

RESOLUTION NO. 2020-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANOR, TEXAS, ACCEPTING A PETITION FOR THE DISSOLUTION OF THE ORIGINAL ENTRADAGLEN PUBLIC IMPROVEMENT DISTRICT AND THE CREATION OF A NEW ENTRADAGLEN PUBLIC IMPROVEMENT DISTRICT AND CALLING FOR PUBLIC HEARINGS.

WHEREAS, the City of Manor, Texas (the “City”) is authorized by Chapter 372, Texas Local Government Code, as amended (the “Act”) to dissolve and create a public improvement district and to levy special 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, the City Council of the City of Manor (the “City Council”) has previously created the EntradaGlen Public Improvement District (the “District”) pursuant to Resolution 2018-06 adopted on July 18, 2018 (the “Creation Resolution”); and

WHEREAS, on or about October 29, 2020, the owners of real property located in the City of Manor submitted to and filed with the City Secretary of the City that certain “Petition for the Dissolution of the Original EntradaGlen Public Improvement District and for the Creation of a New Public Improvement District to Finance Improvements to Las Entradas and Shadowglen Subdivisions (EntradaGlen Public Improvement District)” (the “Petition”), which is attached as Exhibit “A,” meeting the requirements of the Act and indicating: (i) the owners of more than fifty percent (50%) of the appraised value of the taxable real property liable for assessment; and (ii) the owners of more than fifty percent (50%) of the area of all taxable real property liable for assessment within the District (the “Owner” or “Developer”) have executed the Petition requesting that the City Council dissolve the original EntradaGlen Public Improvement District (the “original EntradaGlen PID”), as shown on Exhibit “A” of the Petition, and requesting that the City Council create the new EntradaGlen Public Improvement District (the “new EntradaGlen PID”), as shown on Exhibit “B” of the Petition (the “Map and Field Notes of the District”); and

WHEREAS, the Act states that prior to the adoption of a resolution dissolving the original EntradaGlen PID, the City Council must hold a public hearing on the advisability of the dissolution of the original EntradaGlen PID (the “Dissolution Public Hearing”); and

WHEREAS, the Act further requires that prior to the adoption of a resolution creating and determining the boundaries of the proposed new EntradaGlen PID, the City Council must hold a public hearing on the advisability of the improvements, the nature of the improvements contemplated, the estimated costs of the improvements, the method of assessment, and the apportionment, if any, of the costs between the proposed new EntradaGlen PID and the City (the “Creation Public Hearing”).

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

SECTION 1. The City Council hereby approves the recitals contained in the preamble of this Resolution and finds that all the recitals are true and correct and incorporate the same in the body of this Resolution as findings of fact.

SECTION 2. City staff reviewed the Petition and determined that same complied with the requirements of the Act and the City Council accepts the Petition. The Petition is filed with the office of the City Secretary and is available for public inspection.

SECTION 3. The City Council calls a Dissolution Public Hearing to be scheduled at or after 7:00 p.m. on December 2, 2020 to be held at either at Manor City Hall, 105 E. Eggleston Street, Manor, Texas or by videoconference on the advisability of the dissolution of the original EntradaGlen PID. All residents and property owners within the District, and all other persons, are hereby invited to appear in person, or by their attorney, and speak on the dissolution of the original EntradaGlen PID.

SECTION 4. The Dissolution Public Hearing may be adjourned from time to time. Upon the closing of the Dissolution Public Hearing, the City Council may consider the adoption of a resolution dissolving the original EntradaGlen PID or may defer the adoption of such a resolution for up to six (6) months. The adoption of such a resolution is within the sole discretion of the City Council.

SECTION 5. The City Council calls a Creation Public Hearing to be scheduled at or after 7:00 p.m. on December 2, 2020 to be held at Manor City Hall, 105 E. Eggleston Street, Manor, Texas or by videoconference on the advisability of the improvements, the nature of the improvements contemplated, the estimated costs of the improvements, the boundaries of the new EntradaGlen PID, the method of assessment, and the apportionment, if any, of the costs between the new EntradaGlen PID and the City. All residents and property owners within the new EntradaGlen PID, and all other persons, are hereby invited to appear in person, or by their attorney, and speak on the creation of the new EntradaGlen PID.

SECTION 6. The Creation Public Hearing may be adjourned from time to time. Upon the closing of the Creation Public Hearing, the City Council may consider the adoption of a resolution creating the new EntradaGlen PID or may defer the adoption of such a resolution for up to six (6) months. The adoption of such a resolution is within the sole discretion of the City Council.

SECTION 7. The City Council hereby authorizes and directs the City Secretary, on or before November 13, 2020, in accordance with the Act, to: (a) publish notices of the Dissolution Public Hearing and the Creation Public Hearing in a newspaper of general circulation in the City; and (b) mail notice of the Dissolution Public Hearing and the Creation Public Hearing to the owners of the District and the new EntradaGlen PID respectively as reflected on the tax rolls.

SECTION 8. If any section, article, paragraph, sentence, clause, phrase or word in this resolution or application thereof to any persons or circumstances is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this resolution; and the City Council hereby declares it would have passed such remaining portions of the resolution despite such invalidity, which remaining portions shall remain in full force and effect.

PASSED AND ADOPTED by the City Council of Manor, Texas, at a regular meeting on the 4th day of November 2020, at which a quorum was present, and for which due notice was given pursuant to Government Code, Chapter 551.

Dr. Larry Wallace Jr., Mayor

ATTEST:

Lluvia T. Almaraz, City Secretary
City of Manor, Texas

EXHIBIT "A"
PETITION