

RESOLUTION NO: 2061-23-08-08-1125

**A RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS APPROVING
RESOLUTIONS AND COVER SHEETS TO BE SUBMITTED TO THE TEXAS
MUNICIPAL LEAGUE FOR CONSIDERATION AT THE 2023 TML ANNUAL
CONFERENCE**

WHEREAS, the Texas Municipal League seeks legislation for consideration to develop the league's legislative program; and

WHEREAS, these resolutions are considered at the business meeting of each year's annual conference; and

WHEREAS, resolutions for consideration must be approved by the member city's governing body prior to submittal; and

WHEREAS, resolutions must arrive at the TML headquarters no later than 5PM on August 21, 2023; and

WHEREAS, the City of Pflugerville has an interest in legislation that impacts municipalities.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS THAT:

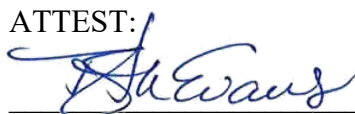
The following resolutions and their related cover sheets be approved and submitted to the Texas Municipal League for consideration:

1. A resolution of the City of Pflugerville, Texas seeking introduction and passage of legislation relating to Texas Department of Transportation fees and required maintenance for toll road improvement projects by municipalities.
2. A resolution of the City of Pflugerville, Texas seeking introduction and passage of legislation relating to Emergency Services Districts.

PASSED AND APPROVED this 8th day of August, 2023.



Victor Gonzales, Mayor

ATTEST:


Trista Evans, City Secretary

2023
TML RESOLUTION COVER SHEET

Sponsoring Entity (City, TML Affiliate, and/or TML Region): City of Pflugerville

Brief Background: Travis County Emergency Services District No. 2 (TCESD No. 2) decided to cease providing emergency medical services (EMS) to Pflugerville residents without additional funds from the City. Voters overwhelmingly voted no to an additional tax overlay for EMS. TCESD No. 2 ceased these services, forcing the City of Pflugerville to provide these services.

What the Resolution is Intended to Accomplish: The resolution is intended to create elected boards for Emergency Services Districts and require City Council approval for an ESD to expand in city limits or the extra-territorial jurisdiction (ETJ).

How the Resolution is City-Related/How it Address a Municipal Issue: This resolution seeks to clarify Emergency Services Districts authority in city limits and City's ETJ. Additionally, as ESDs expand, they impact municipalities' ability to collect sales tax. As cities grow and may annex territory located in an ESD, the city is unable to collect sales taxes if they have already been claimed by the ESD. As ESD budgets grow, taxpayers are unable to hold commissioners accountable should they disagree with a board member's direction.

Statewide Importance: Emergency Services Districts are all throughout the state of Texas. These ESDs may have million-dollar budgets that are not approved by elected officials chosen by taxpayers and voters. Emergency Services Districts are responsible to provide public safety to residents utilizing taxpayer dollars.

Submitted By: Name: Victor Gonzales

Title: Mayor

City, TML Affiliate or TML Region: City of Pflugerville

Email: victor.gonzales@pflugervilletx.gov

RESOLUTION NO: _____

**A RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS SEEKING
INTRODUCTION AND PASSAGE OF LEGISLATION RELATING TO EMERGENCY
SERVICES DISTRICTS**

WHEREAS, Emergency Services Districts operate under county appointed commissioner boards; and

WHEREAS, public safety and transparency are critical in local government; and

WHEREAS, Emergency Services Districts collect taxes and set tax rates without elected commissioner boards; and

WHEREAS, elected Emergency Services Districts commissioner boards would allow taxpayers to voice how they want their tax dollars spent by Emergency Services Districts and hold elected officials accountable; and

WHEREAS, Emergency Services Districts must receive city council approval when initially forming in the city limits or extra-territorial jurisdiction and should receive city council approval to expand in the same areas.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS THAT:

The City of Pflugerville requests the Texas Municipal League to seek introduction and passage of legislation that would require:

1. Emergency Services District Commissioner Boards to be elected.
2. City council approval for an ESD to expand into a city's corporate limits or ETJ.

PASSED AND APPROVED this 8th day of August, 2023.

Victor Gonzales, Mayor

ATTEST:

Trista Evans, City Secretary

2023
TML RESOLUTION COVER SHEET

Sponsoring Entity (City, TML Affiliate, and/or TML Region): City of Pflugerville

Brief Background: The SH45 toll facility bisects the City of Pflugerville and provides connection to the SH130 toll facility. As development occurs along the toll facility, transitioning the corridor from vacant farmland to active center for economic development, connectivity to and through the City from the East to the West is imperative. Improvements along these toll facilities have been proposed to improve traffic flow, safety, and regional connectivity. However, the costs outside of the project itself are in excess of 25 million dollars. These additional costs result in the projects becoming unfeasible for the City to improve upon these areas.

What the Resolution is Intended to Accomplish: The resolution is intended to support legislation that prohibits TxDOT from requiring municipalities requesting improvements to pay for any revenue reduction from improvements along toll road frontages. Additionally, the resolution is intended to prevent TxDOT from forcing municipalities to maintain toll frontage roads if the municipality completes improvements to the frontage.

How the Resolution is City-Related/How it Address a Municipal Issue: This resolution allows for municipalities to have local control of the transit that impacts traffic flow, safety, and efficiency without being forced to pay for *potential* revenue loss and maintenance of roads TxDOT is responsible for. Enforcing maintenance on roads that municipalities are not obligated to maintain and do not have control over without TxDOT approval erodes local control.

Statewide Importance: TxDOT has a network of roughly 220 centerline miles of toll roads which includes the Central Texas Turnpike System, several segments of the Grand Parkway, and State Highway 249 in the greater Houston area. This resolution will allow for municipalities along TxDOT controlled toll roads to conduct necessary improvements that will enhance safety and operations of transit corridors throughout the State without being forced to pay unnecessary and expensive fees.

Submitted By: **Name:** Victor Gonzales

Title: Mayor

City, TML Affiliate or TML Region: City of Pflugerville

Email: victor.gonzales@pflugervilletx.gov

RESOLUTION NO: _____

**A RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS SEEKING
INTRODUCTION AND PASSAGE OF LEGISLATION RELATING TO TEXAS
DEPARTMENT OF TRANSPORTATION FEES AND REQUIRED MAINTENANCE FOR
TOLL ROAD IMPROVEMENT PROJECTS BY MUNICIPALITIES**

WHEREAS, the Texas Department of Transportation (TxDOT) has a network of roughly 220 centerline miles of toll roads; and

WHEREAS, municipalities seeking capital projects such as frontage road improvements, ramp improvements or other competing facilities are subject to extensive requirements; and

WHEREAS, parties requesting the capital projects are subject to pay design, environmental, right-of-way, construction, operations and maintenance costs of the improvements, any revenue reduction to the System as a result of such Facilities as determined by the systems toll and revenue consultant, and amounts as requested by TxDOT to offset all costs in preparing the report reflecting any revenue impact of such facilities on the system; and

WHEREAS, these requirements prevent the feasibility of implementing improvements that enhance safety, connectivity, and operations of corridors.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS THAT:

The City of Pflugerville requests the Texas Municipal League to seek introduction and passage of legislation that prohibits the Texas Department of Transportation from requiring municipalities requesting toll road frontage improvements, ramp improvements, and other competing facilities to pay for any revenue reduction from improvements and maintenance costs of the improvements.

PASSED AND APPROVED this 8th day of August, 2023.

Victor Gonzales, Mayor

ATTEST:

Trista Evans, City Secretary