

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

AN ORDINANCE

**AUTHORIZING THE CREATION AND DESIGNATION OF THE
HALIBURTON INDUSTRIAL DISTRICT; AUTHORIZING A SIXTEEN
(16) YEAR INDUSTRIAL DISTRICT AGREEMENT WITH TEN (10)
YEARS OF NON-ANNEXATION; APPROVING AN ASSOCIATED
BASIC FIRE SERVICE AGREEMENT WITH HALIBURTON.**

* * * * *

WHEREAS, Texas Local Government Code §42.044 provides for a governing body of a municipality to designate any part of its extraterritorial jurisdiction as an industrial district and allows the governing body to treat the designated area in a manner considered by the governing body to be in the best interests of the municipality; and

WHEREAS, the statute also provides for the governing body to make written contracts with the owners of land in the industrial district to guarantee the continuation of the extraterritorial status of the district and its immunity from annexation by the municipality for a period not to exceed fifteen (15) years; and

WHEREAS, Haliburton (“Haliburton”) is the fee-simple owner of a portion of real property which is located at 4526 S. Loop 1604, San Antonio, Texas 78112 (the “Property”), and is more particularly described in Exhibit A; and

WHEREAS, Haliburton is engaging in an economic development project consisting of the operation of an oil and gas refinery facility with the retention of at least 500 full-time jobs to be associated with the Property; and

WHEREAS, Haliburton has petitioned the City to designate the Property as an industrial district under Tx.Loc.Govt.Cde. §42.044 and has requested a ten (10) year non-annexation agreement; and

WHEREAS, the City Council finds that it is in the best interest of the municipality to designate the Property as an industrial district and to enter into a non-annexation agreement; and

WHEREAS, Haliburton has also requested to enter into a Basic Fire Protection Agreement with the City for the provision of fire service on the Property; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Council designates the Property located at 4526 S. Loop 1604, San Antonio, Texas 78112 (as further described in Exhibit A) as the Haliburton Industrial District in accordance with Texas Local Government Code §42.044.

SECTION 2. The execution of an Industrial District Non-Annexation Agreement (Exhibit B) and Basic Fire Service Agreement (Exhibit C) (the “Agreements”) between the City and Haliburton is hereby approved. The City Manager or her designee is authorized to execute the Agreements in accordance with this Ordinance. Copies of the Agreements in substantially final form are attached and made a part of this Ordinance.

SECTION 3. Funds generated by this Ordinance will be deposited into Fund 11001000, Internal Order 2200000000011 and General Ledger 4404141.

SECTION 4. *RESERVED FOR FINANCE.*

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer (CFO), City of San Antonio. The CFO may, subject to concurrence by the City Manager or the City Manager’s designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall be effective on and after the tenth (10th) day after passage hereof.

PASSED AND APPROVED this ____ day of November, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

City Attorney