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Item#

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

## **A RESOLUTION**

**CONSENTING TO THE REQUEST OF BEXAR COUNTY  
EMERGENCY SERVICES DISTRICT #10, LOCATED  
WITHIN THE CITY'S EXTRA TERRITORIAL  
JURISDICTION, TO INCUR DEBT NOT TO EXCEED  
\$7,545,000.00 FOR A MULTI-YEAR CAPITAL  
IMPROVEMENTS PLAN.**

\* \* \* \* \*

**WHEREAS**, on January 17, 2008, through Ordinance No. 2008-01-17-0029, City Council approved an agreement with Bexar County, consenting to an election calling for the creation of Emergency Service District #10 (ESD #10) within the City's Extraterritorial Jurisdiction, so that the ESD #10 may provide fire suppression and emergency medical services to individuals residing within its boundaries; and

**WHEREAS**, an election was held, and ESD #10, in eastern Bexar County, was created; and

**WHEREAS**, the agreement contained conditions imposed on ESD #10, including the requirement for the district to seek the consent of the City when incurring debt exceeding \$20,000.00; and

**WHEREAS**, the district has asked for the City's consent for it to secure a loan not to exceed the amount of \$7,545,000.00 for a multi-year Capital Improvements plan; and

**WHEREAS**, the City is not required to assume any of the debt if the district defaults on the loan, but is required by state law to pay the district its pro-rata share of the debt if the City annexes all or part of the district before the debt is repaid; and

**WHEREAS**, City staff has reviewed the request and recommends that consent be granted; **NOW THEREFORE**,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** Consent is hereby granted for ESD #10, in accordance with the terms of Texas Health & Safety Code, Chapter 775 and the Agreement for Approval of ESD #10, for the district to incur debt not to exceed \$7,545,000.00 for a multi-year Capital Improvements plan within the

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district's boundaries.

**SECTION 2.** The City Clerk is directed to forward a copy of this action to the County Judge, Bexar County on behalf of the City.

**SECTION 3.** This Resolution is effective immediately upon the receipt of eight affirmative votes, otherwise, it is effective ten days after passage.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_ 2018.

**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

\_\_\_\_\_  
Andrew Segovia, City Attorney