

A RESOLUTION **2014-05-15-0015R**

**IN SUPPORT OF SENATE JOINT RESOLUTION 1, A PROPOSED CONSTITUTIONAL AMENDMENT FOR THE NOVEMBER 4, 2014 STATE BALLOT TO INCREASE STATE HIGHWAY FUNDING UTILIZING A DEDICATED PORTION OF OIL AND GAS PRODUCTION TAX REVENUE.**

\* \* \* \* \*

**WHEREAS**, during the 83<sup>rd</sup> Legislative Session in 2013, the Texas Legislature approved Senate Joint Resolution 1, proposing a constitutional amendment to dedicate a portion of the oil and gas production tax revenue to the state highway fund, for non-toll highway projects; and

**WHEREAS**, an amendment, on the November 4, 2014 state ballot, will read as follows: “*The constitutional amendment providing for the use and dedication of certain money transferred to the state highway fund to assist in the completion of transportation construction, maintenance, and rehabilitation projects, not to include toll roads*”; and

**WHEREAS**, this amendment does not constitute a tax increase but rather it will redirect existing oil and gas production revenues; and

**WHEREAS**, currently, 25% of the oil and gas production tax revenue is earmarked for the State’s Education Fund and the remaining 75% of the revenue is earmarked for the State’s Economic Stabilization Fund, also known as the Rainy Day Fund; and

**WHEREAS**, if the voters approve the constitutional amendment, half or 37.5% of the Rainy Day Fund, estimated at \$1.4 billion, will be redirected to the State Highway Fund and these redirected revenues will be allocated throughout the state by TxDOT, consistent with existing formulas outlined by the Transportation Committee which will improve State highways throughout the State, including San Antonio; and

**WHEREAS**, the Texas Legislature also passed House Bill 1, which among other requirements, created House and Senate select committees to study and develop a single report for the 2015 legislature on measures to fund highway maintenance and capacity needs long term. This report will provide the Legislature a clear depiction of the current highway funding and maintenance needs and identify additional options to bridge the funding gap; and

**WHEREAS**, the City actively supported Senate Joint Resolution 1 during the 83<sup>rd</sup> Legislative Session in 2013 by reason of that additional funding to improve mobility and to maintain, expand and improve transportation infrastructure was an initiative in the City’s 83<sup>rd</sup> State Legislative Program; and

**WHEREAS**, approval of this Resolution expresses City Council’s support of a constitutional amendment to increase State highway funding by dedicating a portion of the oil and gas production tax revenue to the state highway fund, for non-toll projects; **NOW THEREFORE**,

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

**SECTION 1.** The City of San Antonio supports the Constitutional Amendment to increase State Highway Funding by utilizing a dedicated portion of Oil and Gas Production Tax Revenue.

**SECTION 2.** There is no financial impact with this Resolution.

**SECTION 3.** This Resolution shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

**PASSED AND APPROVED** this 15th day of May, 2014.

M A Y O R  
Julián Castro

**ATTEST:**

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

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Robert F. Greenblum, City Attorney

| <b>Agenda Item:</b> | 27  |             |     |     |         |        |        |
|---------------------|---|-------------|-----|-----|---------|--------|--------|
| <b>Date:</b>        | 05/15/2014  |             |     |     |         |        |        |
| <b>Time:</b>        | 10:15:44 AM   |             |     |     |         |        |        |
| <b>Vote Type:</b>   | Motion to Approve   |             |     |     |         |        |        |
| <b>Description:</b> | A Resolution in support of Senate Joint Resolution 1, a proposed constitutional amendment to increase State highway funding. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements] |             |     |     |         |        |        |
| <b>Result:</b>      | Passed  |             |     |     |         |        |        |
| Voter               | Group   | Not Present | Yea | Nay | Abstain | Motion | Second |
| Julián Castro       | Mayor   |             | x   |     |         |        |        |
| Diego Bernal        | District 1  |             | x   |     |         |        |        |
| Ivy R. Taylor       | District 2  |             | x   |     |         |        |        |
| Rebecca Viagran     | District 3  |             | x   |     |         |        |        |
| Rey Saldaña         | District 4  |             | x   |     |         |        |        |
| Shirley Gonzales    | District 5  |             |     | x   |         |        |        |
| Ray Lopez           | District 6  |             | x   |     |         | x      |        |
| Cris Medina         | District 7  |             | x   |     |         |        | x      |
| Ron Nirenberg       | District 8  |             | x   |     |         |        |        |
| Joe Krier           | District 9  |             | x   |     |         |        |        |
| Michael Gallagher   | District 10   |             | x   |     |         |        |        |