

RESOLUTION NO: _____

RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS ESTABLISHING THE CITY'S LEGISLATIVE AGENDA FOR THE 88TH REGULAR SESSION OF THE TEXAS LEGISLATURE

WHEREAS, during the most recent legislative session of the Texas Legislature, more than 2,000 bills were filed which impacted Texas municipal operations and municipal finances; and

WHEREAS, the filing of legislation for the next biennial session of the Texas Legislature begins November 14, 2022,

WHEREAS, during the upcoming 140-day legislative session, which begins January 10, 2023, many significant decisions affecting Texas cities will be made by the Texas Legislature; and

WHEREAS, it is anticipated that the much of the legislation filed will propose changes that directly impact the health, safety and welfare of our citizens or impact municipal services and finances; and

WHEREAS, it is a challenge for the City of Pflugerville, given its limited resources, to effectively monitor legislation; and

WHEREAS, it is important to establish the City of Pflugerville's priorities and positions, communicate them to the legislature and advocate on their behalf.

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

SECTION 1. The following legislative positions are adopted by the Pflugerville City Council for the 87th Regular Legislative Session:

1) SEEK INTRODUCTION & PASSAGE:

- a) The City seeks introduction and passage of legislation to enact the following changes to an Emergency Service District (ESD) with territory located within the City of Pflugerville:
 - i) Clarify existing state law in Chapter 775, Texas Health and Safety Code to ensure ESDs with service territory within the City of Pflugerville must:
 - (1) request and receive approval from the elected governing body of the City to expand ESD territory into the City (i.e. – “annex” new ESD territory within the City's corporate limits) before the issue of expansion is placed on a ballot; and
 - (2) if the governing body of the City rejects the ESD request for annexation into the City, the ESD must provide a petition to be validated by the City Secretary from at least 50% of the property owners in the area proposed to be annexed before the question of expansion may be placed on the ballot.
 - ii) Similar to the governance structure for ESD's authorized in Section 775.0345, Texas Health Safety Code (i.e. - the counties of Harris, Smith and Orange), change the governance structure for an ESD located within the City of Pflugerville or its ETJ to an **elected board of directors** – as opposed to an board of directors appointed by the

County Commissioner's Court - in order to produce accountability to the taxpayers and eliminate taxation without representation.

2) GENERAL LEGISLATIVE POSITIONS:

- a) The City **supports** legislation that positively impacts:
 - i) the health, safety, and welfare of its citizens;
 - ii) home-rule municipal authority or local control including development standards and processes;
 - iii) the City's comprehensive plan or economic development strategic plan; or
 - iv) municipal services, finances, or the Texas Municipal Retirement System (TMRS).
- b) The City **opposes** legislation that negatively impacts:
 - i) the health, safety, and welfare of its citizens;
 - ii) home rule municipal authority or local control including development standards and processes;
 - iii) the City's comprehensive plan or economic development strategic plan;
 - iv) municipal services, finances or the TMRS; or
 - v) the authority to advocate for itself or its citizens.

3) SPECIFIC LEGISLATIVE POSITIONS:

- a) The City **supports** legislation that:
 - i) creates meaningful property tax relief
 - ii) provides more state funding for public education; or
 - iii) simplifies the process by which the property tax rate is adopted or makes the process more transparent.
- b) The City **supports** legislation that helps create, advance, or otherwise finance projects related to:
 - i) transportation,
 - ii) water and wastewater,
 - iii) economic development,
 - iv) parks, recreation, parks, and trails.
- c) The City **opposes** legislation that:
 - i) reduces the property or sales tax base,
 - ii) impairs the City's ability to issue debt,
 - iii) creates unfunded mandates,
 - iv) requires the City to generate revenues for the State,
 - v) causes property to be appraised for less than market value or unfairly shifts the tax burden, or
 - vi) requires a mandatory election to ratify the tax rate.
- d) The City **opposes** legislation that erodes:
 - i) the management of the public right-of-way,
 - ii) fair market compensation for the use of the public's rights-of-way,
 - iii) franchise agreements, or
 - iv) jurisdiction in utility rate cases

4) THE CITY WILL MONITOR LEGISLATION THAT IMPACTS:

- a) COVID-related economic assistance and economic recovery,

- b) Public safety funding and tactics,
- c) Emergency authorization authority,
- d) Redistricting House, Senate, or Congressional districts in Travis County,
- e) LCRA and water supplies (including groundwater issues),
- f) Emergency Service Districts (ESD), Water Supply Corporations (WSC), and any other special purpose districts (such as MMDs or MUDs), and
- g) Capital Metro or the MoKan Corridor.

5) COMMUNITY COLLABORATION

- a) The City of Pflugerville is committed to collaboration with community partners and will support the Legislative Agendas of the following, except if in conflict with the City:
 - i) Chamber of Commerce, and
 - ii) Pflugerville Independent School District.

SECTION 2. This resolution shall be in full force and effect from and after its passage and approval and it is accordingly so resolved and that the City's authorized agents may act on it accordingly.

PASSED AND APPROVED this 11th day of October, 2022.

Victor Gonzales, Mayor

ATTEST:

Trista Evans, City Secretary