

AN ORDINANCE **2012-11-15-0887**

**CANVASSING THE RESULTS OF THE SPECIAL SALES AND USE TAX
ELECTION HELD ON TUESDAY, NOVEMBER 6, 2012.**

* * * * *

WHEREAS, on Thursday, August 9, 2012, the City Council of the City of San Antonio, Texas, ordered an election to be held on Tuesday, November 6, 2012, to determine whether the qualified voters of the City would authorize the levy of a sales and use tax for the benefit of the San Antonio Early Childhood Education Municipal Development Corporation, to be used for the purposes of developing early childhood literacy and educational programs in accordance with the Act; and

WHEREAS, the proposition was submitted to the voters, the election was held and conducted, and 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 15th day of November, 2012, to canvass the returns of the Special Sales and Use Tax election held on November 6, 2012, 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 Special Sales and Use Tax Election to be as follows:

SALES AND USE TAX FOR THE
“PRE-K 4 SA” EARLY CHILDHOOD EDUCATION PROGRAM

“Shall the City Council of the City of San Antonio, Texas be authorized to assess, levy, and collect a sales and use tax of one-eighth of one percent within the City of San Antonio for a maximum period of eight years for the purpose of financing authorized programs for early childhood development and education services for the development of math, reading, and life long learning skills and the promotion of literacy skills to be implemented and developed by the San Antonio Early Childhood Education Municipal Development Corporation pursuant to Chapter 379A, Texas Local Government Code.”

FOR	195,307	53.55%
AGAINST	169,378	46.45%

SECTION 3. A MAJORITY of the resident, qualified voters of the City of San Antonio, Texas, voting in the November 6, 2012 Special Sales and Use Tax Election, having voted FOR the levy and pledge of the sales and use tax as provided in Section 2 above, the City Council finds and determines that the sales and use tax proposition carried at the election, and that the City Council is accordingly authorized to levy the sales and use tax in accordance with the authority granted in the sales and use tax proposition and with law. The City Council shall subsequently adopt, by separate action, an ordinance adopting, imposing, and levying the approved sales and use tax at the maximum rate not to exceed one-eighth of one percent, as approved by the voters of the city.

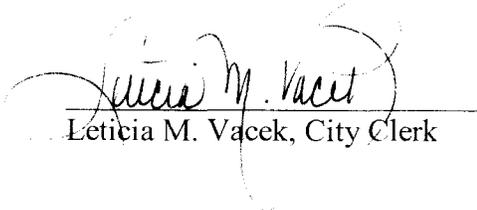
SECTION 4. The Office of the City Clerk is authorized and directed to send to the Texas State Comptroller of Public Accounts by United States certified or registered mail, a certified copy of this Ordinance, along with a map of the City, clearly showing the boundaries of the City, and upon its adoption, a certified copy of the Sales Tax Levy Ordinance, as required by Section 321.405 of the Texas Tax Code.

SECTION 5. 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.

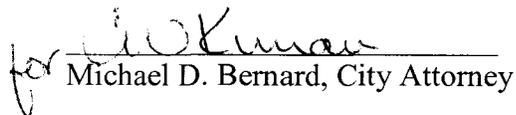
PASSED AND APPROVED on this 15th day of November, 2012.

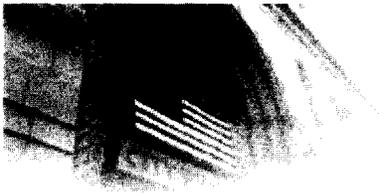

M A Y O R
Julián Castro

ATTEST:


Leticia M. Vacek, City Clerk

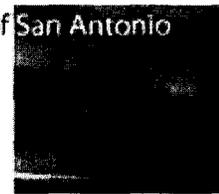
APPROVED AS TO FORM:


for Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 4

Name:	4						
Date:	11/15/2012						
Time:	09:32:02 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance canvassing the results of the Special Sales Tax Election held on Tuesday, November 6, 2012. [Leticia M. Vacek, City Clerk]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x			x	
Ivy R. Taylor	District 2	x					
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7	x					
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				