

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

AN ORDINANCE

ORDERING A GENERAL OBLIGATION BOND ELECTION TO BE HELD ON THE 6TH DAY OF MAY 2017, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS ON A PROPOSED BOND ISSUE FOR STREETS, BRIDGES, AND SIDEWALKS IMPROVEMENTS; DRAINAGE AND FLOOD CONTROL IMPROVEMENTS; PARKS, RECREATION, AND OPEN SPACE IMPROVEMENTS; LIBRARY AND CULTURAL FACILITIES IMPROVEMENTS; PUBLIC SAFETY FACILITIES IMPROVEMENTS; AND NEIGHBORHOOD IMPROVEMENTS; SPECIFYING THAT SAID ELECTION SHALL BE HELD JOINTLY WITH OTHER PARTICIPATING LOCAL POLITICAL SUBDIVISIONS WITHIN BEXAR COUNTY; MAKING PROVISION FOR THE HOLDING OF THIS ELECTION; AND PROVIDING FOR AN EFFECTIVE DATE.

* * * * *

WHEREAS, the City Council (the *Council*) of the City of San Antonio, Texas (the *City*) wishes to order an election to be held on May 6, 2017 (the *Election*) to determine whether the Council shall be authorized to issue general obligation bonds of the City in the amounts and for the purposes hereinafter identified; and

WHEREAS, the City will contract with the Elections Administrator (the *Administrator*) of Bexar County, Texas (the *County*) to conduct the Election on the City's behalf; and

WHEREAS, the governing bodies of numerous other local political subdivisions situated in the County also intend to order elections to be held on May 6, 2017 and for such elections to be also conducted on their behalf by the Administrator (such other political subdivisions, the *Participants*); and

WHEREAS, the City wishes to conduct the Election jointly with the Participants, as permitted by the provisions of Section 271.002, as amended, Texas Election Code; and

WHEREAS, the Council hereby finds that the Election should be held to determine whether the Council shall be authorized to issue general obligation bonds of the City in the amounts and for the purposes hereinafter identified and that the Election should be held jointly with the Participants; **NOW THEREFORE:**

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

SECTION 1. The Election shall be held on Saturday, the 6th day of May, 2017 (the *Election Day*), which is a uniform election date under the Texas Election Code, as amended, and is not less than 78 days nor more than 90 days from the date of the adoption of this ordinance (the *Ordinance*), in accordance with the laws of Texas and the provisions of the City's Home Rule Charter (the *City Charter*), the purposes of submitting the following PROPOSITIONS to the qualified City voters in accordance with law:

STREETS, BRIDGES, AND SIDEWALKS IMPROVEMENTS PROPOSITION

PROPOSITION NO. 1

“Shall the City Council of the City of San Antonio, Texas, be authorized to issue bonds of the City in one or more series in the aggregate principal amount not to exceed \$445,263,000 for the purpose of making permanent public improvements or other public purposes, to wit: providing streets, bridges, and sidewalks improvements (as well as necessary improvements incidental thereto), relocating utilities, street lighting, technology improvements, and signage, acquiring lands and rights-of-way necessary for streets, bridges, and sidewalks, landscaping, and acquiring and installing public art related to and being a part of some or all of the foregoing with respect to:

Streets, Bridges, and Sidewalks Improvements

The Alamo (Area Streets)

Applewhite Road Intersection (from South of Watson Road, generally)

Bitters Road Intersection & Sidewalks (from Savannah Pass to Blanco Road, generally)

Broadway Street Corridor (from East Houston Street to East Hildebrand Avenue, generally)

Brooks City Base Inner Circle Road (from Louis Bauer Drive to Research Plaza, generally)

Brooks City Base South New Braunfels Avenue (from Lyster Road to Aviation Landing, generally)

Brooks City Base Stinson Corridor (from Research Plaza to South Presa Street, generally)

Bulverde Road Phase 1 (from Butterleigh Drive to North of Quiet Meadow Street, generally)

Bynum Avenue (from West Gerald Avenue to Southwest Military Drive, generally)

Camaron Street (from West Houston Street to Fox Tech High School, generally)

Commerce Street (from St. Mary’s Street to Santa Rosa Street, generally)

Commerce Street (from Frio Street to Santa Rosa Street, generally)

DeZavala Road (from I-10 Frontage Road to Lockhill Selma Road, generally)

District 1 Pedestrian Mobility & Streets

District 2 Pedestrian Mobility & Streets

District 3 Pedestrian Mobility & Streets

District 4 Pedestrian Mobility & Streets

District 5 Pedestrian Mobility & Streets

District 6 Pedestrian Mobility & Streets

District 7 Sidewalks (Benrus, Wilson, Fredericksburg, Loma Linda & Lake Boulevard)

District 9 Pedestrian Mobility & Streets

Enrique M. Barrera Parkway Phase 1 (Old Highway 90), generally)

Evans Road (from Highway 281 to Caliza Drive)

Fort Sam ISD New Roadway (from Winans Road to Rittiman Road, generally)

Fredericksburg Road (from North Flores Street to West Woodlawn Avenue, generally)

Goliad Road (from Fair Avenue to East Southcross Boulevard, generally)

Hardberger Park (bridge over Wurzbach Parkway)

Hardy Oak Boulevard and Huebner Road Extensions

Harry Wurzbach Road/Austin Highway Connectors

Heath Road/Grissom Road Intersection

Hemisfair Park Streets Phase 2

Ingram Road (from Potranco Road to Dead End, generally)

Jones Maltsberger Road/Burning Trail Intersection

Lamar Street (from Austin Street to North New Braunfels Avenue, generally)

Lone Star Boulevard (Area Streets)

Medical Center (Louis Pasteur Drive at Babcock Road Intersection)

Medical Center Phase 10 (Ewing Halsell Drive/Louis Pasteur Drive Intersection)
 Mission Road (from San Antonio River to Southeast Military Drive, generally)
 Monticello Park (Area Streets)
 North Flores Street/Fredericksburg Road Intersection (Five Points)
 North Main Avenue and Soledad Street (from Pecan Street to Navarro Street, generally)
 North New Braunfels Avenue Phase 1 (from East Houston Street to Burleson Street, generally)
 North St. Mary's Street (from East Mistletoe Avenue to West Josephine Street, generally)
 O.P. Schnabel Park Entrance & Bridge
 Probandt Street (from South Alamo Street to US Highway 90, generally)
 Prue Road Street (from Babcock Road to Laureate Drive, generally)
 Rittiman Road (from I-35 to Castle Cross Drive, generally)
 Roosevelt Avenue (from I-10 to South St. Mary's Street, generally)
 Roosevelt Avenue (from US Highway 90 to Southeast Loop 410, generally)
 San Saba Street (from Nueva Street to Martin Street, generally)
 Santa Rosa Street (from César E. Chávez Boulevard to Martin Street, generally)
 South Alamo Street (from Market Street to César E. Chávez Boulevard, generally)
 South Presa Street (from Southeast Military Drive to Southcross Boulevard, generally)
 South Zarzamora Street/Applewhite Road Intersection
 South Zarzamora Street Overpass at Union Pacific Railroad/Frio City Road
 Southcross Boulevard (from I-37 to I-35, generally)
 Thomas Jefferson High School (Area Streets)
 Thousand Oaks Drive (from Wetmore Road to Perrin Beitel Road, generally)
 West Commerce Street (from Frio Street to Colorado Street, generally)
 West Military Drive & Ingram Road Connectors, generally
 World Heritage Trail Signage & Wayfinding
 Wurzbach Road (Northwest Military Highway to Fredericksburg Road)
 1604/Bulverde Road Turnarounds

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion use any excess funds for constructing other streets, bridges, and sidewalks improvements (as well as necessary improvements incidental thereto), relocating utilities, street lighting, technology improvements, and signage, acquiring lands and rights-of-way necessary for streets, bridges, and sidewalks, landscaping, and acquiring and installing public art relating to and being a part of some or all of the foregoing projects; such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with law; and any issue or series of said bonds to bear interest at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of said City Council; provided, however, that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and shall the City Council be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in said City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity and to pay the costs of any credit agreements executed in connection with the bonds?"

DRAINAGE AND FLOOD CONTROL IMPROVEMENTS PROPOSITION

PROPOSITION NO. 2

“Shall the City Council of the City of San Antonio, Texas, be authorized to issue bonds of the City in one or more series in the aggregate principal amount not to exceed \$138,988,000 for the purpose of making permanent public improvements for public purposes, to wit: providing drainage and flood water improvements and facilities for the removal of, and protection from, harmful excesses of water, whether constant or periodic, any other drainage or storm water improvements, acquiring lands and rights-of-way necessary thereto, landscaping, and acquiring and installing public art related to and being a part of some or all of the foregoing, with respect to:

Drainage and Flood Control Improvements

Auldine Drive & Burr Oak Drive (Alley to Outfall, generally)
Barbara Drive Phase 2
Beitel Creekway
Belfast & Janda Susan Area Phase 2
Blossom Park (Lotus Blossom Street, generally)
Cedarhurst Drive Area (from Dumont Drive to Eaglerock Drive, generally)
Eisenhower Road/Northwood-Devonshire Area Phase 1
Esma Street Area, generally
North New Braunfels Avenue (Comprehensive Drainage Study)
Panther Springs Creek Restoration
Paso Del Norte Street (Shady Oaks, generally)
Port San Antonio
San Pedro Creek
Seeling Channel Phase 3
South Pine/Greer Street Phase 1
Upland Road
Vance Jackson Road Low-Water Crossings
West Military Drive & Westmar Drive Area, generally

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion use any excess funds for constructing other drainage facilities for the removal of harmful excesses of water, whether constant or periodic, any other drainage or storm water improvements, acquiring lands and rights-of-way necessary thereto, landscaping, and acquiring and installing public art relating to and being a part of some or all of the foregoing projects; such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with law; and any issue or series of said bonds to bear interest at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of said City Council; provided, however, that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and shall the City Council be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in said City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity and to pay the costs of any credit agreements executed in connection with the bonds?”

**PARKS, RECREATION, AND OPEN SPACE
IMPROVEMENTS PROPOSITION**

PROPOSITION NO. 3

“Shall the City Council of the City of San Antonio, Texas, be authorized to issue bonds of the City in one or more series in the aggregate principal amount not to exceed \$187,313,000 for the purpose of making permanent public improvements for public purposes, to wit: acquiring, constructing, equipping, and renovating park, recreation, and open space improvements, making park, recreation, and open space additions, acquiring lands and rights-of-way necessary thereto, and acquiring and installing public art related to and being a part of some or all of the foregoing, with respect to:

Parks, Recreation, and Open Space Improvements

Aquatic Center at Palo Alto College
Beacon Hill Linear Park
Beitel Creek Linear Trail Park
Brackenridge Park
Brackenridge Park/Witte Museum Parking Garage Expansion
Capitol Little League Baseball Fields
Caracol Creek Park
Classen - Steubing Ranch Park Property Acquisition & Development
Comanche Lookout Park
Copernicus Park
Crystal Hills Park
Cuellar Park
Culebra Creek Park
Dawson Park
District 4 Heritage Community Center
District 5 Parks (Benavides, Collins Gardens, Kennedy & Vidaurri)
District 6 Parks (Levi Strauss, Meadowcliff & Westwood Village)
District 8 Park Land Acquisition
District 9 Senior Center
Downtown Parks (Columbus, Maverick, Milam and Travis)
Elmendorf Lake Park
Fox Park
Friesenhahn Park
Gilbert Garza Park
Gilbert Morgan Denman, Jr. Park
Hardberger Park (generally)
Harlandale Park
Harvey E. Najim YMCA Phase 2
Haskin Park
Hemisfair Civic Park
Jane Dubel Park
Jupe Manor Neighborhood Park
Kingsborough Park
Lackland Terrace Park
Lincoln Park
Lockwood & Dignowity Parks

Martin Luther King Park
Martin Luther King Plaza
McAllister Park
Miller's Pond Park
Mission Drive-In Marquee
Monterrey Park
Monticello Park
Mud Creek Park
Nani Falcone Park
Natatorium at Southwest ISD
New Territories Park
Normoyle Park (San Antonio Seniors Softball League Facility)
North San Antonio Hills Park
O.P. Schnabel Park & Land Acquisition
O.P. Schnabel Park Multi-Generational Center
Old Spanish Trails Park
Oscar Perez Park
Palo Alto Park
Pearsall Park
Perrin Homestead Historic Center
Piper's Meadow Park
Pittman-Sullivan Park
Rainbow Hills Park
Raintree Park
Rosedale Park
San Antonio Botanical Center
San Pedro Creek (Linear Park)
San Pedro Springs Park
Southside Lions Park
Spicewood Park
Sports Education Facility (adjacent to Copernicus Park, generally)
Sports Facilities Near Potranco Branch Library
Stablewood Farms Park
Stinson Park (San Antonio 5 Diamonds Little League Complex)
The Alamo Area Plaza
Tom Slick Creek Park
UTSA Athletics Complex
Villa Coronado Park
Wheatley Heights Sports Complex
Woodlawn Lake Park Multi-Generational Center
World Heritage Park & Land Acquisition
Zoo Parking Garage

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion use any excess funds for acquiring, constructing, equipping, and renovating park, recreation, and open space improvements, making park, recreation, and open space improvements, making park, recreation, and open space additions, acquiring lands and rights-of-way necessary thereto, and acquiring and installing public art relating to and being a part of some or all of the foregoing projects; such bonds to mature serially or otherwise (not more than 40

years from their date) in accordance with law; and any issue or series of said bonds to bear interest at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of said City Council; provided, however, that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and shall the City Council be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in said City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity and to pay the costs of any credit agreements executed in connection with the bonds?"

LIBRARY AND CULTURAL FACILITIES IMPROVEMENTS PROPOSITION

PROPOSITION NO. 4

"Shall the City Council of the City of San Antonio, Texas, be authorized to issue bonds of the City in one or more series in the aggregate principal amount not to exceed \$24,025,000 for the purpose of making permanent public improvements for public purposes, to wit: acquiring, constructing, improving, renovating, and/or equipping library and cultural facilities, and/or other facilities to be utilized as libraries or cultural facilities to benefit or promote cultural and social enrichment and/or libraries, acquiring lands and rights-of-way necessary thereto, landscaping, and acquiring and installing public art related to and being a part of some or all of the foregoing, with respect to:

Library and Cultural Facilities Improvements

Central Library
Forest Hills Library
Greater Love Multi-Generational Cultural/Community Center
Guadalupe Cultural Arts Center
Las Palmas Branch Library
Market Square
McCreless Branch Library
Memorial Branch Library
Texana Resource Center
The Neighborhood Place Cultural/Community Center
World Heritage
ZerNona Black Multi-Generational Cultural/Community Center

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion use any excess funds for acquiring, constructing, improving, renovating, and equipping library facilities and/or other cultural facilities to be utilized as libraries or to benefit or promote the cultural and social enrichment and/or libraries, acquiring lands and rights-of-way necessary thereto, landscaping, and acquiring and installing public art relating to and being a part of some or all of the foregoing projects; such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with law; and any issue or series of said bonds to bear interest at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of said City Council; provided, however, that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and

shall the City Council be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in said City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity and to pay the costs of any credit agreements executed in connection with the bonds?"

PUBLIC SAFETY FACILITIES IMPROVEMENTS
PROPOSITION NO. 5

“Shall the City Council of the City of San Antonio, Texas, be authorized to issue bonds of the City in one or more series in the aggregate principal amount not to exceed \$34,411,000 for the purpose of making permanent public improvements for public purposes, to wit: acquiring, constructing, improving, renovating, and equipping public safety facilities (to include fire, police, emergency medical service (EMS) animal control facilities, and other facilities to protect the safety, health and welfare of the residents of the City), acquiring lands and rights-of-way necessary thereto, landscaping, and acquiring and installing public art related to and being a part of some or all of the foregoing, with respect to:

Public Safety Facilities Improvements

Battered Women & Children’s Shelter

Fire Station #24 Replacement

San Antonio Police Department Substation & Park Police Headquarters (Downtown, generally)

Tezel Road City Facility (includes Park Bike Patrol Substation)

and in providing for the above public improvements, the City Council shall have the option to utilize other funds available for such purposes and, after making due provision for the improvements listed above, the City Council may, in its discretion use any excess funds for acquiring, constructing, improving, renovating, and equipping public safety facilities (to include fire, police, emergency medical service (EMS), animal control facilities, and other facilities to protect the safety, health and welfare of the residents of the City), acquiring lands and rights-of-way necessary thereto, landscaping, and acquiring and installing public art relating to and being a part of some or all of the foregoing projects; such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with law; and any issue or series of said bonds to bear interest at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of said City Council; provided, however, that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and shall the City Council be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in said City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity and to pay the costs of any credit agreements executed in connection with the bonds?"

NEIGHBORHOOD IMPROVEMENTS
(2017 URBAN RENEWAL PLAN IMPLEMENTATION)

PROPOSITION NO. 6

“Shall the City Council of the City of San Antonio, Texas, be authorized to issue bonds of the City in one or more series in the aggregate principal amount not to exceed \$20,000,000 for the public purpose of funding the costs of and implementing the City’s 2017 Urban Renewal Plan (to include aiding in the planning and carrying out of the City’s urban renewal projects undertaken thereunder), formulated and adopted under Chapter 374, Texas Local Government Code, as amended, and adopted by the City Council of the City on February 2, 2017, for the purpose of eliminating slum or blight conditions or to prevent the spread of those conditions through permitted activities, to include acquisition, improvement for redevelopment, and disposition of property acquired in affected areas (being those areas identified in the City’s 2017 Urban Renewal Plan); such bonds to mature serially or otherwise (not more than 40 years from their date) in accordance with law; and any issue or series of said bonds to bear interest at such rate or rates (fixed, floating, variable, or otherwise) as may be determined within the discretion of said City Council; provided, however, that such rate of interest shall not exceed the maximum rate per annum authorized by law at the time of the issuance of any issue or series of said bonds; and shall the City Council be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in said City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity and to pay the costs of any credit agreements executed in connection with the bonds?”

SECTION 2. The official ballots for the Election shall be prepared in accordance with the Texas Election Code so as to permit electors to vote “FOR” or “AGAINST” the aforesaid 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:

STREETS, BRIDGES, AND SIDEWALKS IMPROVEMENTS PROPOSITION
PROPOSITION NO. 1

FOR } “THE ISSUANCE OF BONDS IN THE AMOUNT OF \$445,263,000 FOR
STREETS, BRIDGES, AND SIDEWALKS IMPROVEMENTS AND
LEVYING A TAX IN PAYMENT THEREOF”

AGAINST }

DRAINAGE AND FLOOD CONTROL IMPROVEMENTS PROPOSITION
PROPOSITION NO. 2

FOR } “THE ISSUANCE OF BONDS IN THE AMOUNT OF \$138,988,000 FOR
DRAINAGE AND FLOOD CONTROL IMPROVEMENTS AND LEVYING A
TAX IN PAYMENT THEREOF”

AGAINST }

PARKS, RECREATION, AND OPEN SPACE IMPROVEMENTS PROPOSITION
PROPOSITION NO. 3

FOR } “THE ISSUANCE OF BONDS IN THE AMOUNT OF \$187,313,000 FOR
PARKS, RECREATION, AND OPEN SPACE IMPROVEMENTS AND
LEVYING A TAX IN PAYMENT THEREOF”

AGAINST }

LIBRARY, AND CULTURAL FACILITIES IMPROVEMENTS PROPOSITION
PROPOSITION NO. 4

FOR } “THE ISSUANCE OF BONDS IN THE AMOUNT OF \$24,025,000 FOR
LIBRARY, AND CULTURAL FACILITIES
IMPROVEMENTS AND LEVYING A TAX IN PAYMENT THEREOF”

AGAINST }

PUBLIC SAFETY FACILITIES IMPROVEMENTS PROPOSITION
PROPOSITION NO. 5

FOR } “THE ISSUANCE OF BONDS IN THE AMOUNT OF \$34,411,000 FOR
PUBLIC SAFETY FACILITIES IMPROVEMENTS AND LEVYING A TAX
IN PAYMENT THEREOF”

AGAINST }

NEIGHBORHOOD IMPROVEMENTS (2017 URBAN RENEWAL PLAN IMPLEMENTATION)
PROPOSITION
PROPOSITION NO. 6

FOR } “THE ISSUANCE OF BONDS IN THE AMOUNT OF \$20,000,000 FOR
FUNDING COSTS OF AND IMPLEMENTING THE CITY’S 2017 URBAN
RENEWAL PLAN AND LEVYING A TAX IN PAYMENT THEREOF

AGAINST }

SECTION 3. The Bond Election shall be held as prescribed by law between the hours of 7:00 a.m. and 7:00 p.m. on Saturday, May 6, 2017, at the precincts of the City of San Antonio at the locations listed by the Bexar County Elections Administration office. The list of Election Day locations will be attached to the election agreement when brought for approval. The list of early voting locations and hours is attached as **Exhibit A**.

Early voting by personal appearance shall be conducted at the branch offices during the period for early voting, commencing Monday, April 24, 2017, and ending on Tuesday, May 2, 2017. Hours of early voting are established by the Administrator in accordance with the applicable provisions of Texas law. The locations and hours of early voting are listed in **Exhibit A**.

Electors may cast their early vote by mail. Ballot applications and ballots voted by mail shall be mailed to the early voting clerk as follows:

Jacquelyn F. Callanen
Bexar County Elections Administrator
1103 S. Frio, Suite 100
San Antonio, Texas 78207

The last day to receive an application for a ballot to be voted by mail is Tuesday, April 25, 2017.

SECTION 4. Voting on Election Day, Saturday, May 6, 2017, shall be conducted by the use of AIS650 Tabulators, paper ballots, or the iVotronic™ touch screen voting system, as determined by the City Clerk and the Administrator.

For early voting by mail and for provisional voting at this election, the City Clerk has determined that voting shall be conducted by the use of the AIS650 Tabulators, and paper ballots.

For early voting by personal appearance, beginning on Monday, April 24, 2017, and ending on Tuesday, May 2, 2017, the City Clerk has determined that voting shall be conducted by the use of the iVotronic™ touch screen voting system. The equipment shall be placed at branch offices established for the purpose of conducting early voting by personal appearance at the locations and during the dates and hours listed by the Administrator.

SECTION 5. The City shall also utilize a Central Counting Station (the *Station*) as provided by Section 127.001, et seq., as amended, Texas Election Code, as amended. The Administrator, or the designee thereof, is hereby appointed as the Manager and Presiding Judge of the Station and may appoint Station clerks and establish a written plan for the orderly operation of the Station in accordance with the provisions of the Texas Election Code, as amended. The Council hereby appoints the Administrator, or the designee thereof, as the Tabulation Supervisor and the Administrator, or the designee thereof, as the Programmer for the Station. Lastly, the Administrator will publish notice and conduct testing on the automatic tabulation equipment relating to the Station and conduct instruction for the officials and clerks for the Station in accordance with the provisions of the Texas Election Code, as amended.

SECTION 6. All resident qualified voters of the City shall be permitted to vote at the Election, and on Election Day, such voters shall vote at the designated polling places. The Election shall be held and conducted in accordance with the provisions of the Texas Election Code, as amended, Chapters 1251 and 1331, as amended, Texas Government Code, and as may be required by any other law. All materials and proceedings relating to the Election shall be printed in both English and Spanish.

SECTION 7. A substantial copy of this Ordinance shall serve as a proper notice of the Election. This notice, including a Spanish translation thereof, shall be posted (i) at three public places within the City and at the City Hall not less than 21 days prior to Election Day, (ii) in a prominent location at each polling place on Election Day and during early voting, and shall be published on the same day in each of two successive weeks in a newspaper of general circulation in the City, the first of these publications to appear in such newspaper not more than 30 days, and not less than 14 full days prior to Election Day. In addition, during the 21 days prior to Election Day, the City shall, in a prominent manner, maintain such notice on its internet website.

SECTION 8. As required by and in accordance with Section 3.009(b)(5) and (7) through (9) of the Texas Election Code, the City, as of its fiscal year beginning October 1, 2016, had outstanding an aggregate principal amount of debt equal to \$1,624,100,000; the aggregate amount of the interest owed on such City debt obligations, through respective maturity, totaled \$668,558,861.39; and the City levied an ad valorem debt service tax rate for its outstanding debt obligations of 0.2115 per \$100 of taxable assessed valuation. The City estimates an ad valorem debt service tax rate of \$0.2115 per \$100 of taxable

assessed valuation if the bonds that are subject of the Election are approved and are issued (taking into account the outstanding City bonds and bonds that are the subject of this Election, but not future bond authorizations of the City). The bonds that are the subject of this Election shall mature serially or otherwise overall a specified number of years (not more than 40 years from their date), as permitted by applicable Texas law, though the City estimates that, based on current bond market conditions, such bonds will amortize over a 20-year period from their respective date of issue. The foregoing estimated tax rate and amortization period are only estimates, provided for Texas statutory compliance, and do not serve as a cap on any City ad valorem tax rate or the amortization period for bonds that are the subject of this Election.

SECTION 9. The Council authorizes the May 6, 2017 Bond Election to be held jointly with other participating local political subdivisions located within the County. The City shall execute an agreement with the County to conduct the Election as a joint election with the other political subdivisions identified in the agreement, at a future meeting.

Pursuant to the Texas Election Code, Section 61.012, as amended, the Administrator shall provide at least one accessible voting system in each polling place used in the Election. The voting system shall comply with Texas and federal laws establishing the requirements for voting systems that permit voters with physical disabilities to cast a confidential or secret ballot.

The Council will contract with the Administrator to conduct this Bond Election. The Council shall consider and approve this contract at a future meeting.

SECTION 10. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

SECTION 11. All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters ordained herein.

SECTION 12. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 13. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 14. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and this Council hereby declares that this Ordinance would have been enacted without such invalid provision.

SECTION 15. Pursuant to the provisions of Section 1201.028, as amended, Texas Government Code, this Ordinance shall be effective immediately upon adoption, notwithstanding any provision of the City Charter to the contrary.

PASSED and APPROVED on the ____ day of _____, 2017.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

City Attorney

DRAFT