

ORDINANCE NO. 1921

APPROVING THE LEVY OF A SPECIAL ASSESSMENT FOR THE GLADE PARKS PUBLIC IMPROVEMENT DISTRICT ("PID"); APPROVING AN ASSESSMENT ROLL AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2011/2012 AT A RATE OF \$0.276444 PER \$100 VALUE OF REAL PROPERTY IN THE PID; AND APPROVING THE FISCAL YEAR 2011/2012 SERVICE AND ASSESSMENT PLAN FOR THE PID.

WHEREAS, the City of Euless has created the Glade Parks Public Improvement District (the "PID") pursuant to Chapter 372 of the Texas Local Government Code (the "Act"); and

WHEREAS, in accordance with the Act, the City Council has filed a proposed assessment roll for the PID with the City Secretary and made it available for public inspection; and

WHEREAS, the Act requires a public hearing to be held to consider oral and written objections to levying of a special assessment to fund improvements for the PID; and

WHEREAS, the Act requires notice of the public hearing to be advertised in a newspaper of general circulation at least ten (10) days before the public hearing to consider the proposed levy of a special assessment on real property within the PID; and

WHEREAS, the Act requires that all property owners within the PID must be notified in writing of the proposed action and public hearing; and

WHEREAS, notices were mailed to the individual property owners within the PID on August 12, 2011, and the required published notice appeared in the Fort Worth Star Telegram on August 17, 2011; and

WHEREAS, a public hearing was held and closed on August 30, 2011, in the Euless City Council Chambers, to consider the approval of the FY 2011/2012 Service and Assessment Plan of the PID and to levy a special assessment for FY 2011/2012 at \$0.276444 per \$100 value of real property in the PID to fund improvements in the PID; and

WHEREAS, the FY 2011/2012 Service and Assessment Plan includes the methods of apportioning the costs and assessing the special benefits against properties within the PID; and

WHEREAS, at or on the adjournment of the public hearing the City Council heard and passed on any objections to the levying of the special assessment; and

WHEREAS, it is officially found and determined that the meeting at which this Ordinance was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by the Texas Open Meetings Act; and

WHEREAS, the City Council desires to levy a special assessment to fund improvements for the PID for FY 2011/2012 at a rate of \$0.276444 per \$100 value of real property in the PID and approve the FY 2011/2012 Service and Assessment Plan of the PID.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EULESS, TEXAS:

Section 1. The City Council of the City of Euless, Texas following a public hearing held in accordance with Chapter 372, Texas Local Government Code, hereby approves the levy of a special assessment to fund improvements in the PID.

Section 2. The City Council hereby levies a special assessment on all real property within the PID at a rate of \$0.276444 per \$100 valuation of real property in the PID during the Fiscal Year ("FY") 2011/2012 to fund improvements in the PID.

Section 3. The City Council hereby approves the FY 2011/2012 Service and Assessment Plan, attached hereto as **Exhibit A**.

Section 4. The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City Council hereby incorporates such recitals as part of this Ordinance.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by the Euless City Charter and the laws of the State of Texas.

PRESENTED AND GIVEN FIRST AND FINAL READING AND APPROVED at a Regular Meeting of the Euless City Council on the 30th day of August, 2011 by a vote of ____ ayes, ____ nays, and ____ abstentions.

APPROVED:

ATTEST:

Mary Lib Saleh, Mayor

Kim Sutter, TRMC, City Secretary

APPROVED AS TO FORM:

Wayne K. Olson, City Attorney