

ORDINANCE NO. 2016-02

**AN ORDINANCE OF THE CITY COUNCIL OF TOMBALL, TEXAS,
CORRECTING THE ASSESSMENT OF TWO PARCELS OF LAND
WITHIN THE TOMBALL PUBLIC IMPROVEMENT DISTRICT
NUMBER 1, ESTABLISHED BY RESOLUTION NO. 2007-14.**

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WHEREAS, the City of Tomball (the “City”) is authorized pursuant to TEX. LOCAL GOVT CODE, ch. 372, as amended (“Chapter 372”) to create public improvement districts for the purposes described therein; and

WHEREAS, the City received a petition (the “Petition”) requesting the creation of the City of Tomball Public Improvement District Number 1 (the “PID”), held a public hearing, and created the PID in accordance with the applicable provisions of Chapter 372; and

WHEREAS, the City passed and adopted Resolution No. 2007-14 establishing the PID; and

WHEREAS, the City passed and adopted an ordinance approving the Service and Assessment Plan for the PID by Ordinance No. 2010-14 and an ordinance approving the Tomball Public Improvement District Number 1 (Pine Country Section Two) Section Two assessment roll and levying an assessment on each parcel by Ordinance No. 2010-15; and

WHEREAS, the city council has determined that the assessments against Lot 39, Block 2 and Lot 40, Block 2 of Section Two are incorrect due to changes in lot square footages and wishes to correct the assessment of the parcels to reflect the change in square footages; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, that:

Section 1. The facts recited in the preamble hereto are found to be true and correct.

Section 2. The approved assessment roll for Public Improvement District Number 1 (Pine Country Section Two) Section Two attached to Ordinance No. 2010-15 is hereby amended as follows to change the Lot Area (s.f.) of Lot 39, Block 2 from 19,632 square feet to 14,272 square feet and to change the Lot Area (s.f.) of Lot 40, Block 2 from 11,644 square feet to 15,703 square resulting in a new Total Assessment and Annual Assessment Installments as follows:

Public Improvement District Number One
Pine County of Tomball Subdivision
Section Two Assessment Roll
City of Tomball, Harris County, Texas

Block #	Lot #	Lot Area (s.f.)	Total Assessment Rate	Total Assessment	Financed Assessment Rate	Annual Assessment Installment	Financed Assessment Term	Annual Administrative Cost	Total Annual Payment
2	39	14,272	0.9618	\$13,726.81	0.1056	\$1,507.12	15 Years	\$58.89	\$1,566.01
2	40	15,703	0.9618	\$15,103.15	0.1056	\$1,658.24	15 Years	\$58.89	\$1,717.13

Section 3. It is hereby found, determined and declared that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

FIRST READING:

READ, PASSED, AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 18TH DAY OF JANUARY 2016.

COUNCILMAN HUDGENS	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN DEGGES	<u>ABSENT</u>
COUNCILMAN TOWNSEND	<u>AYE</u>
COUNCILMAN KLEIN QUINN	<u>AYE</u>

SECOND READING:

READ, PASSED, AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 1ST DAY OF FEBRUARY 2016.

COUNCILMAN HUDGENS	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN DEGGES	<u>AYE</u>
COUNCILMAN TOWNSEND	<u>AYE</u>
COUNCILMAN KLEIN QUINN	<u>AYE</u>

Gretchen Fagan
Gretchen Fagan, Mayor

ATTEST:

Doris Speer
Doris Speer, City Secretary