

ORDINANCE NO. 3414

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING ORDINANCE NO. 3138 BY DELETING SECTION 5 (A) IN ITS ENTIRETY AND INSERTING A NEW SECTION 5 (A) THEREBY REVISING THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE MESQUITE RODEO CITY TAX INCREMENT FINANCE REINVESTMENT ZONE NUMBER ONE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of Mesquite, Texas (the "City") adopted Ordinance No. 3138 on February 3, 1997, which created Mesquite Rodeo City Tax Increment Finance Reinvestment Zone Number One (the "Zone") and established a Board of Directors for the Zone to promote development or redevelopment in the Zone; and

WHEREAS, the City has adopted Ordinance No. 3412 revising the Project Plan and Financing Plan for the Zone on February 5, 2001.

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

SECTION 1. That Ordinance No. 3138 is hereby amended by deleting Section 5 (a) in its entirety and inserting a new Section 5 (a) to read as follows, in all other respects said Ordinance and Section to remain in full force and effect:


- (a) That there is hereby established a Board of Directors for the Mesquite Rodeo City Tax Increment Finance Reinvestment Zone Number One (the "Zone"), which shall consist of seven (7) members. The Board of Directors for the Zone shall be appointed as follows: Four (4) members shall be appointed by the City Council and three (3) members appointed by the Mesquite Independent School District. However, if a taxing unit waives its right to appoint a member of the board, the City of Mesquite (the "City") may appoint such board member in its stead. The initial Board of Directors shall be appointed by resolution of the governing bodies of the City and the taxing units as provided herein within sixty (60) days of the passage of this ordinance or within a reasonable time thereafter. All members appointed to the board shall meet eligibility requirements as set forth in the Tax Increment Financing Act, Chapter 311 of the Texas Property Tax Code, Vernon's Texas Codes Annotated (the "Act").

SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

SECTION 4. That the need to revise the membership of the Board of Directors for the Mesquite Rodeo City Tax Increment Finance Reinvestment Zone Number One and the need to protect the public interest, comfort and general welfare of the citizens of the City of Mesquite creates an urgency and emergency for the preservation of the public health, safety and welfare, and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 5th day of February, 2001.




Mike Anderson
Mayor

ATTEST:



Ellen Williams
City Secretary

APPROVED:



B. J. Smith
City Attorney