

**AMENDMENT
TO
PHILADELPHIA
HOME RULE
CHARTER**

**APPROVED BY THE ELECTORS
AT A SPECIAL ELECTION
MAY 16, 1967**

Philadelphia, September 20, 1967

This is to certify the following is a true and correct copy of an amendment to the Philadelphia Home Rule Charter approved by the qualified electors, pursuant to the First Class City Public Education Home Rule Act, Act No. 341, approved August 9, 1963, at a Special Election held pursuant to that Act on May 16, 1967.

NATHAN WOLFMAN
Chief Clerk of the Council

**PROPOSED
BALLOT QUESTION
RESOLUTION
AND ORDINANCE**

**Relating to an
AMENDMENT OF THE PHILADELPHIA
HOME RULE CHARTER EDUCATIONAL
SUPPLEMENT SECTION 12-306**

**Adopted by the Council of the
City of Philadelphia
and Approved on March 31, 1967, by**

Hon. James H. J. Tate

Mayor of Philadelphia

To Be Submitted to
the Electors at a
SPECIAL ELECTION
Tuesday, May 16, 1967

QUESTION NO. 1

Shall Section 12-306 of the Philadelphia Home Rule Charter Educational Supplement be amended to empower the School District to incur indebtedness not to exceed five (5) per cent of the last assessed valuation of property within the School District taxable for school purposes without the consent of the electors and to incur indebtedness not to exceed fifteen (15) per cent of the valuation of such taxable property with the consent of the electors?

CERTIFICATION: This is to certify that the following is a true and correct copy of the original Resolution adopted by the Council of the City of Philadelphia on March 30, 1967.

Chief Clerk of the Council

(Resolution No. 288)

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.

RESOLUTION

Amending Article XII, Chapter 3, Section 12-306, of the Philadelphia Home Rule Charter Educational Supplement relating to the aggregate indebtedness which the Board of Education of The School District of Philadelphia shall have the power to incur, by increasing the authorized indebtedness to five per cent of the assessed value of taxable property within the District without the consent of the electorate and to a total of fifteen per cent of the assessed value of taxable property within the District with the consent of the electorate, subject to the approval of the electorate at the Primary Election to be held May 16, 1967, in accordance with the Act of August 9, 1963 (P. L. 643), and the Act of April 21, 1949 (P. L. 665).

WHEREAS, Article 9, Section 8 of the Constitution of the Commonwealth of Pennsylvania, amended on May 17, 1966, increased the amount of indebtedness which a school district may incur to a maximum of fifteen (15) per

cent of the assessed value of taxable property in the district of which indebtedness in an amount not to exceed five (5) per cent of such assessed valuation may be created without the consent of the electors; and

WHEREAS, It is in the public interest to increase the borrowing capacity of The School District so that the District may proceed with its capital program and create the public school facilities which are necessary to the education of the children of the City of Philadelphia; and

WHEREAS, An increase in the Board of Education of The School District of Philadelphia's power to incur debt requires an amendment to the Educational Supplement to the Philadelphia Home Rule Charter, and the Act of General Assembly approved April 21, 1949 (P. L. 665), requires approval by the electorate; therefore

Resolved, By the Council of the City of Philadelphia, That Article XII, Chapter 3, Section 12-306, of the Philadelphia Home Rule Charter, relating to the power to incur indebtedness of The School District of Philadelphia be amended, as follows:

Section 12-306. Indebtedness.

The Board of Education shall have the power to create and incur indebtedness against the District and issue bonds to secure the same for the purposes and payable as provided by law, but no debt shall be incurred or increased which will cause the aggregate indebtedness to exceed at any one time [two (2)] *five, (5)* per cent of the assessed value of the taxable property within the District without the consent of the electors thereof at a public election in such manner as shall be provided by law, nor shall the aggregate indebtedness of the District exceed [five (5)] *fifteen (15)* per cent of the last assessed valuation of property taxable for school purposes in the District.

(Bill No. 2358)**AN ORDINANCE**

Submitting an amendment to Article XII, Chapter 3, Section 12-306, of the Philadelphia Home Rule Charter Educational Supplement, increasing the aggregate indebtedness which the Board of Education, School District of Philadelphia, shall have the power to incur, for approval or disapproval by the qualified electors of the City, at the Primary Election to be held May 16, 1967, in accordance with the Act of August 9, 1963 (P. L. 643), and the Act of April 21, 1949 (P. L. 665).

WHEREAS, Article IX, Section 8, of the Constitution of the Commonwealth of Pennsylvania, amended on May 17, 1966, increased the amount of indebtedness which a school district may incur to a maximum of fifteen (15) per cent of the assessed value of taxable property in the district of which indebtedness in an amount not to exceed five (5) per cent of such assessed valuation may be created without the consent of the electors; and

WHEREAS, It is in the public interest to increase the borrowing capacity of the School District so that the District may proceed with its capital program and create the public school facilities which are necessary to the education of the children of the City of Philadelphia; and

WHEREAS, An increase in the Board of Education of The School District of Philadelphia's power to incur debt requires an amendment to the Educational Supplement to the Philadelphia Home Rule Charter, and the Act of General Assembly approved April 21, 1949 (P. L. 665), requires approval by the electorate; and

WHEREAS, Council passed a resolution by two-thirds of the elected members proposing that the Philadelphia Home Rule Charter Educational Supple-

ment be amended to provide for an increase in the authorized indebtedness of the School District; therefore

The Council of the City of Philadelphia hereby ordains:

SECTION 1. The amendment of Article XII, Chapter 3, Section 12-306 of the Philadelphia Home Rule Charter Educational Supplement, increasing the authorized indebtedness of The School District of Philadelphia, shall be submitted for the approval of the qualified electors of the City, at the Primary Election to be held May 16, 1967.

SECTION 2. The qualified electors of the City shall indicate their approval or disapproval by voting "yes" or "no" on the following question:

Shall Section 12-306 of the Philadelphia Home Rule Charter Educational Supplement be amended to empower the School District to incur indebtedness not to exceed five (5) per cent of the last assessed valuation of property within the School District taxable for school purposes without the consent of the electors and to incur indebtedness not to exceed fifteen (15) per cent of the valuation of such taxable property with the consent of the electors?