

**RESOLUTION OF THE
LA PORTE INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

A RESOLUTION DESIGNATING A CERTAIN AREA AS A RE INVESTMENT ZONE FOR TEXAS TAX CODE CHAPTER 313 APPRAISED VALUE LIMITATION IN THE LA PORTE INDEPENDENT SCHOOL DISTRICT, IN PORTIONS OF HARRIS COUNTY TEXAS, TO BE KNOWN AS *THE OXITENO REINVESTMENT ZONE*; ESTABLISHING THE BOUNDARIES THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of Trustees of the La Porte 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 December 21, 2012, a hearing before the Board of Trustees of the La Porte 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 which includes within its boundaries real property that is to be included in the proposed reinvestment zone; and,

WHEREAS, the Board of Trustees of the La Porte 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 LA PORTE 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 La Porte 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 the adoption of *The Oxiteno 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 Oxiteno Reinvestment Zone* be and, by the adoption of this Resolution, is declared and certified to be, the area as described in the description attached hereto as "**EXHIBIT A**"; and,
- (c) That the map 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 Oxiteno Reinvestment Zone* which is normatively described in **EXHIBIT A**; and further certifies that the property described in **EXHIBIT A** is inside the boundaries shown on **EXHIBIT B**; and,
- (d) That creation of *The Oxiteno Reinvestment Zone* with boundaries as described in **EXHIBIT A** and **EXHIBIT B** will result in benefits to the La Porte Independent School District and to land included in the zone, and that the improvements sought are feasible and practical; and,
- (e) *The Oxiteno 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 investment in the zone that will be a benefit to the property, and would contribute to economic development within the La Porte Independent School District.

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

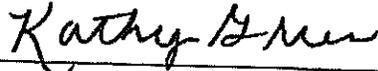
SECTION 4. That *The Oxiteno Reinvestment Zone* shall take effect upon adoption by the Board of Trustees and shall remain designated as a commercial-industrial reinvestment zone for a period of five (5) years from such date of such designation.

SECTION 5. That if any section, paragraph, clause, or provision of this Resolution shall for any reason beheld 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 La Porte 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 newspapers of general circulation in Harris County of the State of Texas, and furthermore, such notice was, in fact, delivered to the presiding officer of any effected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

PASSED, APPROVED, AND ADOPTED on this 21st day of December, 2012.

LA PORTE INDEPENDENT SCHOOL DISTRICT

By: 
Kathy Green, President, Board of Trustees

ATTEST:

By: 
Dee Anne Thomson, Secretary, Board of Trustees

EXHIBIT A

EXHIBIT A

Legal Description of the Land

ALL of that certain 62.69 acres (2,730,836 square feet) of land situated in the David Harris League, Abstract 25, Harris County, Texas, and being that same 62.69 acre tract described in Instrument to Pasadena Property, L.P., recorded under File Number W667828, of the Harris County Official Public Records of Real Property, (H.C.O.P.R.R.P.); said 62.69 acres (2,730,836 square feet) of land being more particularly described by metes and bounds as follows (bearings are referenced to the monumented northeasterly line of said 62.69 acre tract, said bearing being South 27°32'40" East, confirmed by GPS session performed 03-05-12, and are based on Harris County Flood Control District Reference Marker 010280):

BEGINNING at a 5/8 inch iron rod found for the southeasterly corner of said 62.69 acre tract, said point being in the northwesterly right-of-way of Bay Area Boulevard, (174 feet wide), described in File Number C718305, H.C.O.P.R.R.P.;

THENCE South 62°27'20" West, with the southeasterly line of said 62.69 acre tract, the northwesterly right-of-way of said Bay Area Boulevard, at 110.00 feet pass Copper Weld No. 2073, in all a distance of 1,318.38 feet, to a point for the southwesterly corner of said 62.69 acre tract, from which a 5/8 inch iron rod found bears S75°42'E, 0.41';

THENCE North 27°32'40" West, 2,071.36 feet, with the southwesterly line of said 62.69 acre tract, to a 5/8 inch iron rod found for the northwesterly corner of said 62.69 acre tract;

THENCE North 62°27'20" East, 1,318.38 feet, with the northwesterly line of said 62.69 acre tract, to a 5/8 inch iron rod found for the northeasterly corner of said 62.69 acre tract, said point being in the southwesterly line of that certain 2.358 acre tract described in instrument to Haldor Topsoe, Inc., recorded under File Number S091200, H.C.O.P.R.R.P.;

THENCE South 27°32'40" East, 2,071.36 feet, with a northeasterly line of said 62.69 acre tract, to the POINT OF BEGINNING, and containing 62.69 acres (2,730,836 square feet) of land.

EXHIBIT B

