

UNDERWOOD

FRED STORMER
Phone: 806.379.0306
Fax: 806.379.0316
www.uwlaw.com
Fred.Stormer@uwlaw.com

ADDRESS:
500 S. Taylor Street
Suite 1200, LB 233
Amarillo, TX 79101-2446
MAILING ADDRESS:
P.O. Box 9158
Amarillo, TX 79105-9158

February 19, 2019

Desire Caufield, Research Analystist
Economic Development and Analysis Division
Texas Comptroller of Public Accounts
111 E. 17th St.
Austin, TX 78774

Via Email and Federal Express

Re: App No. 1314 – Reagan County ISD-Targa Pipeline Mid-Continent Westtex, LLC

Dear Desiree:

Enclosed please find supplemental application pages, specifically, the District's February 11, 2019 Resolution Designating the Gateway Reinvestment Zone. This document is submitted as Application Supplement No. 1.

A CD containing this Supplement is also enclosed. Please let me know if you require any additional information.

Sincerely,



Fred A. Stormer

Encl.
D7PAM

cc: Mike Fry, Director-Energy Services

via email: mike@keatax.com

RESOLUTION

A RESOLUTION DESIGNATING A CERTAIN AREA AS A REINVESTMENT ZONE FOR TEXAS TAX CODE CHAPTER 313 APPRAISED VALUE LIMITATION IN THE REAGAN COUNTY INDEPENDENT SCHOOL DISTRICT, IN REAGAN COUNTY, TEXAS, TO BE KNOWN AS THE GATEWAY REINVESTMENT ZONE; ESTABLISHING THE BOUNDARIES THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of Trustees of the Reagan County Independent School District desires to promote the development or redevelopment of a certain contiguous geographic area within its jurisdiction by the creation of a reinvestment zone as authorized by the Property Redevelopment and Tax Abatement Act, as amended (V.T.C.A. Texas Tax Code § 312.0025), for the purpose of authorizing an *Agreement for Limitation on Appraised Value of Property for School District Maintenance and Operations Taxes*, as authorized by Chapter 313 of the Texas Tax Code; and

WHEREAS, on February 11, 2019, a hearing before the Board of Trustees of the Reagan County Independent School District was held, such date being at least seven (7) days after the date of publication of the notice of such public hearing, and the delivery of written notice to the respective presiding officers of each taxing entity that includes within its boundaries real property that is to be included in the proposed reinvestment zone; and

WHEREAS, the Board of Trustees of Reagan County Independent School District at such public hearing invited any interested person to appear and speak for or against the creation of the reinvestment zone, and whether all or part of the territory described should be included in the proposed reinvestment zone; and

WHEREAS, the proponents of the reinvestment zone offered evidence, both oral and documentary, in favor of all of the foregoing matters relating to the creation of the reinvestment zone and opponents, if any, of the reinvestment zone appeared to contest the creation of the reinvestment zone.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE REAGAN COUNTY INDEPENDENT SCHOOL DISTRICT:

SECTION 1. That the facts and recitations contained in the preamble of this Resolution are hereby found and declared to be true and correct.

SECTION 2. That the Board of Trustees of the Reagan County Independent School District, after conducting such hearing and having heard such evidence and testimony, has made the following findings and determinations based on the evidence and testimony presented to it:

- (a) That the public hearing on adoption of the *Gateway Reinvestment Zone* has been properly called, held and conducted and that notices of such hearing have been published as required by law and mailed to the respective presiding officers of the

governing bodies of all taxing units overlapping the territory inside the proposed reinvestment zone; and

- (b) That the boundaries of the *Gateway Reinvestment Zone* be and, by the adoption of this Resolution, is declared and certified to be, the area as described in the legal description attached hereto as “**EXHIBIT A**”; and,
- (c) That the survey attached hereto as “**EXHIBIT B**” is declared to be and, by the adoption of this Resolution is certified to accurately depict and show the boundaries of the *Gateway Reinvestment Zone* which is normatively described in **EXHIBIT A**; and
- (d) That creation of the *Gateway Reinvestment Zone* with boundaries as described in **EXHIBIT A** and **EXHIBIT B** will result in benefits to the Reagan County Independent School District and to land included in the reinvestment zone, and that the improvements sought are feasible and practical; and
- (e) The *Gateway Reinvestment Zone* described in **EXHIBIT A** and **EXHIBIT B** meets the criteria set forth in Texas Tax Code §312.0025 for the creation of a reinvestment zone as set forth in the Property Redevelopment and Tax Abatement Act, as amended, in that it is reasonably likely that the designation will contribute to the retention or expansion of primary employment, and/or will attract major investment in the zone that will be a benefit to the property, and would contribute to economic development within the Reagan County Independent School District, and that the entire tract of land is located entirely within the Reagan County Independent School District.

SECTION 3. That pursuant to the Property Redevelopment and Tax Abatement Act, as amended, the Reagan County Independent School District hereby creates a reinvestment zone under the provisions of Tex. Tax Code §312.0025, encompassing the area described by **EXHIBIT A** and **EXHIBIT B**, and such reinvestment zone is hereby designated and shall hereafter be referred to as the *Gateway Reinvestment Zone*.

SECTION 4. That the *Gateway Reinvestment Zone* shall take effect upon adoption by the Board of Trustees and shall remain designated as a commercial-industrial reinvestment zone for a period of five (5) years from such date of designation, and may be renewed for an additional five (5) year period thereafter.

SECTION 5. That if any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.


SECTION 6. That it is hereby found, determined and declared that a sufficient notice of the date, hour, place and subject, of the meeting of the Reagan County Independent School District Board of Trustees, at which this Resolution was adopted, was posted at a place convenient and

readily accessible at all times, as required by the Texas Open Government Act, Texas Government Code, Chapter 551, as amended, and that a public hearing was held prior to the designation of such reinvestment zone and that proper notice of the hearing was published in the official newspaper of general circulation in Reagan County Independent School District and Reagan County, Texas, and furthermore, such notice was in fact, delivered to the presiding officer of any affected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

PASSED, APPROVED AND ADOPTED on this 11th day of February, 2019.

REAGAN COUNTY INDEPENDENT SCHOOL DISTRICT

By:


Roger Kalina, President
Board of Trustees

ATTEST:

By:


Ted Hruska, Secretary
Board of Trustees

EXHIBIT A

DESCRIPTION OF REINVESTMENT ZONE

The Gateway Reinvestment Zone includes the property described below. A survey of the Gateway Reinvestment Zone is also attached as Exhibit B. In the event of a discrepancy between this Exhibit A and the attached survey on Exhibit B, Exhibit B shall control.

Tracts being situated in the Reagan County Independent School District and Reagan County, Texas, and being more fully described as follows:

Beginning at a set iron rod with cap marked "RPLS 5715" for the Northeast corner of this 62.62 acre tract from which a found 2 1/2" iron pipe for the Northeast corner of Section 34, Block 36, T-5-S bears N 75°57'50" E 677.99 feet, and N 14°01'41" W 990.47 feet;

Thence S 14°44'00" E, a distance of 2480.00 feet to a set iron rod with cap marked "RPLS 5715" for the Southeast corner of this tract;

Thence S 75°57'50" W, a distance of 1100.00 feet to a set iron rod with cap marked "RPLS 5715" for the Southwest corner of this tract;

Thence N 14°44'00" W, a distance of 2480.00 feet to a set iron rod with cap marked "RPLS 5715" for the Northwest corner of this tract;

Thence N 75°57'50" E, a distance of 1100.00 feet to the place of beginning.

EXHIBIT B

MAP OF THE GATEWAY REINVESTMENT ZONE

