

# A Resolution

NO. \_\_\_\_\_

**APPOINTING MICHAEL D. CRAIN TO FILL THE REMAINDER OF THE UNEXPIRED TERM OF GYNA BIVENS ON THE BOARD OF DIRECTORS OF TAX INCREMENT REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF FORT WORTH, TEXAS; AND ACKNOWLEDGING MARK HALLMAN'S APPOINTMENT TO THE BOARD BY TARRANT COUNTY HOSPITAL DISTRICT IN PLACE OF JR LABBE (WOODHAVEN TIF)**

**WHEREAS**, the City Council of the City of Fort Worth ("City Council") previously adopted Ordinance No. 17889-11-2007 creating Tax Increment Reinvestment Zone Number Thirteen, City of Fort Worth, Texas ("Reinvestment Zone");

**WHEREAS**, Ordinance No. 17889-11-2007 provides that the Reinvestment Zone is to be overseen by an eleven (11)-member Board of Directors ("Board"), of which each taxing unit that levies taxes on real property in the Reinvestment Zone has the right to appoint one (1) member each and the City Council has the right to appoint all remaining members;

**WHEREAS**, House Bill 2853, which was passed by the 82<sup>nd</sup> Texas Legislature and took effect on June 17, 2011, amended Section 311.009 of the Texas Tax Code regarding the appointment of members to the Board of tax increment reinvestment zones and prevails over any conflicting provision of Ordinance No. 17889-11-2007;

**WHEREAS**, Gyna Bivens will no longer serve as a board member;

**WHEREAS**, it is necessary for the City Council to appoint a person to fill such vacancy on the Board for the remainder of the term currently in effect;

**WHEREAS**, Section 311.009(c) of the Texas Tax Code provides that Board members shall be appointed for a term of two (2) years unless otherwise indicated;

**WHEREAS**, Tarrant County Hospital District appointed Mark Hallman to serve on the Board in place of JR Labbe to serve the remainder of her term that expires on December 31, 2021;

**WHEREAS**, the City Council has the right, at any time and for any reason, to appoint an individual to the Board to replace any current member appointed by the City Council for the remainder of that person's term; and

**WHEREAS**, Section 311.009(f) of the Texas Tax Code provides that the City Council must appoint one (1) member of the Board to serve as the Board's chairperson for a term of one (1) year beginning January 1 of the year.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, THAT:**

1. The City Council hereby appoints the person listed below to the Board for the remainder of Gyna Bivens' unexpired term expiring as indicated below:

<u>NAME</u>	<u>APPOINTING ENTITY</u>	<u>EXPIRATION OF TERM</u>
Michael D. Crain	City of Fort Worth	December 31, 2022

2. The City Council hereby acknowledges the appointment of Mark Hallman to the Board by the Tarrant County Hospital District in place of JR Labbe to serve the remainder of her term that expires on December 31, 2021.

3. The City Council hereby reserves the right, at any time and for any reason, to remove a Board member appointed by the City Council and to appoint individuals to the Board to replace any of the City Council-appointed Board members.

**AND IT IS SO RESOLVED.**

ADOPTED this 24<sup>th</sup> day of August, 2021

ATTEST:

By: \_\_\_\_\_  
Ronald P. Gonzales, Acting City Secretary