

RESOLUTION NO. R-2016 - 19

A RESOLUTION OF THE CITY OF BASTROP, TEXAS APPROVING THE XS RANCH PUBLIC IMPROVEMENT DISTRICT PRELIMINARY SERVICE AND ASSESSMENT PLAN INCLUDING THE PROPOSED ASSESSMENT ROLL AND CALLING AND PROVIDING FOR THE NOTICE OF HEARING FOR LEVY OF ASSESSMENTS IN XS RANCH PUBLIC IMPROVEMENT DISTRICT

WHEREAS, Chapter 372 of the Texas Local Government Code (“Act”) authorizes the creation of public improvement districts and to levy assessments against property within the district to pay the costs of public improvement projects that confer a special benefit on property within the district; and

WHEREAS, on August 11, 2015, the Bastrop City Council (“City Council”) authorized and created the XS Ranch Public Improvement District (“PID” or “District”) and

WHEREAS, Sections 372.013 and 372.014 of the Act provide that an advisory body, or another entity assigned the responsibility by the City Council in the absence of an advisory body, shall prepare a service plan, which plan must also include an assessment plan, and shall present such plan to the city for review and approval; and

WHEREAS, Section 372.016 of the Act provides that the City Council shall prepare a proposed assessment roll, stating the assessment against each parcel of land in the district, and requires that such roll be filed with the municipal secretary (“City Secretary”) of a city that has formed a PID (“City of Bastrop” or “City”); and

WHEREAS, the Act requires the county tax assessor-collector to publish notice of the City’s intention to consider the proposed assessments at a public hearing, and such notice must be published before the 10th day before the date of the hearing; and

WHEREAS, because the District is located in the extraterritorial jurisdiction (“ETJ”) of the City of Bastrop, and improvements will be undertaken in the City’s ETJ, the Act requires that notice of the hearing be published not only in a newspaper of general circulation in the City of Bastrop and but also a newspaper of general circulation in the part of the ETJ in which the District is located or the improvements to be undertaken; and

WHEREAS, the Act also requires the City Secretary to mail notice of the hearing to the owners of property liable for assessment;

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

Section 1. The City Council approves the Preliminary Service and Assessment Plan prepared by Development Planning & Financing Group, Inc., including the proposed assessment roll. The City Council directs the City Secretary to file the proposed assessment roll in the City’s records and to make the proposed assessment roll open to public inspection.

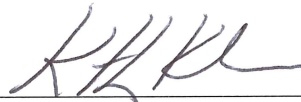
Section 2. Pursuant to the requirements of the Act, the City Council calls a public hearing for June 14, 2016, at 6:30 p.m. to consider the proposed assessments.

Section 3. The City staff is directed to create a notice of hearing stating the information required by the Act: the date, time, and place of the hearing; the general nature of the improvements; the cost of the improvements; the boundaries of the assessment district; and that written or oral objections will be considered at the hearing.

Section 4. The City staff is directed to have notice of the hearing published in a newspaper of general circulation in the City and in the City's ETJ before the 10th day before June 14, 2016.

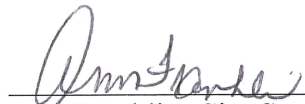
Section 5. The City staff is directed to mail notice of the hearing to the property owners in the District before the 10th day before June 14, 2016.

PASSED, APPROVED, AND EFFECTIVE May 24, 2016.



Ken Kesselus, Mayor,
City of Bastrop, Texas

ATTEST:



Ann Franklin, City Secretary
City of Bastrop, Texas

[CITY SEAL]

APPROVED AS TO FORM:



J.C. Brown, City Attorney,
City of Bastrop, Texas