

RESOLUTION NO. 09-2003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, SUPERCEDING RESOLUTION NOS. 15-90 AND 03-96 THEREBY AMENDING THE ORGANIZATIONAL STRUCTURE AND RULES OF PROCEDURE FOR THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE TO ESTABLISH THE TERMS OF THEIR MEMBERS.

WHEREAS, Resolution No. 15-90 passed by the City Council on April 2, 1990, pursuant to § 365.058 of the Texas Local Government Code, established the Planning and Zoning Commission as the Capital Improvements Advisory Committee (hereinafter referred to as "CIAC") and established rules of procedure but did not establish terms of the members; and

WHEREAS, Resolution No. 03-96 passed by the City Council on February 19, 1996, pursuant to § 365.058 of the Texas Local Government Code, provided for an additional member, not to be an employee or official of the City of Mesquite, representing the real estate, development or building industry to be appointed by the City Council to the CIAC when no member of the Planning and Zoning Commission is a representative of the real estate, development or building industry and reiterated rules of procedure but did not establish the term of the additional member; and

WHEREAS, it is the desire of the City Council to again reiterate the structure and procedures of the CIAC and establish terms of the members.

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

SECTION 1. That Resolution Nos. 15-90 and 03-96 are hereby superceded, and the structure of the Capital Improvements Advisory Committee (CIAC), their terms of office and rules of procedure are as follows:

- A. The CIAC shall be composed of the members of the Planning and Zoning Commission of the City of Mesquite (City) 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 when no member of the Planning and Zoning Commission is a representative of the real estate, development or building industry.
- B. That the terms of the members of the CIAC who also serve on the Planning and Zoning Commission shall coincide with the terms of the Planning and Zoning Commission.
- C. That the terms of the member added by Resolution No. 03-96 shall be for two years, coinciding with the terms of the other CIAC members except that the initial term of the member shall expire September 30, 2004.
- D. That the CIAC shall serve in an advisory capacity and is established to:
 - 1. Advise and assist the City of Mesquite in adopting land use assumptions;

2. Review the capital improvements plan and file written comments;
 3. Monitor and evaluate implementation of the capital improvements plan;
 4. File semiannual reports with respect to the progress of the capital improvements plan and report to the City any perceived inequities in implementing the plan or imposing the impact fee;
 5. Advise the City of the need to update or revise the land use assumptions, capital improvements plan and impact fee; and
 6. Provide other impact fee advisory services as directed by the City Council.
- E. The CIAC is to conduct committee business only when a quorum is present.
- F. The Chairperson of the Planning and Zoning Commission shall serve as chair of the CIAC.
- G. The CIAC shall meet at sufficient intervals to accomplish the functions enumerated herein.

SECTION 2. That the CIAC shall comply with all requirements set out by Chapter 395 of the Texas Local Government Code; provided that in circumstances not specified by Chapter 395, the procedural rules which are established by the Mesquite Zoning Ordinance and the Commission's Bylaws for the Mesquite Planning and Zoning Commission regarding quorums, voting, official records, hearings and other procedures shall apply as the procedural rules of the CIAC.

SECTION 3. That this resolution shall take effect immediately from and after its passage.

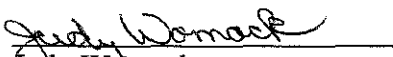
DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 3rd day of March, 2003.




Mike Anderson
Mayor

ATTEST:

APPROVED:



Judy Womack
City Secretary



B. J. Smith
City Attorney