

ORDINANCE

2021-05-12 0328

CANVASSING THE ELECTION HELD ON SATURDAY, MAY 1, 2021, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS ON THE QUESTION OF REPEAL OF THE ADOPTION OF THE STATE LAW THAT ESTABLISHES COLLECTIVE BARGAINING, FOR SAN ANTONIO POLICE OFFICERS.

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WHEREAS, on December 17, 1974, the voters of the City of San Antonio adopted Chapter 174 of the Texas Local Government Code which establishes collective bargaining, for San Antonio police officers; and

WHEREAS, on January 8, 2021, the City received a petition seeking an election to repeal the adoption of Chapter 174 for City of San Antonio Police Officers, and the City Clerk certified that the petition was signed by at least 20,282 qualified voters, more than the statutorily required minimum number of 20,000; and

WHEREAS, following certification by the City Clerk, the City Council ordered a special election for the voters of San Antonio to consider the repeal of the adoption of Chapter 174 collective bargaining for San Antonio Police Officers, as required by state law; and

WHEREAS, on Saturday May 1, 2021, the proposition was submitted to the voters, the election was held and conducted, the returns reviewed and investigated, all as required by the City Charter, the Texas Election Code, and the laws of the State of Texas, and it is now necessary to declare the official results of the canvass; **NOW THEREFORE:**

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

SECTION 1. The City Council, having convened on this 12th day of May 2021 to canvass the returns of the Special Election held May 1, 2021, and after canvassing the returns of this election, officially finds and determines that this election was duly ordered; proper notice of this election was given; proper election officers were duly appointed prior to this election; the election was duly held; the City has complied with the Federal Voting Rights Act, the Texas Election Code, and the City Charter, and the laws of the State of Texas; and due returns of the result of this election have been made and delivered, all in accordance with the law and the Ordinance ordering the Election.

SECTION 2. The City Council does officially find and declare the results of the Special Election to be as follows:

CITY OF SAN ANTONIO PROPOSITION B

Shall the adoption of the state law applicable to City of San Antonio police officers that establishes collective bargaining if a majority of the affected employees favor representation by an employees' association, preserves the prohibition against strikes and lockouts, and provides penalties for strikes and lockouts be repealed?

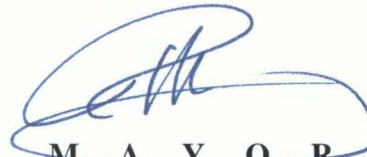
FOR	73,375	48.85%
AGAINST	76,833	51.15%

SECTION 3. The City Council finds that a majority of the resident, qualified voters of the City of San Antonio, Texas who voted in the May 1, 2021 Special Election did not authorize the repeal of the adoption of the Texas Local Government Code, Chapter 174, the state law applicable to City of San Antonio police officers that establishes collective bargaining if a majority of the affected employees favor representation by an employees' association, preserves the prohibition against strikes and lockouts, and provides penalties for strikes and lockouts.

SECTION 4. 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, Texas Government Code.

SECTION 5. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.


PASSED AND APPROVED this the 12th day of May 2021.


M A Y O R
Ron Nirenberg

ATTEST:


Tina J. Flores, City Clerk

APPROVED AS TO FORM:


for Andrew Segovia, City Attorney



City of San Antonio

City Council

May 12, 2021

Item: 1C

File Number: 21-3579

Enactment Number:

2021-05-12-0328

Ordinance canvassing the results of the May 1, 2021 Special Election.

Councilmember Ana E. Sandoval made a motion to approve. Councilmember Rebecca Viagran seconded the motion. The motion passed by the following vote:

Aye: 11 Nirenberg, Treviño, Andrews-Sullivan, Viagran, Rocha Garcia,
Gonzales, Cabello Havrda, Sandoval, Pelaez, Courage and Perry