

## ORDINANCE

### TERMINATING THE CITY'S PRIOR CREATION OF PROJECT FINANCING ZONE NUMBER ONE, CITY OF SAN ANTONIO, TEXAS AND OTHER RELATED MATTERS

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**WHEREAS**, the City of San Antonio, Texas (the *City*), by Ordinance No. 2023-12-12-0986 adopted by the City Council (the *Council*) on December 12, 2023 (the *Creation Ordinance*), created by designation Project Financing Zone Number One, City of San Antonio, Texas (the *Zone*) pursuant to and in accordance with Section 351.1015, as amended, Texas Tax Code (the *PFZ Act*); and

**WHEREAS**, in conjunction with creation and designation of the *Zone*, the City, in the *Creation Ordinance*, identified two “qualified projects” under Section 351.1015(k), as amended, Texas Tax Code (each, a *Qualified Project*):

- (1) the Henry B. Gonzalez Convention Center, 900 E. Market Street, San Antonio, Texas (the *Convention Center*); and
- (2) the Alamodome, 100 Montana Street, San Antonio, Texas (the *Alamodome*); and

**WHEREAS**, since the creation and designation of the *Zone*, the City has determined to recharacterize the *Qualified Projects* as a single “qualified project” under Section 351.1015(k), as amended, Texas Tax Code that is comprised of a complex of related and synergistically-integral facilities, located in close-proximity to each other, that anchor a City-established sports and entertainment district in the downtown area of the City, and that individually include the *Convention Center*, the *Alamodome*, and a new sports arena to be located on a tract of property with a current address of 801 E. Cesar Chavez Boulevard, San Antonio, Texas; and

**WHEREAS**, the City has discussed the recharacterization of the *Zone* and its qualified projects in the manner described above with the Office of the Texas Comptroller of Public Accounts (the *Texas Comptroller*), who has confirmed that this is best accomplished by termination of the existing *Zone* and creation of a new project finance zone, with identification of a new qualified project (the *Qualified Project*), in accordance with the applicable provisions of the *PFZ Act*; and

**WHEREAS**, as of the date of adoption of this Ordinance, there are no outstanding *Qualified Project Activities* (as such term is defined in the *Creation Ordinance*) that would preclude the early termination of the *Zone* under the *Creation Ordinance*; and

**WHEREAS**, on the basis of such Texas Comptroller guidance and the City’s determination that there exists no conditions that would preclude or prevent such action, the City has now determined to terminate the *Zone*, to provide notice of the same to the Texas Comptroller, and by separate action designate a new project finance zone and qualified project under the *PFZ Act*; **NOW, THEREFORE:**

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

**SECTION 1. TERMINATION OF ZONE.** The *Zone*, as created by the *Creation Ordinance*, is hereby terminated, immediately and upon the effectiveness of this Ordinance in accordance with Section 8 hereof. All effects and impacts of the *Zone*’s creation and passage of the *Creation*

Ordinance, respectively, are hereby in their entirety dissolved, relinquished, and released. Adoption of this Ordinance represents the City's exercise of its right to compel the early expiration of the Zone, as contemplated under Section 1 of the Creation Ordinance.

**SECTION 2. NOTIFICATIONS TO COMPTROLLER.** The City Council hereby directs the City's Chief Financial Officer to notify the Texas Comptroller of the Zone's termination.

**SECTION 3. INCORPORATION OF PREAMBLE RECITALS.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

**SECTION 4. REPEAL OF CONFLICTING ACTIONS.** All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

**SECTION 5. GOVERNING LAW.** This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

**SECTION 6. SEVERABILITY.** If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and this Council hereby declares that this Ordinance would have been enacted without such invalid provision.

**SECTION 7. COMPLIANCE WITH OPEN MEETINGS ACT.** 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, as amended, Texas Government Code.

**SECTION 8. EFFECTIVE DATE.** The effective date of this Ordinance shall be governed by the provisions of Sections 1-15 of the City Code of San Antonio, Texas. This Ordinance shall take effect immediately if passed by eight (8) affirmative votes; otherwise, this Ordinance shall take effect 10 days from the date of passage.

**PASSED and APPROVED** this 15<sup>th</sup> day of May, 2025.

**M A Y O R**

Ron Nirenburg

**ATTEST:**

**APPROVED AS TO FORM:**

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Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney

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