

New Business Item No. 7

7. **CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. R2011-141** – A RESOLUTION AND ORDER OF THE CITY COUNCIL OF THE CITY OF PEARLAND, TEXAS, CASTING VOTES FOR CANDIDATES FOR THE FORT BEND COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS. *Mr. Bill Eisen, City Manager.*

**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF PEARLAND, TEXAS**

AGENDA OF: 11-14-11	ITEM NO.: Resolution No. R2011-141
DATE SUBMITTED: 10-31-11	DEPARTMENT OF ORIGIN: Finance
PREPARED BY: Claire Bogard	PRESENTOR: Bill Eisen
REVIEWED BY: Bill Eisen	REVIEW DATE: 11/7/11
SUBJECT: Fort Bend County Appraisal District ("FBCAD") Board of Directors Election	
EXHIBITS: R2011-141 Notification from Fort Bend County Appraisal District	
EXPENDITURE REQUIRED: AMOUNT AVAILABLE: ACCOUNT NO.:	AMOUNT BUDGETED: PROJECT NO.:
ADDITIONAL APPROPRIATION REQUIRED: ACCOUNT NO.: PROJECT NO.:	
To be completed by Department: <input checked="" type="checkbox"/> Finance <input checked="" type="checkbox"/> Legal <input type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Resolution	

EXECUTIVE SUMMARY

Pursuant to Section 6.03 of the Texas Property Tax Code, appraisal district directors are to be appointed by the taxing units that participate in the district. The election process for the 2012-2013 term began in September with City Council nominating Lee M. Duggan, III. Mr. Duggan has respectfully declined to run for the 2012-2013 term.

The City has received the election ballot, which is attached, and each taxing entity that is entitled to vote shall determine its vote by resolution along with the ballot showing the votes cast before December 15, 2011. The City of Pearland has 5 votes and may cast all its votes for one candidate or distribute them among the candidates. The five candidates who receive the largest cumulative vote totals will be declared elected.

The votes will be tallied and results announced at the December 19, 2011 Board of Directors meeting.

RECOMMENDED ACTION

Consideration and approval of a Resolution casting the City's votes for Fort Bend County Appraisal District Board of Directors for the 2012-2013 term.

RESOLUTION NO. R2011-141

A RESOLUTION AND ORDER OF THE CITY COUNCIL OF THE CITY OF PEARLAND, TEXAS, CASTING VOTES FOR CANDIDATES FOR THE FORT BEND COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS.

WHEREAS, V.T.C.A. TX Code, Section 6.03(g) provides that the governing body of each taxing unit is entitled to vote for members of the Board of Directors of the County Appraisal District, and shall determine its vote by Resolution and submit to the Chief Appraiser by December 15, 2011; and

WHEREAS, the City of Pearland is entitled to vote and desires to cast votes for the positions to be filled on the Board of Directors of the Fort Bend County Appraisal District; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEARLAND, TEXAS:

I.

That the Official Ballot for the candidates of the Board of Directors of the Fort Bend County Appraisal District, shown as Exhibit "A", is attached hereto and made a part hereof for all purposes.

II.

That said Official Ballot indicates thereon the number of votes for each candidate cast by the City Council of the City of Pearland.

III.

That the City Secretary is hereby authorized and directed to submit the Official Ballot containing the votes cast by the City Council of the City of Pearland, Texas, and a certified copy of this Resolution to the Chief Appraiser of Fort Bend County by December 15, 2011.

RESOLUTION NO. R2011-141

IV.

That this Resolution shall become effective from and after its passage.

PASSED, APPROVED and ADOPTED this the _____ day of _____, A.D., 2011.

TOM REID
MAYOR

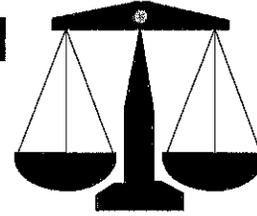
ATTEST:

YOUNG LORFING, TRMC
CITY SECRETARY

APPROVED AS TO FORM:

DARRIN M. COKER
CITY ATTORNEY

Fort Bend Central Appraisal District Memo



Date: October 20, 2011

To: Tom Reid, Mayor
City of Pearland

From: Glen T. Whitehead

RE: Sec. 6.03 Board of Directors 2012-2013 Board of Directors election

Enclosed is the election ballot for the Board of Directors of the Fort Bend Central Appraisal District. A ballot is sent to each voting entity as required under the Texas Property Tax Code. Only one ballot is to be sent for each entity to the chief appraiser.

The ballot lists each candidate in alphabetical order by their surname. The upper portion of the ballot shows the entity and the number of votes to cast in the election.

A governing body may cast all its votes for one candidate or distribute them among candidates for any number of directorships.

Each taxing unit entitled to vote shall determine its vote by resolution and submit resolution along with the ballot showing the votes cast for which nominee(s) to the chief appraiser before December 15, 2011.

The votes will be tallied and results announced at the Board of Directors meeting on December 19, 2011 at 5:15 pm. The five candidates who receive the largest cumulative vote totals will be declared elected.

On December 20, 2011 formal notification of the results will be sent to each voting entity and to all the candidates.

On January 23, 2012 at 5:15 pm the Oath of Office will be administered to the newly elected board.

Respectfully yours,

Glen T. Whitehead, RPA

Chief Appraiser

Election Ballot

2012-2013 Board of Directors Fort Bend Central Appraisal District

Jurisdiction:

City of Pearland

Voting Entitlement:

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Section 6.03 of the Texas Property Tax Code requires five directors to be appointed by the taxing units that participate in the district as provided by this section. Members of the board of directors, other than a county assessor-collector serving as a nonvoting director, serve two-year terms beginning on January 1 of even-numbered years.

The candidates listed below were duly nominated by the voting governing bodies and now stand for election for the five (5) positions. Only one ballot per entity may be submitted.

Candidate:

Votes Cast:

Al Abramczyk

Albert Glover

Jim Kij

James Miller

Lina Sabouni

Michael Sabouni

Paul Stamatis

Kraig Warren

Ronda Zacharias

Cast your vote(s) above for the candidate(s) of your choice and return the ballot along with the resolution of the vote to the chief appraiser of the Fort Bend Central Appraisal District before December 15, 2011.

Section 6.03

H.B. 2043 amends Subsections (j) – (l) by modifying the procedures for appointing appraisal district directors to provide that the ballot prepared by the chief appraiser include those names timely submitted and that taxing units submit their votes to the chief appraiser before December 15, rather than November 15. The chief appraiser submits results to the taxing units before December 31. In the case of board vacancies, taxing units are required to submit their nominees' names to the chief appraiser within 45 days (previously 10 days) of notification of the vacancy. The change applies to the appointment procedures for the fall of 2003 for the directors whose terms begin January 1, 2004. *Effective June 20, 2003.*