

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS, DETERMINING COSTS OF THE PROPOSED PUBLIC IMPROVEMENTS IN THE MARTIN TRACT PUBLIC IMPROVEMENT DISTRICT, APPROVING A PROPOSED ASSESSMENT ROLL, AND MAKING RELATED FINDINGS AND DETERMINATIONS, IN ACCORDANCE WITH CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE**

**WHEREAS**, the City of Pflugerville, Texas (the “City”), is authorized under Chapter 372 of the Texas Local Government Code, as amended (the “Act”), to create a public improvement district;

**WHEREAS**, the Estate of Ardalia E. Martin, previously submitted and filed with the City Secretary of the City a petition (the "Petition") requesting the establishment of a public improvement district;

**WHEREAS**, after providing all notices required by the Act and the Texas Government Code Chapter 551, the City Council opened a public hearing on June 23, 2020 and continued to December 8, 2020 to consider comments for and against the creation of the District and the advisability of the proposed public improvements and, after closing the public hearing on December 8, 2020, passed and approved Resolution No. RES 1835-20-12-08-0797 (the “PID Creation Resolution”) authorizing creation of the Martin Tract Public Improvement District, which name was subsequently changed to Martin Tract Public Improvement District ("District");

**WHEREAS**, on December 1, 2021, the creation resolution, RES 1835-20-12-08-0797, was published in the Pflugerville Pflag;

**WHEREAS**, the City has reviewed the Preliminary Service and Assessment Plan attached to this Resolution as “**Exhibit A**” and the Proposed Assessment Roll attached as “**Exhibit E**” to such Preliminary Service and Assessment Plan;

**WHEREAS**, in accordance with Section 372.016 of the Act, the City Council desires to make certain determinations and findings with regard to the total cost of the “Authorized Improvements” set forth in the Preliminary Service and Assessment Plan attached to this Resolution as “**Exhibit A**”;

**WHEREAS**, in accordance with Section 372.016 of the Act, the City Council also desires to approve the Proposed Assessment Roll, which is included as “**Exhibit E**” to the Preliminary Service and Assessment Plan attached to this Resolution as “**Exhibit A**,” cause the Proposed Assessment Roll to be filed with the City Secretary, and to direct the City Secretary to make the Proposed Assessment Roll available for public inspection and publish notice of the City Council’s intention to consider the proposed assessments at a public hearing, all in accordance with the requirements of the Act.

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

**Section 1.** The findings set forth in the recitals of this Resolution are found to be true and correct and are incorporated into this Resolution for all purposes by this reference.

**Section 2.** The City Council hereby finds, declares, and directs:

- (a) Determination of Cost. The cost determinations for the proposed Authorized

Improvements set forth in the Preliminary Service and Assessment Plan attached to this Resolution as “**Exhibit A**” are hereby approved.

(b) Proposed Assessment Roll. The Proposed Assessment Roll included in the Preliminary Service and Assessment Plan attached to this Resolution as “**Exhibit A**,” stating the assessment against each parcel of assessable land in the District as determined by the method of assessment set forth in said Preliminary Service and Assessment Plan is hereby approved, and the City Council declares that the Proposed Assessment Roll is hereby filed with the City Secretary. The City Council hereby directs the City Secretary to make the Proposed Assessment Roll available for public inspection and publish notice of the City Council’s intention to consider the proposed assessments at a public hearing, all in accordance with the requirements of the Act.

**Section 3.** City Council hereby authorizes and directs City Secretary to take the actions described in Section 2 of this Resolution and authorizes and directs staff to prepare the required resolutions, ordinances, agreements, service and assessment plan, assessment roll and other documents necessary for the City Council to effectuate the PID Creation Resolution and this Resolution.

**Section 4.** The City Council hereby declares that written notice of the date, hour and place of the meeting at which this Resolution was adopted, was posted and that such meeting was open to the public as required by law at all times when this Resolution and the subject matter hereof were discussed, considered, and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

**Section 5.** This Resolution shall take effect immediately from and after its passage.

**PASSED & APPROVED by the CITY COUNCIL of the CITY OF Pflugerville on the 14<sup>th</sup> day of December, 2021.**

**THE CITY OF PFLUGERVILLE, TEXAS**

By: \_\_\_\_\_  
Victor Gonzales, Mayor

**ATTEST:**

By: \_\_\_\_\_  
Trista Evans, City Secretary

**EXHIBIT A**

(Preliminary Service and Assessment Plan – including the Proposed Assessment Roll)