

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Economic and International Development Department

AGENDA DATE: First Reading: 10/15/2019
Public Hearing: 10/29/2019

CONTACT PERSON/PH. No.: Jessica Herrera, Director 915-212-1624

DISTRICT(S) AFFECTED: District 1

SUBJECT:

An ordinance terminating Tax Increment Reinvestment Zone Number Twelve, City of El Paso, Texas. Dissolving the Tax Increment Fund for the Zone; Dissolving the Board of Directors for the Zone; and providing an effective date.

(District 1) [Economic and International Development Department, Jessica Herrera, Director, (915) 212-1624]

BACKGROUND / DISCUSSION:

Tax Increment Reinvestment Zone (TIRZ #12) was created May 29, 2018, by adopting Ordinance No. 018790. A Special Election was held on May 4, 2019 - Voters voted for the adoption of an initiative petition to preserve the land situated in the zone. No tax increment has been collected and no bonds have been issued. The City finds that the early termination of the TIRZ #12 is appropriate as directed by City Council.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes, TIRZ # 12 was created on May 29, 2018.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: 

ORDINANCE NO. _____

AN ORDINANCE TERMINATING TAX INCREMENT REINVESTMENT ZONE NUMBER TWELVE, CITY OF EL PASO, TEXAS; DISSOLVING THE TAX INCREMENT FUND FOR THE ZONE; DISSOLVING THE BOARD OF DIRECTORS FOR THE ZONE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 29, 2018 the City Council of the City of El Paso, Texas ("City Council") adopted Ordinance No. 018790 designating Tax Increment Reinvestment Zone Number Twelve, City of El Paso, Texas, (the "Zone") pursuant to Chapter 311, Tax Increment Financing Act, Texas Tax Code; and

WHEREAS, Ordinance No. 018790, Section 5, provides that the Zone will terminate on the earlier of (i) December 31, 2054; (ii) the date on which all project costs are complete and financing is no longer needed; or (iii) at an earlier time designated by subsequent ordinance; and

WHEREAS, on May 4, 2019, the City of El Paso held a Special Election wherein the majority of voters voted for the adoption of an initiative petition to preserve the land situated in the Zone (the "Initiative Petition"), the text of which, as well as the Special Election Ballot language, is attached as "Exhibit A"; and

WHEREAS, City Council finds that early termination of the Zone is appropriate due to the adoption of Initiative Petition; and

WHEREAS, no tax increment has been collected in the Zone thus far; and

WHEREAS, no bonds have been issued for the Zone thus far; and

WHEREAS, City Council has directed staff to terminate the Zone.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

A. That Tax Increment Reinvestment Zone Number Twelve, City of El Paso, Texas is hereby terminated.

B. That the Tax Increment Fund for Tax Increment Reinvestment Zone Number Twelve, City of El Paso, Texas is hereby dissolved and terminated.

C. That the Board of Directors for Tax Increment Reinvestment Zone Number Twelve, City of El Paso, Texas is hereby dissolved and terminated.

D. That this Ordinance shall take effect and be in full force and effect from and after its adoption.

ADOPTED this ____ day of _____, 2019.


CITY OF EL PASO

Dee Margo, Mayor

ATTEST:

Laura Prine
City Clerk

APPROVED AS TO FORM:



Roberta Brito
Assistant City Attorney

APPROVED AS TO CONTENT:

50. 

Jessica Herrera, Director
Economic & Int'l Development

ORDINANCE NO. _____
18-1007- 2206 | 929682| rab
Ordinance Terminating TIRZ 12

EXHIBIT A

Text of Proposed Ordinance

“The City of El Paso shall preserve, in its natural state and in perpetuity, all of the City owned real property (approximately 1,106.9316 acres) referred to as “Reinvestment Zone Number Twelve, City of El Paso” described below (the “Land”). The City shall take all steps necessary and appropriate to preserve the Land and to prevent it from being developed with either private development or major public roadways. The Land is comprised of the following parcels in the City of El Paso, El Paso County, Texas, and is more particularly described as set out in Exhibit A : Parcel 1 - Nellie D. Mundy Survey 246 (approximately 73.6664 acres); Parcel 2 - S.J. Larkin Survey 267 (approximately 632.735 acres); Parcel 3 – S.J. Larkin Survey 269, Abstract 10070, Tract 1-A (approximately 8.175 acres); Parcel 4 - S.J. Larkin Survey 268, Abstract 10069 (approximately 15.8712 acres); Parcel 5 - S.J. Larkin Survey 268, Abstract 10069, Tract 1 (approximately 45.664 acres); Parcel 6 – Laura E. Mundy Survey 234, Abstract 1007, Tract 2 (approximately 255.39 acres); and Parcel 7 – Laura E. Mundy Survey 234, Abstract 1007, Tract 2 (approximately 105.43 acres).”

BALLOT LANGUAGE

City of El Paso Proposition A

Shall an ordinance be approved to preserve in its natural state, for all time, the 1,107 acres owned by the City of El Paso and referred to as “Tax Increment Reinvestment Zone Number Twelve,” which includes the “Lost Dog Trail,” and to prohibit, for all time, any private development and any major public roadways on said 1,107 acres?

YES ()

NO ()