

RESOLUTION NO. 17-07

A RESOLUTION ESTABLISHING A CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR THE TOWN OF ANNETTA, TEXAS AND PROVIDING FOR THE MEMBERSHIP AND DUTIES OF THE COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Annetta, Texas, is a Type A general law municipality located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, pursuant to Chapter 395 of the Local Government Code, the Town is authorized to impose impact fees from new development in order to generate revenue for funding or recouping the costs of capital improvements or facility expansions necessitated by and attributable to the new development; and

WHEREAS, Section 395.058 of the Local Government Code provides that on or before the date on which an order, ordinance or resolution is adopted under Section 395.042 of the Local Government Code, establishing a public hearing date to consider the land use assumptions and capital improvements plan for the designated service area to be served by the capital improvements or facilities expansions, a political subdivision must appoint a capital improvements advisory committee; and

WHEREAS, the Town Council of the Town of Annetta, Texas, finds and determines that it is in the best interest of the citizens of Annetta to establish and appoint a capital improvements advisory committee.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ANNETTA, TEXAS, THAT:

**SECTION 1.
Establishment**

Pursuant to Section 395.058 of the Local Government Code, there is hereby established an advisory committee to the Town Council named the "Capital Improvements Advisory Committee."

**SECTION 2.
Membership**

2.1 The Advisory Committee shall be composed of the Annetta Planning and Zoning Commission as long as at least one representative is from the real estate, development or building industry and is not an employee or official of a political subdivision or governmental entity. If no such representative is a member of the Planning and Zoning Commission, the Town Council must appoint one such representative as an ad hoc voting member of the Planning and Zoning Commission for when it acts as the Advisory Committee. If the Town is to apply impact fees in

the extraterritorial jurisdiction of the Town, the membership must include a representative from that area.

2.2 The Chairperson of the Planning and Zoning Commission shall serve as the Chairperson of the Advisory Committee. The Chairperson of the Advisory Committee shall be a voting member but shall not initiate or second any motion made by the Committee.

2.3 The Town Council reserves the right to appoint additional members to the 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 of the Texas Local Government Code.

2.4 The initial Advisory Committee shall be comprised of the following six members, each appointed by a majority vote of the Town Council:

1. Roger Wilson (P&Z Place 1)
2. Mike Herring (P&Z Place 2)
3. Shelby Kimball (P&Z Place 3)
4. Robert Carter (P&Z Place 4)
5. Jim Causey (P&Z Place 5)
6. Robert McGee (ETJ representative)

SECTION 3. Functions and Duties

The Advisory Committee shall serve in an advisory capacity to the Town Council of the Town of Annetta, Texas, and is established to:

- (1) advise and assist the Town of Annetta 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 Town Council any perceived inequities to implementing the plan or imposing the impact fees; and
- (5) advise the Town Council of the need to update or revise the land use assumptions, capital improvements plan and impact fees.

SECTION 4. Conduct of the Advisory Committee

4.1 The Advisory Committee shall conduct Committee business only when a quorum is present. A quorum shall be defined as a majority of the voting membership of the Committee.

4.2 The Advisory Committee shall meet at sufficient intervals to accomplish its functions and duties.

4.3 The Advisory Committee shall provide Committee Reports to the Town Council

that includes comments and recommendations regarding Land Use Assumptions, Capital Improvements Plans and Impact Fees.

4.4 The Committee Reports shall be submitted:

4.41 Before the fifth business day before the date of the public hearing on the proposed land use assumptions, water and wastewater capital improvements plan, and roadway capital improvements plan;

4.42 Before the fifth business day before the date of the public hearing on the proposed water and wastewater impact fees, and roadway impact fees; and

4.43 At such other times as shall be deemed appropriate.

SECTION 5.

The Town Council shall make available to the Advisory Committee any professional reports with respect to developing and implementing the capital improvements plan.

SECTION 6.

This resolution shall be in full force and effect from and after its passage.

PASSED AND APPROVED on this 16th day of November, 2017.

Bruce Pinckard, Mayor

Attest:

Jamee Long, Town Secretary

