RESOLUTION 09-01-CIAC

A RESOLUTION CONVEYING THE SEMI-ANNUAL REPORTS OF THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE, RELATIVE TO THE PROGRESS OF THE CAPITAL IMPROVEMENTS PLAN AND THE IMPOSITION OF IMPACT FEES FOR THE PERIOD OF OCTOBER 1, 2008 THROUGH MARCH 31, 2009.

WHEREAS, the City Council of the City of Euless, Texas, has adopted the "Three Year Water and Wastewater Impact Fee Review" and is operating under a Capital Improvements Plan as required by Chapter 395 of the Texas Local Government Code for the imposition of impact fees for water and sanitary sewer improvements; and

WHEREAS, the City Council, in compliance with Chapter 395, has appointed a Capital Improvements Advisory Committee to monitor and evaluate implementation of the Capital Improvements Plan; and

WHEREAS, Chapter 395 requires the Capital Improvements Advisory Committee to file semi-annual reports to the City Council with respect to the progress of the Capital Improvements Plan and any perceived inequities in implementing the Plan or imposing the impact fees; and

WHEREAS, the Capital Improvements Advisory Committee has monitored and evaluated the implementation of the Capital Improvements Plan and imposition of impact fees;

NOW THEREFORE BE IT RESOLVED BY THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE OF THE CITY OF EULESS, TEXAS:

SECTION 1. That adequate progress is being made to implement the Capital Improvements Plan for providing facilities necessitated by and attributable to new development.

SECTION 2. That the Capital Improvements Advisory Committee finds no inequities in implementing the Capital Improvements Plan or imposing the impact fees.

SECTION 3. That the Capital Improvements Advisory Committee finds that the impact fees are being collected and that all funds collected are maintained in accordance with the law.

SECTION 4. That because the City Council adopted the "Three Year Water and Wastewater Impact Fee Review" through Ordinance No. 1364 in April, 1999, we assert that the City does not need to review its Land Use Assumptions or impact fees at this time.

SECTION 5. That the semi-annual reports, attached hereto as Exhibit A and accompanying Tables and staff memos, are hereby conveyed to the City Council of the City of Euless, Texas, for its information.

PASSED AND ADOPTED THIS 7th DAY OF JULY 2009.

Richard McNeese, Chairman