

A RESOLUTION

A RESOLUTION OF THE COUNCIL OF FAIR OAKS RANCH, TEXAS APPOINTING MEMBERS TO THE AD HOC BOND ADVISORY COMMITTEE AND DIRECTING THE CITY MANAGER TO DEVELOP FINANCING OPTIONS IN SUPPORT OF THE FY 2024-28 CAPITAL IMPROVEMENTS PLAN.

WHEREAS, the City Council in Ordinance 145.0 established the Impact Fee Advisory Committee on January 15, 2004, pursuant to Chapter 395 of the Texas Local Government Code governing impact fees in new developments; and

WHEREAS, Impact Fee Advisory Committee was changed to Capital Improvements Advisory Committee ("CIAC") on February 16, 2006, by Resolution 82.5; and

WHEREAS, the City Council adopted the Water, Wastewater, and Reuse Capital Improvement Plan at the Council meeting of October 21, 2021, the Roadway Capital Improvement Plan at the Council meeting of November 4, 2021, and the Drainage Capital Improvement Plan at the meeting of January 20, 2022; and

WHEREAS, the adopted Capital Improvements Plan (CIP) include an estimated \$34 million in various projects over five years; and

WHEREAS, the City Council supports the development of financing alternatives to support the Capital Improvements (CIP) including a combination of operating and debt service expenses to support the plan; and

WHEREAS, CIAC expressed its intent to serve as a bond advisory committee at its meeting of September 7, 2023, to include review of impact fee eligible and non-impact fee eligible projects; and

WHEREAS, the City Council finds it appropriate to designate members of CIAC as the ad hoc Bond Advisory Committee; and

WHEREAS, the City Council expects to consider a CIP financing plan by February 2024.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS THAT:

Section 1. The City Council designates the following members to the Bond Advisory Committee for the Council.

Joe DeCola	Paul Mebane	Chris Weigand
John Guidry	Marcus Garcia	Emily Stroup – Council Liaison
Seth Mitchell	Ben Koerner	
Dana Green	Jamin Kazarian	

Section 2. The City Council directs the City Manager to develop financing options in support of the FY 2024-28 Capital Improvements Plan by February 2024.

- Section 3.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.
- Section 4.** All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this resolution are hereby repealed to the extent of such conflict, and the provision of this resolution shall be and remain controlling as to the matters resolved herein.
- Section 5.** This resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 6.** If any provision of this resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this resolution would have been enacted without such invalid provision.
- Section 7.** It is officially found, determined, and declared that the meeting at which this resolution is adopted was open to the public and that public notice of the time, place and subject matter of the public business to be considered at such meeting, including this resolution, was given, all as required Chapter 551, Texas Government Code, as amended.
- Section 8.** This resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED, APPROVED, and ADOPTED on the 5th day of October 2023.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC, City Secretary

Denton Navarro Rocha Bernal & Zech, P.C.,
City Attorney