

ORDINANCE NO. 2017-10

AN ORDINANCE FINDING AND DETERMINING THAT THERE IS NOT A NEED FOR THE GALVESTON COUNTY MUNICIPAL UTILITY DISTRICT NUMBER 13 TO CONTINUE ITS EXISTENCE; ABOLISHING AND DISSOLVING THE GALVESTON COUNTY MUNICIPAL UTILITY DISTRICT NUMBER 13; AUTHORIZING AND DIRECTING THE CITY MANAGER TO TAKE SUCH ACTIONS NECESSARY TO LAWFULLY ABOLISH AND DISSOLVE THE DISTRICT; PROVIDING AN EFFECTIVE DATE

WHEREAS, under Section 43.074 of the Texas Local Government Code ("Section 43.074"), a municipal utility district that is created from an area that is located wholly within a municipality's city limits may be abolished by the City Council;

WHEREAS, after careful study and review, the City Council has determined, based on available information, that there is no need for the Galveston County Municipal Utility District 13 ("District") to continue its existence, the services furnished by the functions performed by the District can be furnished and performed by the City and the abolition of the District is in the best interest of the residents and property in the City and the District; and

WHEREAS, under Section 43.074, the City Council is authorized to abolish the District by ordinance, upon a vote of at least two-thirds of the entire membership by the City Council;

NOW, THEREFORE BE IT ORDAINED BY THE CITY OF LEAGUE CITY, TEXAS, as follows:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. In accordance with Section 43.074, the City Council hereby finds that: 1) the District is no longer needed, or that the services furnished and functions performed by the District can be furnished and performed by the City, and 2) the abolition of the District is in the best interest of the residents and property in the City and the District.

Section 3. The Municipal Utility District 13 is hereby abolished as a separate independent political entity; that the property and the assets of the District are vested in the City of League City for all purposes; that the City shall hereinafter be liable for all the debts, liabilities and obligations, including any bonded indebtedness, of the District; and that the City shall perform the services and other functions that were performed by the District all in accordance with applicable laws, policies and agreements.

Section 4. The City Manager, or his designee, is authorized to execute any document necessary to complete this transaction.

Section 5. All ordinances and agreements and parts of ordinances and agreements in conflict herewith, are hereby repealed to the extent of the conflict only.

Section 6. It is hereby found and determined that the meeting at which this ordinance was passed was open to the public and that advance public notice of the time, place and purpose of said meeting was given as required by law.

Section 7. This ordinance shall take effective immediately upon its passage.

PASSED first reading the 28th day of March, 2017.

PASSED second reading the ____ day of _____, 2017.

PASSED AND ADOPTED the ____ day of _____, 2017.

PAT HALLISEY
Mayor

ATTEST:

DIANA M. STAPP
City Secretary

APPROVED AS TO FORM:

NGHIEM V. DOAN,
City Attorney