

CITY COUNCIL AGENDA

CITY COUNCIL CHAMBERS . 11465 WEST CIVIC CENTER DRIVE . AVONDALE, AZ 85323

SPECIAL MEETING
January 29, 2007
5:30 PM

CALL TO ORDER BY MAYOR ROGERS
PLEDGE OF ALLEGIANCE
MOMENT OF REFLECTION

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 UNSCHEDULED PUBLIC APPEARANCES

(Limit three minutes per person. Please state your name.)

3 RESOLUTION ORDERING AND CALLING A SPECIAL BOND AUTHORIZATION ELECTION TO BE HELD ON MAY 15, 2007.

The Council will consider a resolution ordering and calling a special bond authorization election to be held on May 15, 2007. The Council will take appropriate action.

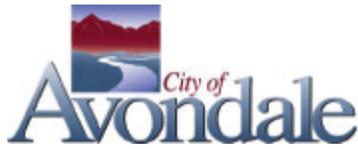
4 ADJOURNMENT

Respectfully submitted,

A handwritten signature in cursive script that reads "Linda M Farris".

Linda Farris, CMC
City Clerk

Any individual with a qualified disability may request a reasonable accommodation by contacting the City Clerk at 623-333-1200 at least 48 hours prior to the council meeting.



CITY COUNCIL REPORT

SUBJECT:

Resolution ordering and calling a special bond authorization election to be held on May 15, 2007.

MEETING DATE:

January 29, 2007

TO: Mayor and Council

FROM: Kevin Artz, Finance and Budget Director - 333-2011

THROUGH: Charlie McClendon, City Manager

PURPOSE:

To request that Council adopt a resolution ordering and calling a special bond authorization election to be held on May 15, 2007.

BACKGROUND:

General obligation bonds are typically issued to finance capital improvements benefiting the City as a whole. These obligations are secured by a tax levy on all of the taxable property within the City (secondary property taxes). Arizona Revised Statutes, Section 35-452 requires the City to obtain approval from the voters to issue general obligation bonds.

The last bond election was held on September 8, 1998, and the City asked the voters to approve a \$35.5M bond program in the following categories:

Water and Sewer Improvements	\$15.0M
Street and Highway Improvements	\$10.3M
Park and Recreation Improvements	\$4.5M
Public Safety Facilities	\$3.2M
Library Facilities	\$2.5M

All of the categories were approved by the voters except the parks and recreation improvements. The City has some authorization for water and sewer improvements available from the 1998 election; however, the rest of the 1998 bond authorization (streets, public safety and library) has been exhausted.

The fiscal year 2007-11 capital improvement plan (CIP) which was approved by the Citizens CIP Committee in February of 2006 and by Council in June of 2006, provided for the issuance of general obligation bonds in order to fund a portion of the capital improvement plan. General obligation bonds were programmed in the street, police and parkland funds.

In updating the fiscal year 2008-12 capital improvement plan, and based on the proposed funding plan for the water reclamation facility that was presented to Council November 6, 2006, staff determined that it was necessary to reprogram the bond proceeds from the Police fund to the Wastewater fund. In addition, staff has determined that additional general obligation bonds (approximately \$35M) may be issued in the fifth year of the plan to finance additional needs that have been identified, without an increase in the property tax rate. Staff has also presented revenue options to Council on several occasions in the past year, and has discussed the City's ability to issue additional general obligation bonds within the City's existing property tax rate structure, once a bond election has been approved.

Staff will be meeting with the Citizens CIP Committee in the next month to review the proposed CIP and the need for the bond election.

DISCUSSION:

Over the past 6 years, the City has maintained a level property tax rate structure. The current combined tax rate is \$1.1692 (approximately \$.44 for primary and \$.73 for secondary) per \$100 of assessed valuation. Based on staff’s analysis, the City will be able to issue approximately \$67M in general obligation bonds over the next five years and still maintain the existing combined property tax rate (see attachment A for detailed analysis).

The detailed analysis demonstrates that the City can issue debt of approximately \$33M in 2009 and \$34M in 2012 under the existing property tax rate structure. There are three main variables that determine the City’s ability to issue additional debt: the property tax rate, the assessed valuation, and the existing payment schedule. Staff has maintained the existing tax rate (\$.73) in the analysis, and the existing payment schedules are fixed; therefore, the increasing assessed valuation in the City is the variable that is allowing the City to issue additional general obligation bonds. The following table details the City’s secondary assessed valuation (and growth of 147%) over the past five years:

2001-02	\$156,198,776
2002-03	\$212,252,060
2003-04	\$265,228,109
2004-05	\$322,675,785
2005-06	\$386,790,640

As a result of the growth in the City’s assessed valuation, (which is a result of new construction and appreciation of existing property), the City has the ability to finance additional capital projects that will benefit the entire City through additional general obligation bonds.

The proposed 2008-12 capital improvement plan identifies general obligation bond issues of \$33M in FY 2009 and \$34M in FY 2012. The following table lists the fund group and specific projects that are proposed to be funded with general obligation bonds:

Streets	Dysart road- Lower Buckeye to Harrison
	Dysart Road mill/overlay Van Buren to Riley
	4 th Street – Lower Buckeye to Western Recon.
	Avondale Blvd. – McDowell to Thomas
	Indian School/El Mirage intersection improvements
	Neighborhood traffic calming structures
	City – wide traffic signals
Parks and recreation	Encanto community center
	Festival fields Phase II
Public Safety	Expansion of police station
	Expansion of court facilities
	New fire station
General Government	Expansion of Civic Center

Water and wastewater	Wastewater treatment plant expansion

BUDGETARY IMPACT:

Based on Staff's detailed analysis, the City can issue approximately \$64M of general obligation bonds over the next five years, within the existing tax rate. If the bond election is not successful, the CIP would have to be reevaluated, projects would have to be postponed and/or additional revenue sources identified.

RECOMENDATION:

Staff recommends that the Mayor and City Council adopt a resolution ordering and calling a special bond authorization election to be held on May 15, 2007.

ATTACHMENTS:

Click to download

 [Attachment A](#)

 [Resolution 2622-207](#)

RESOLUTION NO. 2622-107

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, ORDERING AND CALLING A SPECIAL BOND AUTHORIZATION ELECTION TO BE HELD ON MAY 15, 2007, IN AND FOR THE CITY OF AVONDALE, ARIZONA, TO SUBMIT TO THE QUALIFIED ELECTORS THEREOF QUESTIONS WITH RESPECT TO THE SALE AND ISSUANCE OF VARIOUS PURPOSE BONDS OF THE CITY OF AVONDALE.

WHEREAS, the Council of the City of Avondale, Arizona (the "City Council"), hereby find and determine that the capital needs of the City of Avondale (the "City") relating to water and wastewater system improvements; street and highway improvements; parks and recreational facilities; public safety facilities and civic center expansion can be best financed through the sale and issuance and sale of bonds of the City; and

WHEREAS, ARIZ. REV. STAT. § 9-522, as amended, provides that the City may issue its bonds to finance the cost to, among other things, improve, reconstruct and extend a utility undertaking or part thereof and pledge to the payment of such bonds an amount of the revenue of the utility undertaking, including improvements or extensions thereafter constructed or acquired, sufficient to pay the bonds as they become due and that questions on such bond issues be submitted to the qualified electors of the City; and

WHEREAS, pursuant to ARIZ. REV. STAT. § 35-452, as amended, the City Council must order an election to determine whether such future capital needs of the City can be financed best through the issuance and sale of bonds of the City, the debt service with respect to which shall be paid through the levy of secondary, *ad valorem* property taxes levied upon all taxable property in the City; and

WHEREAS, ARIZ. REV. STAT. § 48-682, as amended, provides that when the City Council determine to borrow money providing for the re-payment thereof from moneys to be derived from taxes, fees, charges and other monies collected by the State of Arizona and returned to the City for street and highway purposes pursuant to law, the question of issuing bonds therefor shall be submitted to the qualified electors of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVONDALE, as follows:

SECTION 1. That a special bond authorization election of the qualified electors of the City be called for the purposes described herein and the same is hereby ordered and called to be held on May 15, 2007 (hereinafter referred to as the “Election”), a day not less than thirty (30), nor more than one hundred fifty (150), days from the date of the adoption of this Resolution, at which there shall be submitted to the qualified electors of the City the questions of issuing and selling bonds of the City in the aggregate principal amounts and for the purposes set forth in the hereinafter described Official Ballot.

SECTION 2. That (A) the Election shall be called and notice thereof given by (i) posting a copy of the order and call and notice of Special Bond Election (hereinafter referred to as the “Order and Call”) in five (5) conspicuous places in the City not less than fifteen (15), nor more than thirty (30), days prior to the date of the Election; (ii) by publishing the Order and Call at least once, not less than fifteen (15) nor more than thirty (30) days, prior to the date of the Election in the West Valley View, a newspaper published in Maricopa County, Arizona, and of general circulation in the City and (iii) mailing an informational pamphlet (hereinafter referred to as the “Informational Pamphlet”) containing the information required by ARIZ. REV. STAT. § 35-454, as amended, and a sample of the Official Ballot to the residence of each household which includes a registered voter within the City not less than thirty-five (35) days before the date of the Election; and (B) the Clerk of the City is hereby authorized and directed to cause the Order and Call to be so published and posted, and the Informational Pamphlet to be prepared and so mailed, in each case according to law and the provisions of this Resolution under the circumstances described herein in the forms she deems acceptable. The Clerk of the City is hereby authorized and directed to submit, within thirty (30) days after the date of the Election, a copy of the Informational Pamphlet to the Arizona Department of Revenue.

SECTION 3. That the Order and Call shall be in substantially the form hereto attached and marked Exhibit A.

SECTION 4. That the official ballot for the Election (hereinafter referred to as the “Official Ballot”) shall be in substantially the form hereto attached and marked Exhibit B.

SECTION 5. That the polling places and the time the polls will be opened and closed shall be as provided in the Order and Call. The City Council hereby (A) establish the election precincts indicated therein (which, except as otherwise provided for in prior elections by the establishment of the precincts indicated therein which are hereby ratified, have the same boundaries as the County election precincts as provided in ARIZ. REV. STAT. § 16-411, as amended); (B) designate each polling place in each precinct indicated therein; (C) approve the consolidation of any precincts indicated as such therein and by such indication deem such consolidation as necessary for purposes of the Election and (D) with respect to any polling place for a precinct designated within an adjacent precinct as indicated therein, find that no suitable polling place is available within such precinct.

SECTION 6. That absentee/early voting shall be permitted in accordance with the provisions of Title 16, Chapter 4, Article 8, Arizona Revised Statutes, as amended, and that absentee/early voting information may be obtained as described in the Order and Call.

SECTION 7. That (A) the Clerk of the City is hereby authorized and directed to have printed and, if appropriate, delivered to the election officers at said polling places, to be by them furnished to the qualified electors of the City offering to vote at the Election, the appropriate version of the Official Ballot; and (B) in order to comply with the Voting Rights Act of 1965, as amended, the following items pertaining to the Election shall be translated into Spanish and mailed, distributed, posted, published and recorded in each instance where mailing, distributing, posting, publication and recording of such proceedings are required, to-wit: Informational Pamphlet, Order and Call, Official Ballot, absentee/early voting materials and instructions at the polling places.

SECTION 8. That (A) the Election shall be held, conducted and canvassed in conformity with the provisions of the general election laws of the State of Arizona, except as otherwise provided by law, and only such persons shall be permitted to vote at the Election who are qualified electors of the City; (B) the Election may be conducted using either electromechanical or electronic vote recording and ballot counting equipment or paper ballots, as shall be determined to be in the best interests of the City by the Clerk of the City; (C) the Clerk of the City is authorized and directed, if necessary, to enter into a contract with the County Recorder of Maricopa County, Arizona (hereinafter referred to as the “County”), to obtain precinct registers for the Election and, if necessary, to enter into an agreement with the Elections Department of the County to conduct the Election for the City; (D) all expenditures as may be necessary to order, notice, hold and administer the Election are hereby authorized, which expenditures shall be paid from current operating funds of the City; and (E) the Clerk of the City is hereby further authorized to take all other necessary action to facilitate the Election.

SECTION 9. That (A) the returns from the Election shall be made to the City Council within seven (7) days from the twelfth (12th) day after the date of the Election and shall be canvassed and the results thereof certified by the City Council within seven (7) days from the twelfth (12th) day after the date of the Election, as provided by law; and (B) the City Council shall file and record in the office of the County Recorder of the County a certificate disclosing with respect to the Election the purpose of the Election, the total number of votes cast and the total number of votes for and against creating the indebtedness and stating whether or not the indebtedness is ordered in each case.

[SIGNATURES ON FOLLOWING PAGE]

PASSED AND ADOPTED by the Council of the City of Avondale, January 29, 2007.

Marie Lopez-Rogers, Mayor

ATTEST:

Linda M. Farris, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney

EXHIBIT A

FORM OF ORDER AND CALL

ORDER AND CALL AND NOTICE OF SPECIAL BOND ELECTION

TO THE QUALIFIED ELECTORS OF THE CITY OF AVONDALE, ARIZONA (THE "CITY"):

A special bond authorization election will be held on May 15, 2007, at the following precincts' polling places:

<u>Poll</u>	<u>Precinct(s)</u>	<u>Polling Place</u>
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which will open at 6:00 a.m. and close at 7:00 p.m. Anyone who is either physically or visually impaired or who is unable to read or understand the contents of the ballot may be accompanied into the voting booth by a person of the voter's choice for the purpose of assisting the voter in casting the voter's ballot. All qualified voters who are in the line of waiting voters by 7:00 p.m. shall be allowed to prepare and cast their ballot.

The purpose of the special bond authorization election is to permit the qualified electors of the City to vote on the following questions:

QUESTION NO. 1

PURPOSE: WATER AND WASTEWATER SYSTEM IMPROVEMENTS
AMOUNT: \$5,000,000

Shall the City of Avondale, Arizona (the “City”), be authorized to incur indebtedness by the issuance of bonds of the City in the principal amount of \$5,000,000 for the purpose of providing funds to improve, better and extend the existing water and wastewater system of the City, both within and without the City limits, to acquire land and rights-of-way for such system, whether within or without the limits of the City, by purchase, exercise of the power of eminent domain or any other method of acquisition, to acquire, construct and improve transmission lines and facilities, to remove and replace the existing facilities, to conduct studies for such system, to design, construct and equip additional treatment and production facilities, to acquire any other property of any kind for such system and to pay all expenses incidental to any of the foregoing and to the sale and issuance of such bonds; such bonds, or any series thereof, to be issued at the option of the Council of the City as general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, or as water and/or sewer system revenue bonds, payable solely from the revenues of the water and/or sewer systems of the City, or as tax-secured water and/or sewer revenue bonds, payable from the revenues of the water and/or sewer systems of the City, and if such revenues prove insufficient, from *ad valorem* taxes levied upon all of the taxable property in the City and to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at a rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds, unless the governing body provides for payment from other sources.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 2

PURPOSE: STREET AND HIGHWAY IMPROVEMENTS
AMOUNT: \$20,000,000

Shall the City of Avondale, Arizona (the “City”), be authorized to incur indebtedness by the issuance of bonds of the City in the principal amount of \$20,000,000 for the purpose of providing funds to improve, construct, re-construct, maintain and provide appurtenances for streets, highways and bridges within the City, to acquire, construct and install street lights, traffic signals, traffic safety improvement devices, drainage improvements, retention basins, landscaping and necessary equipment and appurtenances therefor, to acquire land and interests in land for rights-of-way therefor by purchase, exercise of the power of eminent domain or any other method of acquisition and to pay all expenses incidental thereto and to the sale and

issuance of such bonds; such bonds, or any series thereof, to be issued at the option of the Council of the City as general obligation bonds of the City, payable from *ad valorem* taxes levied upon all taxable property in the City, or as street and highway user revenue bonds payable as to principal and interest solely from taxes, fees, charges and other moneys collected by the State of Arizona and returned to the City for street and highway purposes pursuant to law and to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at a rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds, unless the governing body provides for payment from other sources.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 3

PURPOSE: PARKS, COMMUNITY CENTERS AND RECREATIONAL FACILITIES
AMOUNT: \$15,000,000

Shall the City of Avondale, Arizona (the "City"), be authorized to incur indebtedness by the issuance of general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, in the principal amount of \$15,000,000 for the purpose of providing funds to design, construct, improve, equip and furnish existing and additional parks and recreational facilities, to acquire land for parks, community centers and recreational facilities by purchase, exercise of the power of eminent domain or any other method by acquisition, and to pay all expenses incidental thereto and to the sale and issuance of such bonds; such bonds to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at a rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 4

PURPOSE: PUBLIC SAFETY FACILITIES
AMOUNT: \$13,000,000

Shall the City of Avondale, Arizona (the “City”), be authorized to incur indebtedness by the issuance of general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, in the principal amount of \$13,000,000 for the purpose of providing funds to design, construct, equip, furnish and provide necessary appurtenances for courts, police, fire and other public safety facilities, to acquire land therefor by purchase, exercise of the power of eminent domain or any other method of acquisition, and to pay all expenses incidental thereto and to the sale and issuance of such bonds; such bonds to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 5

PURPOSE: CIVIC CENTER EXPANSION
AMOUNT: \$17,000,000

Shall the City of Avondale, Arizona (the “City”), be authorized to incur indebtedness by the issuance of general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, in the principal amount of \$17,000,000 for the purpose of providing funds to design, construct, equip, furnish and provide necessary appurtenances for expansion of the civic center of the City, to acquire land therefor by purchase, exercise of the power of eminent domain or any other method of acquisition, and to pay all expenses incidental thereto and to the sale and issuance of such bonds; such bonds to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds.

FOR THE BONDS:

AGAINST THE BONDS:

The special bond authorization election was called pursuant to a resolution of the City Council adopted on January 29, 2007, and is the subject of a voter information pamphlet to be mailed not less than thirty-five (35) days before the election to every household in the City that contains a registered voter. Both are available from the Clerk of the City and the content thereof are incorporated herein by this reference.

[Insert eligibility/voter instruction information.]

CITY OF AVONDALE, ARIZONA

Marie Lopez-Rogers, Mayor

ATTEST:

Linda M. Farris, City Clerk

EXHIBIT B

FORM OF OFFICIAL BALLOT

OFFICIAL BALLOT

FOR SPECIAL BOND AUTHORIZATION ELECTION TO BE HELD IN THE
CITY OF AVONDALE, ARIZONA, ON MAY 15, 2007

QUESTION NO. 1

PURPOSE: WATER AND WASTEWATER SYSTEM IMPROVEMENTS
AMOUNT: \$5,000,000

Shall the City of Avondale, Arizona (the "City"), be authorized to incur indebtedness by the issuance of bonds of the City in the principal amount of \$5,000,000 for the purpose of providing funds to improve, better and extend the existing water and wastewater system of the City, both within and without the City limits, to acquire land and rights-of-way for such system, whether within or without the limits of the City, by purchase, exercise of the power of eminent domain or any other method of acquisition, to acquire, construct and improve transmission lines and facilities, to remove and replace the existing facilities, to conduct studies for such system, to design, construct and equip additional treatment and production facilities, to acquire any other property of any kind for such system and to pay all expenses incidental to any of the foregoing and to the sale and issuance of such bonds; such bonds, or any series thereof, to be issued at the option of the Council of the City as general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, or as water and/or sewer system revenue bonds, payable solely from the revenues of the water and/or sewer systems of the City, or as tax-secured water and/or sewer revenue bonds, payable from the revenues of the water and/or sewer systems of the City, and if such revenues prove insufficient, from *ad valorem* taxes levied upon all of the taxable property in the City and to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at a rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds, unless the governing body provides for payment from other sources.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 2

PURPOSE: STREET AND HIGHWAY IMPROVEMENTS
AMOUNT: \$20,000,000

Shall the City of Avondale, Arizona (the "City"), be authorized to incur indebtedness by the issuance of bonds of the City in the principal amount of \$20,000,000 for the purpose of providing funds to improve, construct, re-construct, maintain and provide appurtenances for streets, highways and bridges within the City, to acquire, construct and install street lights, traffic signals, traffic safety improvement devices, drainage improvements, retention basins, landscaping and necessary equipment and appurtenances therefor, to acquire land and interests in land for rights-of-way therefor by purchase, exercise of the power of eminent domain or any other method of acquisition and to pay all expenses incidental thereto and to the sale and issuance of such bonds; such bonds, or any series thereof, to be issued at the option of the Council of the City as general obligation bonds of the City, payable from *ad valorem* taxes levied upon all taxable property in the City, or as street and highway user revenue bonds payable as to principal and interest solely from taxes, fees, charges and other moneys collected by the State of Arizona and returned to the City for street and highway purposes pursuant to law and to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at a rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds, unless the governing body provides for payment from other sources.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 3

PURPOSE: PARKS, COMMUNITY CENTERS AND RECREATIONAL FACILITIES
AMOUNT: \$15,000,000

Shall the City of Avondale, Arizona (the "City"), be authorized to incur indebtedness by the issuance of general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, in the principal amount of \$15,000,000 for the purpose of providing funds to design, construct, improve, equip and furnish existing and additional parks and recreational facilities, to acquire land for parks, community centers and recreational facilities by purchase, exercise of the power of eminent domain or any other method by acquisition, and to pay all expenses incidental thereto and to the sale and issuance of such bonds; such bonds to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at a rate or rates not to exceed 12% per annum, payable

semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 4

PURPOSE: PUBLIC SAFETY FACILITIES
AMOUNT: \$13,000,000

Shall the City of Avondale, Arizona (the “City”), be authorized to incur indebtedness by the issuance of general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, in the principal amount of \$13,000,000 for the purpose of providing funds to design, construct, equip, furnish and provide necessary appurtenances for courts, police, fire and other public safety facilities, to acquire land therefor by purchase, exercise of the power of eminent domain or any other method of acquisition, and to pay all expenses incidental thereto and to the sale and issuance of such bonds; such bonds to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds.

FOR THE BONDS:

AGAINST THE BONDS:

QUESTION NO. 5

PURPOSE: CIVIC CENTER EXPANSION
AMOUNT: \$17,000,000

Shall the City of Avondale, Arizona (the “City”), be authorized to incur indebtedness by the issuance of general obligation bonds of the City, payable from *ad valorem* taxes levied upon all of the taxable property in the City, in the principal amount of \$17,000,000 for the purpose of providing funds to design, construct, equip, furnish and provide necessary appurtenances for expansion of the civic center of the City, to acquire land therefor by purchase, exercise of the power of eminent domain or any other method of acquisition, and to pay all expenses incidental

thereto and to the sale and issuance of such bonds; such bonds to be in the denomination of \$5,000 each or whole multiples thereof, to mature not more than 30 years from their date and to bear interest at rate or rates not to exceed 12% per annum, payable semiannually; provided that each bond may be evidenced by one instrument or a succession of instruments and the interest thereon may be payable more frequently, and at a variable rate or rates, none of which shall exceed 12% per annum?

The issuance of these bonds will result in an annual levy of property taxes sufficient to pay the debt on the bonds.

FOR THE BONDS:

AGAINST THE BONDS:

CERTIFICATION

I hereby certify that the foregoing Resolution No. 2622-201 was duly passed and adopted by the Council of the City of Avondale, Arizona, at a special meeting held on January 29, 2007, that the vote thereon was ____ ayes, _____ nays, and that the Mayor and _____ Council members were present thereat.

Linda M. Farris, City Clerk