

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 20210811-010 ORDERING A SPECIAL MUNICIPAL ELECTION REGARDING FUNDING, STAFFING, TRAINING, AND OVERSIGHT OF THE AUSTIN POLICE DEPARTMENT; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Through its adoption of Ordinance No. 20210811-010 on August 11, 2021, the City Council adopted ballot language for Proposition A, regarding funding, staffing, training, and oversight of the Austin Police Department.

PART 2. An emergency petition for writ of mandamus was filed in the Third Court of Appeals on August 15, 2021 challenging the ballot language for Proposition A. In addition, a motion for emergency relief was filed in the Texas Supreme Court on August 24, 2021.

PART 3. On August 27, 2021, the Third Court of Appeals denied the request for mandamus relief. On September 1, 2021, the Supreme Court of Texas issued an order directing the City to modify the ballot language by using the petitioned ordinance's caption followed by the phrase "at an estimated cost of \$271.5 million - \$598.8 million over five years."

PART 4. Pursuant to that order, Ordinance No. 20210811-010, Part 1, is amended as follows:

PART 1. A special municipal election shall be held in the City of Austin on November 2, 2021, to submit to the voters of the city a proposed citizen-initiated ordinance regarding funding, staffing, training, and oversight of the Austin Police Department. The ballot shall be prepared to permit voting "Yes" or "No" on the Proposition:

Proposition A: Shall a petitioned ordinance be approved [that, at an estimated cost of \$271.5 million — \$598.8 million over five years, requires the City to employ at least 2 police officers per 1,000 residents at all times; requires at least 35% of patrol officer time be uncommitted time, otherwise known as community engagement time; requires additional financial incentives for certain officers; requires specific kinds of training for officers and certain public officials and their staffs; and requires there be at least three full-term cadet classes for the department until staffing levels reach a specific level] to enhance public safety and police oversight, transparency and accountability by adding new chapter 2-16 to establish minimum standards for the police department to ensure effective public safety and protect residents and visitors to Austin, and prescribing minimal requirements for achieving the same, at an estimated cost of \$271.5 million - \$598.8 million over five years?

PART 5. Council finds that the need to adopt new ballot language constitutes an emergency. Because of this emergency, this ordinance takes effect immediately on its passage for the immediate preservation of the public peace, health, and safety.

PASSED AND APPROVED

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Steve Adler
Mayor

APPROVED: _____
Anne L. Morgan
City Attorney

ATTEST: _____
Jannette S. Goodall
City Clerk