

RESOLUTION NO. A-_____

1 **WHEREAS**, in order to fund necessary improvements to the park and recreational facilities of
2 The City of Lincoln, Nebraska (the “**City**”), it is necessary to issue general obligation bonds and to levy a
3 tax for the payment thereof; and

4 **WHEREAS**, it is in the best interests of the City to present the question of the issuance of such
5 bonds and the levying of a tax to pay the same to the electors of the City at a special election held by the
6 City in conjunction with the statewide primary election on Tuesday, May 9, 2006.

7 **NOW, THEREFORE, BE IT RESOLVED** by the City Council (the “**Council**”) of the City as
8 follows:

9 **Section 1.** The Council hereby finds and determines that:

10 a. In order to adequately and efficiently carry out its responsibilities and obligations
11 in the operation of the Parks and Recreation Department of the City, it is
12 necessary, desirable, advisable and in the best interests of the City to acquire title
13 or other interest in approximately 130 acres of land for a linear park along the
14 north side of the south beltway to the City.

15 b. The estimated cost to the City of acquiring such interests in land will be not less
16 than \$2,700,000, and in order to finance the cost thereof, it will be necessary for
17 the City to issue its general obligation bonds in an aggregate principal amount
18 not to exceed \$2,700,000, such bonds to be dated at the time of their issuance,
19 and to become due and payable on such dates, bear interest at such rates, and
20 have such other terms as may be fixed by the City at the time of their issuance.

21 c. It will be necessary to cause to be levied and collected annually a tax in addition
22 to all other taxes upon the taxable property in the City sufficient to pay the
23 principal and interest accruing on such general obligation bonds as the same
24 become due.

1 d. Pursuant to Article IX, Section 40 of the Charter of the City, it is necessary to
2 present the question of the issuance of such general obligation bonds and the
3 levying of a tax to pay the same to the duly qualified electors of the City at a
4 special election to be held by the City in conjunction with the statewide primary
5 election on Tuesday, May 9, 2006.

6 **Section 2.** The following proposition shall be submitted to the qualified electors of the City
7 at the statewide primary election to be held on Tuesday, May 9, 2006.

8 (FORM OF BALLOT)

9 **PARKS AND RECREATION BOND ISSUE**

10 **STATE OF NEBRASKA**
11 **THE CITY OF LINCOLN**
12 **OFFICIAL BALLOT**
13 **SPECIAL ELECTION – TUESDAY, MAY 9, 2006.**
14 **GENERAL OBLIGATION BONDS**

15 “SHALL THE CITY OF LINCOLN, NEBRASKA, ISSUE ITS GENERAL
16 OBLIGATION BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO
17 EXCEED \$2,700,000 FOR THE PURPOSE OF PAYING COSTS INCIDENT TO
18 ACQUIRING TITLE OR OTHER APPROPRIATE INTERESTS IN
19 APPROXIMATELY 130 ACRES OF LAND FOR A LINEAR PARK ALONG THE
20 NORTH SIDE OF THE SOUTH BELTWAY TO THE CITY; SUCH BONDS TO BE
21 DATED AT THE TIME OF THEIR ISSUANCE AND TO BECOME DUE AND
22 PAYABLE ON SUCH DATES, BEAR INTEREST AT SUCH RATES, AND HAVE
23 SUCH OTHER TERMS AS MAY BE FIXED BY THE CITY AT THE TIME OF
24 THEIR ISSUANCE; AND

25 “SHALL THE CITY CAUSE TO BE LEVIED AND COLLECTED ANNUALLY A
26 TAX IN ADDITION TO ALL OTHER TAXES UPON THE TAXABLE PROPERTY
27 IN THE CITY SUFFICIENT IN RATE AND AMOUNT TO PAY THE PRINCIPAL OF
28 AND INTEREST ON SAID BONDS AS THE SAME BECOME DUE AND
29 PAYABLE?”

30 VOTE FOR or AGAINST

31

FOR said General Obligation Bonds and Tax Levy.

32

AGAINST said General Obligation Bonds and Tax Levy.

33 Voters desiring to vote in favor of the proposition shall mark in the square opposite the
34 words “FOR said General Obligation Bonds and Tax Levy.” Voters desiring to vote
35 against the proposition shall mark in the square opposite the words “AGAINST said
36 General Obligation Bonds and Tax Levy.”

1 **Section 3.** The Clerk shall cause notice of such election to be given as provided by Article
2 III, Section 1 of the Charter of the City. The Mayor shall be and hereby is directed to proclaim and give
3 notice that at a special election to be held in the City in conjunction with the statewide primary election
4 on Tuesday, May 9, 2006, there will be submitted to the qualified electors of the City, for adoption or
5 rejection, the proposition set forth in **Section 2** hereof, and the Clerk is further directed to publish said
6 proclamation as provided by law.

7 **Section 4.** Such special election will be held in each election district within the City and at
8 the polling places designated by the Election Commissioner of Lancaster County, Nebraska (the
9 **“Election Commissioner”**).

10 **Section 5.** The Clerk is further directed to notify the Election Commissioner of such special
11 election and the proposition set forth in **Section 2** hereof, and to procure the necessary ballots and make
12 all other necessary arrangements for the same.

13 **Section 6.** The polling places for such special election shall be open from 8:00 a.m. to 8:00
14 p.m. on Tuesday, May 9, 2006, and a copy of the proposition to be submitted shall be posted at each place
15 of voting during the hours said polls are open.

16 **Section 7.** Such special election shall be conducted in accordance with the Charter of the
17 City and the laws of the State of Nebraska applicable to such elections for cities of the primary class, and
18 the ballots shall be counted, the returns made, and the results canvassed as provided for by law, and all
19 such steps shall be taken as are provided by law in the ascertainment of the results of said election.

INTRODUCED BY:

PASSED: _____, 2006

ABSENT OR NOT VOTING:

AYES: _____

Approved as to Form:

NAYES: _____

CONFLICT OF INTEREST:

City Attorney

Bond Counsel

APPROVED _____, 2006

Mayor