town's debt obligations which are secured by ad valorem taxes as of the date of this Ordinance is \$13,580,000.
- (i) The ad valorem debt service tax rate for the Town as of the date of this Ordinance is \$0.1174 per \$100 of taxable assessed valuation.
- (j) The Town's taxable assessed valuation for calendar year 2022, as of the date that the current tax rate was established, was \$2,060,452,111.
- (k) The website for the Town (as the authority conducting the Election) is <https://www.town.northlake.tx.us> and the website for the County (as the entity administering the Election) is <https://www.votedenton.gov>.

**Section 12. Voter Information Document.** The Town Council hereby approves a voter information document for the Proposition (the "Voter Information Document"), in substantially the form presented to the Town Council, with such changes as may be approved by the Mayor, the Town Secretary, the Town Manager or their designees, acting on behalf of the Town, in consultation with the Town Attorney, the Town's bond counsel, and the Town's financial advisor, as prescribed by Section 1251.052(b), Texas Government Code.

**Section 13. Notice of Election.** Notice of the Election shall be given by: (i) publishing a substantial copy of this Ordinance, in English and Spanish, two (2) times on the same day in consecutive weeks, with the first publishing not earlier than the thirtieth (30<sup>th</sup>) day or later than fourteen (14) days prior to the date set for the Election, in a newspaper published in the Town, or, in the absence of such newspaper, in

a newspaper of general circulation within the Town, (ii) posting a copy of this Ordinance and the Voter Information Document (as hereinafter defined), in English and Spanish, in Town Hall on the bulletin board used for posting notices of the meetings of the Town Council and in at least three (3) other public places within the boundaries of the Town, not later than the twenty-first (21st) day prior to the date set for the Election, and (iii) posting a copy of this Ordinance, in English and Spanish, on the Town's website, prominently and together with the notice of the Election and the contents of the Proposition and any sample ballot prepared for the election, not later than the twenty-first (21st) day prior to the date set for the Election through Election Day. Additionally, on Election Day and during early voting by personal appearance, this Ordinance shall be posted in a prominent location at each polling place. Notice of the Election shall also be provided to the clerk of Hunt County and the County voter registrar not later than the 60th day before the Election Day; the County is hereby authorized and directed to post notice of the Election to its website not later than the twenty-first (21st) day prior to the date set for the Election

**Section 13. Necessary Action.** The Mayor and the Town Secretary of the Town, in consultation with the Town Attorney and bond counsel are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code and the Federal Voting Rights Act in carrying out and conducting the Election, whether or not expressly authorized herein, including making changes or additions to polling places or procedures to the extent required or desirable or as may become necessary due to circumstances arising after the date of this Ordinance.

**Section 14. Payment of Bonds.** The Town currently intends to pay principal and interest due on bonds issued from Proposition A from a combination of (i) lease revenues from the leasing of the constructed project, (ii) certain hotel tax revenues and (iii) certain sales tax revenues, in order to lessen any impact on the Town's ad valorem tax rate but current financing plans, which are subject to change, are to issue the bonds authorized by this election in order to lower the Town's overall cost of financing.

**Section 15. Modifications.** The City Manager is authorized to make such changes to this Ordinance in order to comply with applicable law and the County Election Administrator's requirements and such changes are hereby approved and incorporated herein for all purposes.

**Section 16. Severability.** If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Ordinance nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the Town Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**PASSED AND APPROVED** by the Town Council of the Town of Northlake, Texas, this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

Town of Northlake, Texas

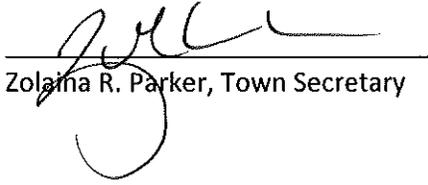
August 21, 2023.

Town of Northlake, Texas



David Rettig, Mayor

Attest:



Zolana R. Parker, Town Secretary



**Exhibit A**

**DENTON COUNTY EARLY VOTING CENTER LOCATIONS DATES AND TIMES**

	Location	Address	Room	City	Date	Days	Time
1	Argyle Town Hall	308 Denton St. E.	Community Room	Argyle			8am – 5pm
2	Aubrey Area Library	226 Countryside Dr.	Library Community Room	Aubrey			7am – 7pm
3	Bartonville Town Hall	1941 E. Jeter Rd.	Town Council Room	Bartonville			11am – 5pm
4	Carrollton Public Library	4220 N. Josey Ln.	Large Meeting Room	Carrollton			7am – 7pm
5	Rosemeade Recreation Center	1330 E. Rosemeade Pkwy.	Front Lobby	Carrollton			
6	Copper Canyon Town Hall	400 Woodland Dr.	Council Chambers	Copper Canyon			
7	Corinth City Hall	3300 Corinth Pkwy.	Council Chambers	Corinth			
8	Steven E. Copeland Government Center	1400 FM 424	Community Room	Cross Roads			
9	Timberglen Recreation Center	3810 Timberglen Rd.	Large Room	Dallas			
10	Denton Civic Center	321 E. McKinney St.	Community Room	Denton			
11	Denton County Elections Administration (Main Early Voting Location)	701 Kimberly Dr.	A111	Denton			
12	Martin Luther King Jr. Recreation Center	1300 Wilson St.	Meeting Rooms A & B	Denton			
13	North Branch Library	3020 N. Locust St.	Meeting Room	Denton			
14	Robson Ranch Clubhouse	9428 Ed Robson Cir.	Medina	Denton			
15	South Branch Library	3228 Teasley Ln.	Program Room	Denton			
16	Texas Woman's University – Hubbard Hall	301 Administration Dr.	Room 2238	Denton			
17	University of North Texas - Gateway Center	801 North Texas Blvd.	Room 52	Denton			
18	Denton County Southwest Courthouse	6200 Canyon Falls Dr.	Community Room	Flower Mound			
19	Flower Mound Community Activity Center	1200 Gerault Rd.	Chill Zone	Flower Mound			
20	Flower Mound Public Library	3030 Broadmoor Ln.	Program Room	Flower Mound			
21	Flower Mound Senior Center	2701 W. Windsor Dr.	Ballroom C	Flower Mound			
22	Frisco Fire Station #4	4485 Cotton Gin Rd.	Training Room	Frisco			
23	Frisco Fire Station #6	3535 Eldorado Pkwy.	Training Room	Frisco			
24	Frisco Fire Station #7	330 W. Stonebrook Pkwy.	Training Room	Frisco			

	Location	Address	Room	City
25	Frisco Government Center	5533 FM 423	Community Room	Frisco
26	Hickory Creek Town Hall	1075 Ronald Reagan Ave.	Room 115 & Citizens on Patrol Room	Hickory Creek
27	Highland Village Municipal Complex	1000 Highland Village Rd.	Police Training Room	Highland Village
28	Justin Municipal Complex	415 N. College Ave.	City Council Chambers	Justin
29	Northwest ISD Administration Building	2001 Texan Dr.	Curriculum Design Center	Justin
30	Krum ISD Administration Building	1200 Bobcat Blvd.	Boardroom	Krum
31	Lake Dallas City Hall	212 Main St.	Community Room	Lake Dallas
32	Lakewood Village Town Hall	100 Highridge Dr.	Council Chambers	Lakewood Village
33	Castle Hills North Community Center	201 Anna Ave.	Clubhouse at Anna	Lewisville
34	Lewisville Municipal Annex	1197 W. Main St.	Community Room	Lewisville
35	Macedonia Ministries	702 S. Mill St.	Fellowship Hall	Lewisville
36	Thrive Multigenerational Center	1950 S. Valley Pkwy.	Dogwood 3	Lewisville
37	Little Elm Community Center	107 Hardwicke Ln.	Community Room	Little Elm
38	Paloma Creek HOA -- Creekside Clubhouse	900 Villa Paloma Blvd.	Main Clubhouse	Little Elm
39	Little Elm ISD Administration Building	400 Lobo Ln.	Competition Gym	Little Elm
40	Northlake Town Hall	1500 Commons Cir., Ste. 300	Council Chamber & Conference Room	Northlake
41	Oak Point City Hall	100-B Naylor Rd.	Community Room	Oak Point
42	Pilot Point Senior Center	310 S. Washington St.	Room #1	Pilot Point
43	Ponder Town Hall	102 W. Bailey St.	Council Chambers	Ponder
44	Roanoke Public Library	308 S. Walnut St.	Meeting Rooms A & B	Roanoke
45	Sanger Community Center	101 Freese Dr.	Community Center Room	Sanger
46	Shady Shores Community Center	101 S. Shady Shores Rd.	Council Chambers	Shady Shores
47	Fairfield and Suites by Marriott in Dallas Plano/The Colony	5909 Stone Creek Dr.	Stone Creek & Crescent Room	The Colony
48	The Colony Annex Building	6804 Main St.	Annex Building	The Colony
49	Trophy Club MUD No. 1 Building	100 Municipal Dr.	Boardroom	Trophy Club

Exhibit B

Early Voting Polling Locations, Dates and Hours

ELECTION DAY POLLING LOCATIONS

Tuesday, November 7, 2023 – Polls are open from 7:00 a.m. to 7:00 p.m.

Precinct (Precinto)	Location (Lugar)	Address (Dirección)	City (City)	Room (Sala)
1026	Frisco Fire Station #7	330 W Stonebrook Pkwy	Frisco	Training Room
1027, 1028 and 1029	Hackberry City Hall	119 Maxwell Rd	Hackberry	Lobby
1031 and 1034	New Life Community Church	25631 Smotherman Rd	Frisco	Gymnasium
1035	Cesar E Chaves Elementary School	2600 Hart Rd	Little Elm	Gymnasium
1041	Robertson Elementary School	2501 Woodlake Pkwy	Little Elm	Library
1042	Little Elm High School	1900 Walker Ln	Little Elm	LEHS Library
1043	Miller Elementary School	300 Cypress Hill Dr	Little Elm	Gymnasium
1044	Oak Grove United Methodist Church	4725 FM 720 W	Aubrey	Fellowship Hall
1045	Oak Point City Hall	100-B Naylor Rd	Oak Point	Community Room
1046	Lakewood Village Town Hall	100 Highridge Dr	Lakewood Village	Council Chambers
2075	Living Word Baptist Church	2315 Oak Grove Pkwy	Little Elm	Fellowship Hall
2076	Little Elm Community Center	107 Hardwicke Ln	Little Elm	Community Room
2077 and 2078	Hackberry Elementary School	7200 Snug Harbor Cir	Frisco	Teacher's Lounge
2079	Prestwick Stem Elementary School	3101 Stonefield	The Colony	D119
2080	Frisco Government Center	5533 FM 423	Frisco	Community Room

\* Subject to change. To verify, please go to the Denton County Elections Administrator website, <https://www.votedenton.gov/upcoming-election-information/>