

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

AN ORDINANCE

AUTHORIZING THE CITY'S PARTICIPATION IN THE TEXPOOL PRIME LOCAL GOVERNMENT INVESTMENT POOL; DESIGNATING ACCOUNT REPRESENTATIVES FOR THE CITY'S ACCOUNTS; AND AUTHORIZING EXECUTION AND SUBMISSION OF RELEVANT DOCUMENTS.

* * * * *

WHEREAS, in accordance with the requirements of Chapter 2256 of the Texas Government Code, the Public Funds Investment Act (the "Act"), the City Council on September 17, 2015, pursuant to Ordinance No. 2015-09-17-0809, approved an Investment Policy of the City for use in Fiscal Year 2016 (the "Investment Policy"); and

WHEREAS, the Act and the Investment Policy authorize the investment of City funds in a constant dollar local government investment pool that meets all requirements specified in the Act and the Investment Policy if such investment is authorized by Ordinance adopted by the City Council; and

WHEREAS, the City is a local government or state agency of the State of Texas and is empowered to delegate to public funds investment pools the authority to invest funds and to act as custodian of investments purchased with local investment funds; and

WHEREAS, pursuant to Ordinance No. 2012-03-29-0224, passed and approved on March 29, 2012, the City's participation in the TexPool Local Government Investment Pools ("TexPool") was authorized; and

WHEREAS, TexPool also operates and makes available to eligible entities (of which the City is one) participation in the TexPool *Prime* Local Investment Pool; and

WHEREAS, City Staff recommended to the City's Investment Committee on February 16, 2016, that the City's participation in the TexPool *Prime* Local Government Investment Pool be authorized; and

WHEREAS, upon consideration of this recommendation and after deliberations on the matter, the Investment Committee accepted the recommendation and also recommended that the City Council authorize the City's participation in the TexPool *Prime* Local Government Investment Pool; and

WHEREAS, upon consideration of all of the foregoing and of the recommendation of the Investment Committee, and after deliberations on the matter, the City Council desires to accept the Investment Committee recommendation and authorize the City's Participation in the TexPool *Prime* Local Government Investment Pool; **NOW THEREFORE:**

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

SECTION 1. The City's participation in the TexPool *Prime* Local Government Investment Pool is hereby authorized.

SECTION 2. The Chief Financial Officer or his Designee or the Finance Director or his Designee is hereby authorized to execute a *TexPool Investment Pools Participation Agreement* (“Participation Agreement”) that is substantially in accordance with the terms and conditions set forth in **Exhibit 1**, which is attached hereto and made a part hereof for all purposes, and to submit it to TexPool Local Government Investment Pools.

SECTION 3. Each of the individuals identified by name and title in the attached **Exhibit 2**, which is made a part hereof for all purposes, is hereby designated as authorized representatives of the City (“Authorized Representatives”) and are each authorized to transmit City funds for investment in the TexPool *Prime* Local Government Investment Pools and is further authorized to withdraw City funds from the TexPool *Prime* Local Government Investment Pool from time to time, to issue letters of instruction with regard to City funds in the TexPool *Prime* Local Government Investment Pool, and to take any and all other actions deemed necessary or appropriate for the investment or withdrawal of City funds in or from the TexPool *Prime* Local Government Investment Pool. Each Authorized Representative is hereby authorized to affix his or her signature in the appropriate place on **Exhibit 2** in connection with submission of documents to TexPool Local Government Investment Pools. Each Authorized Representative shall also provide his or her Phone/Fax/Email information to TexPool Local Government Investment Pools as part of the City’s execution and submission of the Participation Agreement.

The Chief Financial Officer and the City Clerk are each authorized to execute a copy of **Exhibit 2** on behalf of the City, and to submit it to TexPool Local Investment Pools as part of the City’s execution and submission of the Participation Agreement.

In the event it becomes necessary for any reason to replace one or more of the Authorized Representatives, the Chief Financial Officer or the Director of Finance is hereby authorized to appoint the replacement(s) without further action of the City Council.

SECTION 4. Actions authorized by the adoption of this Ordinance will have no direct impact to the City. Fees payable by the City to TexPool *Prime* Local Government & Investment Pool will be deducted from interest earned on funds invested with TexPool *Prime* Local Government & Investment Pool. Therefore, no fiscal language is necessary in this Ordinance.

SECTION 5. This Ordinance is effective upon passage by eight affirmative votes; otherwise, this Ordinance is effective on the tenth (10th) day after passage hereof.

PASSED and APPROVED this ____ day of _____, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney

EXHIBIT 1

DRAFT

EXHIBIT 2

DRAFT

**EXHIBIT 2
CITY OF SAN ANTONIO
AUTHORIZED REPRESENTATIVES
FOR
TEXPOOL PRIME LOCAL GOVERNMENT INVESTMENT POOLS ACTIONS**

NAME: Ben Gorzell, Jr. **TITLE:** Chief Financial Officer
Phone/Fax/Email: (210) 207-8652 / (210) 207-0290 / ben.gorzell@sanantonio.com

SIGNATURE: _____

NAME: Troy Elliott **TITLE:** Director of Finance
Phone/Fax/Email: (210) 207-8604 / (210) 207-4072 / troy.elliott@sanantonio.gov

SIGNATURE: _____

NAME: Margaret U. Villegas **TITLE:** Assistant Director of Finance
Phone/Fax/Email: (210) 207-8632 / (210) 207-4072 / margaret.villegas@sanantonio.gov

SIGNATURE: _____

NAME: Cappi Arriola **TITLE:** Financial Management Administrator
Phone/Fax/Email: (210) 207-8637 / (210) 207-7774 / cappi.arriola@sanantonio.gov

SIGNATURE: _____

NAME: Alejandro Tijerina **TITLE:** Financial Manager
Phone/Fax/Email: (210) 207-8668 / (210) 207-7774 / alejandro.tijerina@sanantonio.gov

SIGNATURE: _____

NAME: Carlos Esparza, Jr. **TITLE:** Investment Officer
Phone/Fax/Email: (210) 207-4394 / (210) 207-7774 / carlos.esparzajr@sanantonio.gov

SIGNATURE: _____

RKN
__/__/16
Item No. __

NAME: Yamin Aguilar **TITLE:** Investment Officer
Phone/Fax/Email: (210) 207-6687 / (210) 207-7774 / yamin.aguilar@sanantonio.gov

SIGNATURE: _____

Name of Participant: CITY OF SAN ANTONIO

Signed: _____
Signature

Ben Gorzell, Jr.
Printed

Chief Financial Officer
Title

Attest: _____
Signature

Leticia M. Vacek
Printed

City Clerk
Title

CITY SEAL