

RESOLUTION NO. 03-96

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, ESTABLISHING A CAPITAL IMPROVEMENTS ADVISORY COMMITTEE IN COMPLIANCE WITH CHAPTER 395 OF THE LOCAL GOVERNMENT CODE; AND DECLARING AN EFFECTIVE DATE THEREOF.

WHEREAS, Chapter 395 of the Local Government Code ("Chapter 395") authorizes political subdivisions to finance capital improvements associated with new development in municipalities;

WHEREAS, Chapter 395 prescribes a process that incorporates the required methodology, the procedures for public hearings, and the reporting components related to impact fees; and

WHEREAS, Chapter 395 requires that a Capital Improvements Advisory Committee be appointed by the governing body to advise the City Council on certain matters related to the procedures promulgated by Chapter 395; and

WHEREAS, Chapter 395 further requires that the City Council adopt procedural rules for the Capital Improvements Advisory Committee to follow in carrying out its duties;

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

SECTION 1. There is hereby established an advisory committee to the City Council and named the "Capital Improvements Advisory Committee of the City of Mesquite, Texas."

SECTION 2. The Capital Improvements Advisory Committee shall be composed of the members of the Planning and Zoning Commission of the City of Mesquite along with one additional member appointed by a majority vote of the City Council who is a representative of the real estate, development, or building industry, but who is not an employee or official of a political subdivision or governmental entity.

SECTION 3. The City Council reserves the right to promptly appoint additional members to the Capital Improvements Advisory Committee if required to replace a member due to a resignation or for any other purpose needed to fulfill the composition requirements of Chapter 395.

SECTION 4. The Capital Improvements Advisory Committee shall serve in an advisory capacity and is established to:

- (a) advise and assist the City in adopting land use assumptions;

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- (b) review the capital improvements plan and file written comments;
- (c) monitor and evaluate implementation of the capital improvements plan;
- (d) file semi-annual reports with respect to progress of the capital improvements plan and report to the City any perceived inequities in implementing the plan or imposing the impact fee; and
- (e) advise the City of the need to update or revise the land use assumptions, capital improvements plan, and impact fee.

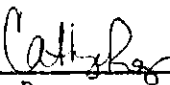
SECTION 5. The Capital Improvements Advisory Committee is to conduct committee business only when a quorum is present.

SECTION 6. The Chairperson of the Planning and Zoning Commission shall serve as chair of the Capital Improvements Advisory Committee.

SECTION 7. The Improvements Advisory committee shall meet at sufficient intervals to accomplish the functions enumerated herein.


SECTION 8. That this resolution shall take effect immediately from and after its passage as the law in such cases provides.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 19th day of February, 1996.




Cathyc Ray
Mayor

ATTEST:



Ellen Williams
City Secretary

APPROVED:



B.J. Smith
City Attorney