

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS §
COUNTY OF BEXAR §
CITY OF SAN ANTONIO §

We, the undersigned officers of the City of San Antonio, Texas (the “City”), hereby certify as follows:

1. The City Council of said City convened in regular meeting on October 29, 2020 (the “Meeting”), at the designated meeting place, and the roll was called of the duly constituted officers and members of said City Council, to wit:

| | |
|--------------------------|---------------------------|
| Ron Nirenberg | Mayor |
| Roberto C. Trevino | District 1 Councilmember |
| Jada Andrews-Sullivan | District 2 Councilmember |
| Rebecca J. Viagran | District 3 Councilmember |
| Dr. Adriana Rocha Garcia | District 4 Councilmember |
| Shirley Gonzales | District 5 Councilmember |
| Melissa Cabello Havrda | District 6 Councilmember |
| Ana Sandoval | District 7 Councilmember |
| Manny Pelaez | District 8 Councilmember |
| John Courage | District 9 Councilmember |
| Clayton Perry | District 10 Councilmember |

and all of said persons were present, except _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

**ORDINANCE RELATING TO A PUBLIC HEARING AND APPROVING
FINANCING BY THE WHITNEY CULTURAL EDUCATION FACILITIES
FINANCE CORPORATION FOR THE BENEFIT OF EL CENTRO DEL
BARRIO DBA CENTROMED AND RELATED MATTERS.**

(the “Ordinance”) was duly introduced for the consideration of said City Council. It was then duly moved and seconded that said Resolution be adopted and, after due discussion, said motion, carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: All members of the City Council shown present above voted “Aye,”
except as provided below:

NAYS: _____

ABSTENTIONS: _____

RKN
____/____/20
Item No.

2. That a true, full and correct copy of the aforesaid Ordinance adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Ordinance has been duly recorded in said City Council's minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said Meeting pertaining to the adoption of said Ordinance; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Ordinance would be introduced and considered for adoption at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

3. That the Mayor of said City has approved and hereby approves the aforesaid Ordinance; that the Mayor and the City Secretary of said City have duly signed said Ordinance; and that the Mayor and the City Secretary of said City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of said Resolution for all purposes.

SIGNED on this 29th day of October, 2020.

Tina J. Flores, City Clerk

Ron Nirenberg, Mayor

CITY SEAL

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

ORDINANCE

**RELATING TO A PUBLIC HEARING AND APPROVING FINANCING BY THE
WHITNEY CULTURAL EDUCATION FACILITIES FINANCE CORPORATION FOR
THE BENEFIT OF EL CENTRO DEL BARRIO DBA CENTROMED AND RELATED
MATTERS.**

* * * * *

WHEREAS, the City of San Antonio, Texas (the “City”) has been informed that the Whitney Cultural Education Facilities Finance Corporation (the “Corporation”) created pursuant to Chapter 337, Texas Local Government Code (“State Law”) will issue bonds, loans and/or other obligations (the “Obligations”) in the maximum aggregate principal amount of \$4,200,000, whereby the proceeds of the Obligations will be loaned to El Centro Del Barrio dba CentroMed (the “Borrower”) for the purpose of financing and refinancing the Project (the “Financing”); and

WHEREAS, the Corporation is authorized by State Law to provide the Financing for cultural, health, educational and housing facilities by contractual arrangement, and the Obligations issued to the Corporation constitute contractual arrangements in which the Corporation is authorized by State Law to participate in; and

WHEREAS, the Obligations are being issued for the purpose of (a) financing and/or refinancing the costs of acquisition, construction, renovation and equipping an approximately 20,500 square foot facility (including a 2,000 square foot parking garage) for a PACE Elder Care Program located at 3714 Nogalitos, San Antonio, Texas 78225 (the “Project”); and (b) paying a portion of the costs of issuance of the Obligations; and

WHEREAS, the Borrower has agreed to make payments in amounts sufficient to pay the payments required to be made under the Obligations (the “Payments”); and

WHEREAS, section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”) requires that the issuance of any qualified 501(c)(3) obligations be approved by either the governing body of the City or the chief elected executive officer of the City after a public hearing following reasonable public notice; and

WHEREAS, the publication of the Notice of Public Hearing (the “Public Notice”) is evidenced by a Publisher's Affidavit (a copy of which is attached hereto as **Exhibit A**); and

WHEREAS, attached hereto as **Exhibit B** is Certificate of Public Hearing regarding the conduct of the Public Hearing; **NOW THEREFORE:**

RKN
____/____/20
Item No.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS THAT:

SECTION 1. The City hereby approves the Financing and the Project solely for the purpose of satisfying the requirements of section 147(f) of the Code; provided that the City shall have no liabilities for the Payments nor shall any of the City's assets be pledged to secure the Payments.

SECTION 2. This Resolution shall become effective immediately upon its passage.

PASSED AND APPROVED on this 29th day of October, 2020.

Ron Nirenberg, Mayor

ATTEST:

APPROVED AS TO FORM:

Tina J. Flores, City Clerk

Andrew Segovia, City Attorney

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__/__/20
Item No.

EXHIBIT A

PUBLISHER'S AFFIDAVIT

DRAFT

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Item No.

EXHIBIT B

CERTIFICATE OF PUBLIC HEARING

DRAFT