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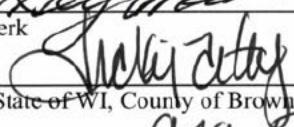
STATE OF TEXAS, COUNTIES OF BASTROP, BELL, BLANCO,
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LLANO, MILAM, TRAVIS & WILLIAMSON

The Austin American Statesman, a newspaper that is generally circulated in the counties of Bastrop, Bell, Blanco, Burnet, Caldwell, Comal, Coryell, Fayette, Gillespie, Guadalupe, Hays, Kerr, Lampasas, Lee, Llano, Milam, Travis and Williamson, State of Texas, printed and published and personal knowledge of the facts herein state and that the notice hereto annexed was Published in said newspapers in the issues dated on:

ACO American Statesman 04/21/2023

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Sworn to and subscribed before on 04/21/2023



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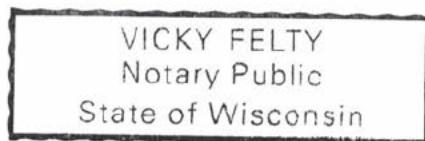
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**NOTICE OF SPECIAL ELECTION
AVISO DE ELECCIÓN ESPECIAL**
**ELECTION DAY SATURDAY MAY 6, 2023
DÍA DE ELECCIÓN SÁBADO 6 DE MAYO DE 2023**
**EARLY VOTING MONDAY, APRIL 24, 2023 – TUESDAY MAY 2, 2023
AVITACIÓN DE VOTACIÓN LUNES 24 DE ABRIL DE 2023 – MARTES 2 DE MAYO DE 2023**
CITY OF AUSTIN (CIUDAD DE AUSTIN)

To the registered voters of the City of Austin. Notice is hereby given that the following election will be held on Saturday, May 6, 2023, in the City of Austin (COA) Municipal Special Election. Early voting by personal appearance will be available from Monday, April 24, 2023 through Tuesday, May 2, 2023 (PDT). Other voting options available in the City of Austin. Pre-poll notice or notice to the registrars of voters shall be received at a minimum of 10 days prior to the election date. Early voting begins on April 6, 2023 and ends on Tuesday, May 2, 2023 (PDT) at the COA Election Office located at 1000 Guadalupe Street, Suite 100, Austin, Texas 78701. Early voting hours are 8 a.m. to 6 p.m. on Monday, April 24, 2023 and 8 a.m. to 7 p.m. on Tuesday, May 2, 2023.

ORDINANCE NO. 20230409-075

**AN ORDINANCE AMENDING ORDINANCE NO. 2020915-087
DETERMINING THE DATE OF A SPECIAL MUNICIPAL ELECTION
TO AMEND THE BALLOT LANGUAGE, AND DECLARING AN
EMERGENCY**

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

Part I. The ballot language in Ordinance No. 2020915-087 ordering a special municipal election on May 6, 2023, is amended.

Proposition A. Shall the voters of Austin adopt an instant ordinance, circulated by Equity Action, that will defer police misconduct and brutality, by strengthening the City's system of independent and transparent oversight?

Part II. The Council finds that the need to set the ballot language prior to the deadline to order this election constitutes an emergency. Because of this emergency, this ordinance takes effect immediately, in advance of the immediate preservation of the public peace, health, and safety.

PASSED AND APPROVED

February 9, 2023 Kirk Watson, Mayor

APPROVED: Anne L. Morgan, City Attorney

ATTEST: Myrna Ruiz, City Clerk

ORDINANZA NUM. 20230409-076

**ORDENANZA QUE ENMIENDA LA ORDENANZA NÚM.
2020915-087 QUE CONVOCÓ LA ELECCIÓN ESPECIAL
MUNICIPAL DEL 6 DE MAYO, 2023, PARA ENMENDAR EL
TEXTO DEL BALÓN DE VOTACIÓN Y PARA DECLARAR QUE HAY
UNA EMERGENCIA**

ORDENANZA PARA EL CONSEJO DE LA CIUDAD DE AUSTIN

Part I. El lenguaje del Ordinanza Núm. 2020915-087 que convoca la elección especial para el 6 de mayo, 2023, se enmienda como sigue:

Propuesta A. Aprobación de los votantes de Austin una ordenanza titulada, circulada por Equity Action, que impide la mala conducta y brutalidad policial referente al sistema ciudadano independiente y transparente de supervisión.

Part II. El Consejo determina que es necesario determinar el lenguaje de la boleta antes de la fecha final en la cual se deberá celebrar una votación, ya sea porque existe una emergencia o porque las autoridades de la Ciudad han establecido que es necesario aprobar para la conservación inmediata del orden público, la votación y la paz pública.

NOTARIO APROBADO

9 de febrero, 2023 Kirk Watson, Alcalde

APROBADO: Anne L. Morgan, Procuradora de la Ciudad

ORDINANZA NUM. 20230409-087

**AN ORDINANCE ORDERING A SPECIAL MUNICIPAL ELECTION
TO DETERMINE WHETHER THE CITY OF AUSTIN SHOULD
SUBMIT TO THE VOTERS A PROPOSED CITIZEN-INITIATED
ORDINANCE, CERTIFIED BY COUNCILMAN ON SEPTEMBER 2, 2022,
TITLED "THE POLICE OVERSIGHT ACT", WHICH WILL DEFER POLICE
MISCONDUCT AND BRUTALITY, BY STRENGTHENING THE CITY'S
SYSTEM OF INDEPENDENT AND TRANSPARENT POLICE
OVERSIGHT AND RATHER THAN AUTOMATING THE CITY'S
POLICY OF POLICE MISCONDUCT AND BRUTALITY, PROVIDING FOR
THE ORDERLY CONDUCT OF THE ELECTION.**

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

Part I. A special municipal election shall be held in the City of Austin on Saturday, May 6, 2023, to determine whether the voters of Austin should circulate an instant ordinance to their ballot, which will defer police misconduct and brutality, by strengthening the City's system of independent and transparent civilian police oversight.

Part II. The proposition provided in Part I, above, is approved by a majority of voters voting at the election, the City Code is amended as follows:

CHAPTER 2-15. POLICE OVERSIGHT

In the opinion of the City of Austin, it has a robust system of civilian oversight over the Austin Police Department that encompasses transparency; encourages accountability for officer misconduct and brutality; and protects the public release of information about police conduct and performance by increasing public access to this policy severally and this purpose.

2-15-1 POLICE OVERSIGHT POLICY

In the opinion of the City of Austin, it has a robust system of civilian oversight over the Austin Police Department that encompasses transparency; encourages accountability for officer misconduct and brutality; and protects the public release of information about police conduct and performance by increasing public access to this policy severally and this purpose.

2-15-2 POLICE OVERSIGHT

(A) AGREEMENT means an agreement negotiated between the City of Austin and any association representing Austin police officers.

(B) AUSTIN POLICE COMPLAINT means a complaint in which the author of the complaint accuses an Austin police officer of misconduct or brutality.

(C) ASSOCIATION means any organization authorized by Austin police officers to negotiate with the City of Austin on their behalf.

(D) CITY means either the City Manager or the City Council, depending on whether the Austin City Council's rights to exercise those powers are vested in the City Manager or whether the City Council has delegated those powers to the City Manager.

(E) COMMISIONER means the Community Police Review Commission.

(F) COMPLAINT means a written or verbal communication alleging that an officer acted improperly and may have violated any law, rule, or regulation while in the course of duty as a police officer while in the employ of the Austin Police Department.

(G) COMPLAINTANT means any person who submits a complaint.

(H) DEPARTMENT means the Austin Police Department.

(I) DIRECTOR means the director of the Office of Police Oversight established in Section 2-15-3 of this chapter.

(J) DISCIPLINE means a field of disciplinary suspension, demotion, reassignment, layoff, or other form of punishment imposed on an officer for failing to adequately perform his or her duties.

(K) INVESTIGATION means any collection and review of evidence related to a complaint or incident or an administrative review of a record.

(L) OFFICER means a police officer employed by the Austin Police Department.

(M) OFFICE means the Office of Police Oversight established in Section 2-15-3 of this chapter.

(N) SERIOUS MISCONDUCT means any act or violation of one or more laws, rules, or regulations governing the actions of any officer while in the employ of the Austin Police Department related to one or more of the following:

(1) deadly shots;

(2) one or more incidents of serious bodily injury;

(3) arrest or detention based on false criminal charges;

(4) fabrication of a police report or false testimony;

(5) official oppression; and

(6) discrimination; and

2-15-2 OFFICE OF POLICE OVERSIGHT

(A) The Office of Police Oversight is created as an administrative department as provided by the City Charter.

(B) The office shall:

(1) advise the City on the processes and results of investigations involving officers, and any other activities of the department as directed;

(2) advise the City on the effectiveness and appropriateness of the department's policies, procedures, and practices, including officer misconduct, police officer misconduct, police officer training, use of force by police officers, community relations, and any other activities of the department as directed;

(3) receive complaints and complaints, including anonymous complaints or complaints, concerning the conduct of police officers;

(4) serve as a liaison between complainants and the department during investigations of complaints;

(5) provide input on investigations of officer conduct, including those complaints or complaints, with the right to gather, collect, and directly interview witnesses as determined by the Director;

(6) make recommendations to the City on the conduct of police officers based on the findings of an investigation of officer conduct and department policies;

(7) advise other department activities to prevent or correct conduct by officers;

(8) advise the City on its policies and practices regarding the use of force by police officers, community relations, and any other activities of the department as directed;

(9) receive and respond to complaints, including anonymous complaints or complaints, concerning the conduct of police officers;

(10) conduct random assessments of department of force resource analysis, including officer incident rates, and conduct random audits of body camera video and body camera usage;

(11) conduct random assessments of department of force resource analysis, including officer incident rates, and conduct random audits of body camera video and body camera usage;

(12) act as a central depository for documentation relevant to the mission of the office and make such information available to the

as-needed basis.

2-15-3 CONTRACTS OR AGREEMENTS THAT CONTRADICT POLICE OVERSIGHT POLICY

The City Council shall not recommend or approve any contract or agreement that contradicts the Office of Police Oversight's mission to combat police misconduct, officer misconduct, police officer training, use of force by police officers, community relations, and any other activities of the department as directed.

2-15-4 CIVIL SERVICE COMMISSION COMPLIANCE WITH THIS POLICY

The Civil Service Commission shall update its rules as necessary to ensure compliance with this policy.

2-15-5 CITY ATTORNEY CERTIFICATION OF ANY CONTRACT AFFECTING THE CITY OF AUSTIN POLICE DEPARTMENT PERSONNEL

Prior to any City Council action to approve any proposed agreement affecting Austin Police Department personnel, the City Attorney shall review the proposed contract to confirm the City Council's decision to accept the proposed agreement.

2-15-6 CONTRACTS OR AGREEMENTS THAT CONTRADICT POLICE OVERSIGHT POLICY

The City Council shall not recommend or approve any contract or agreement that contradicts the Office of Police Oversight's mission to combat police misconduct, officer misconduct, police officer training, use of force by police officers, community relations, and any other activities of the department as directed.

2-15-7 EFFECTIVE DATE

The effective date of this ordinance shall be the earlier of (i) ten (10) days after the date of its final passage by the Austin City Council, as provided by Article 1, Section 10 of the Texas Government Code, or (ii) the date upon which the results of an election required under Title 2-15-8 are certified.

This ordinance does not take effect in time to affect the time of the next election.

2-15-8 SEVERABILITY

(A) Severability. Due to uncertainty in any section, paragraph, clause, or sentence of this ordinance as to any reason held to be unconstitutional, the City Council may declare the section, paragraph, clause, or sentence unconstitutional, and the provision shall remain in effect if any portion of the section, paragraph, clause, or sentence is declared unconstitutional.

(B) Severability due to mandatory language. To the extent that any provision of this ordinance is declared unconstitutional, the City Council may declare the provision unconstitutional and strike the provision.

2-15-9 CIVIL SERVICE COMMISSION COMPLIANCE WITH THIS POLICY

The Civil Service Commission shall update its rules as necessary to ensure compliance with this policy.

2-15-10 CONTRACTS OR AGREEMENTS THAT CONTRADICT POLICE OVERSIGHT POLICY

The City Council shall not recommend or approve any contract or agreement that contradicts the Office of Police Oversight's mission to combat police misconduct, officer misconduct, police officer training, use of force by police officers, community relations, and any other activities of the department as directed.

2-15-11 FEDERAL CONTRACTS

The City Council shall not recommend or approve any contract or agreement that contradicts the Office of Police Oversight's mission to combat police misconduct, officer misconduct, police officer training, use of force by police officers, community relations, and any other activities of the department as directed.

2-15-12 DISPARITY

(A) Disparity. Due to the significant disparity in the City Council's treatment of different groups of people, the City Council may declare the provision unconstitutional if the provision creates a disparity in treatment of different groups of people.

(B) Disparity due to the lack of proportionality. The City Council may declare the provision unconstitutional if the provision creates a disparity in treatment of different groups of people that is not proportional to the disparity in the treatment of the different groups of people.

2-15-13 DISPARITY IN CONTRACTS OR AGREEMENTS

The City Council shall not recommend or approve any contract or agreement that contradicts the Office of Police Oversight's mission to combat police misconduct, officer misconduct, police officer training, use of force by police officers, community relations, and any other activities of the department as directed.

2-15-14 DISPARITY IN POLICY

The City Council shall not recommend or approve any policy that creates a disparity in treatment of different groups of people.

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