

City of Pflugerville, Texas, Ordinance No. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE TERMS OF THE DIRECTORS AND CHAIRMAN OF THE REINVESTMENT ZONE NO. ONE, CITY OF PFLUGERVILLE, TEXAS; AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, The City, acting under the provisions of Chapter 311, Texas Tax Code, including Section 311.005(a), designated Reinvestment Zone Number One, City of Pflugerville, Texas, (the "Zone") with the final approval of Ordinance 1063-10-12-14 on December 14, 2010; and

WHEREAS, Ordinance 1063-10-12-14 provided that directors of the Zone would be appointed to two-year terms beginning on the effective date of the ordinance; and

WHEREAS, the City Council finds it appropriate to amend the ordinance to extend the terms of the current directors of the Zone to end on December 31 of the year of the expiration of their terms and to specify the terms of the directors of the Zone to commence on January 1 and to end on December 31; and

WHEREAS, Ordinance 1063-10-12-14 provided that the Mayor shall annually nominate and appoint, subject to the City Council's approval, a member to serve as chair for a term of one year beginning on the anniversary of the effective date of the Ordinance; and

WHEREAS, the Texas Tax Code Section 311.009 (f) specifies that each year the governing body of the municipality or county that created the zone shall appoint one member of the board to serve as chairman for a term of one year that begins on January 1 of the following year; and

WHEREAS, the City Council finds it appropriate to amend the ordinance to provide that the Mayor shall annually nominate and the City Council shall appoint, one member of the board to serve as chairman for a term of one year that begins on January 1 of the following year; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, THAT:

Section 1.

(a) The facts and recitations contained in the preamble of this Ordinance are hereby found and declared to be true and correct and are adopted as part of this Ordinance for all purposes.

Section 2.

(a) The City Council hereby amends Ordinance No. 1063-10-12-14 to specify the terms of the board of directors of the Zone to commence on January 1 and to expire on December 31.

(b) The City Council hereby extends the terms of the current board of directors of the Zone, Position 1, Position 3 and Position 5 from December 14, 2012 to December 31, 2012.

(c) The City Council hereby extends the terms of the current board of directors of the Zone, Position 2 and Position 4 from December 14, 2013 to December 31, 2013.

Section 3.

(a) The City Council hereby amends Ordinance No. 1063-10-12-14 to provide that the Mayor shall annually nominate and the City Council shall appoint, one member of the board of directors of the Zone to serve as chairman for a term of one year that begins on January 1 of the following year.

Section 4. Effective Date

This ordinance will take effect upon its adoption and passage by the City Council.

Section 5. Severability

If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

APPROVED this 27th day of November, 2012.

Jeff Coleman, Mayor

Attest:

Karen Thompson, City Secretary

Approved as to form:

George Hyde, City Attorney