

ORDINANCE 2021-05-12-0327

CANVASSING THE CITY CHARTER AMENDMENT ELECTION HELD ON SATURDAY MAY 1, 2021 IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS.

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WHEREAS, the 2017-2018 Charter Review Commission identified the need to include bond propositions that promoted the growth of our region's affordable housing stock and reviewed draft ballot language developed by outside bond counsel that would be presented to the voters for approval to allow the City to issue bonds for public purposes that include the provision of affordable housing, economic development, and other capital projects; and

WHEREAS, the City of San Antonio Charter's current bond language allows only for the construction of public works projects; and

WHEREAS, the Texas Government Code permits home rule municipalities to issue bonds "to make permanent public improvements or for another public purpose in the amount and to the extent provided by its charter; and

WHEREAS, on Saturday May 1, 2021, an election was held for the purpose of providing the voters the opportunity to amend the City Charter to permit the City to issue bonds for those purposes above, following an election on the matter; and

WHEREAS, 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 City Charter Amendment 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 Ordinances calling the Election.

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

CITY OF SAN ANTONIO PROPOSITION A

Shall the City Charter be amended to allow the City to issue bonds for permanent public improvements or any other public purpose not prohibited by the Texas Constitution or the general laws of the State of Texas, to include affordable housing programs in scope and breadth as determined by ordinance of the City Council, following an election on that matter?

FOR	84,883	58.26%
AGAINST	60,813	41.74%

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 City Charter Amendment Election have authorized the Charter to be amended through revision of Section 98, by adding the underscored words and deleting those struck through and bracketed to read in their entirety as follows:

Sec. 98. - Authority to issue bonds.

The City shall have power to borrow money on the credit of the City and to issue bonds [~~to construct, acquire, equip, renovate, improve and repair public works~~]for permanent public improvements or for any other public purpose[s] not prohibited by the Texas Constitution or the general laws of the State of Texas to include affordable housing programs in scope and breadth as determined by ordinance of the City Council, and to fund or refund any bonded indebtedness; provided, however, that any proposition to borrow money and to issue bonds, except as otherwise authorized by the general laws of Texas, shall be first approved by a majority of the qualified electors of the City voting in an election held, as prescribed by ordinance, as nearly in accord with this charter and the laws regulating City elections as may be practicable. The ordinance calling such election shall distinctly specify the purpose thereof; provided, however, that more than one subject or purpose may be included but each shall be separately stated. No election shall be required to authorize the refunding of bonds issued and outstanding. The total bonded debt of the City shall never exceed ten percent of the total assessed valuation of property shown by the last assessment roll, exclusive of any indebtedness secured in whole or in part by special assessments, exclusive of the bonded debt of any improvement district, and exclusive of any indebtedness secured by revenues, other than taxes, of the City or of any department or agency thereof.

SECTION 4. No other provisions of the City Charter are changed by this election.

SECTION 5. As soon as practicable, the Mayor shall certify to the Secretary of State an authenticated copy of the Charter amendment, under the City's seal, showing the approval by the voters of the municipality.


SECTION 6. 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 Resolution, was given, all as required by Chapter 551, Texas Government Code.


SECTION 7. This Charter amendment has no fiscal impact.

SECTION 8. This ordinance is effective immediately, if approved by eight or more affirmative votes; otherwise, it is effective on the tenth day from the date of passage.

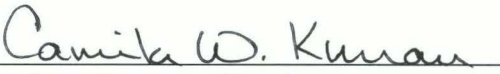
PASSED AND APPROVED on this 12th day of May 2021.


M A Y O R
Ron Nirenberg

ATTEST:


City Clerk

APPROVED AS TO FORM:


for Andrew Segovia, City Attorney



City of San Antonio

City Council

May 12, 2021

Item: 1B

File Number: 21-3578

Enactment Number:

2021-05-12-0327

Ordinance canvassing the results of the May 1, 2021 Charter Amendment 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