

STATE OF TEXAS

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COUNTY OF TOM GREEN

**ORDER AUTHORIZING THE CREATION OF A
COUNTY ENERGY TRANSPORTATION REINVESTMENT ZONE
KNOWN AS**

TOM GREEN COUNTY ENERGY TRANSPORTATION REINVESTMENT ZONE NO. 1

**ESTABLISHING A BASE YEAR FOR AD VALOREM TAX VALUES,
CREATING AND STATING THE TERMS AND DUTIES OF THE
TOM GREEN COUNTY ENERGY TRANSPORTATION
REINVESTMENT ZONE ADVISORY BOARD, AND
ESTABLISHING AN AD VALOREM INCREMENT ACCOUNT**

BE IT REMEMBERED, that the Commissioners Court of Tom Green County, Texas, prior to this date, has provided public notice by publication in a newspaper of general circulation in the county to be printed not less than seven (7) days prior to a public hearing, and after conducting said public hearing as required by §222.1071 of the Texas Transportation Code on the 20th day of December, 2013, the Commissioners Court of Tom Green County, Texas does hereby:

1. Make a formal determination that Tom Green County is affected by oil and gas exploration and production activity including increased heavy truck traffic on county maintained roads, and
2. Further determine that Tom Green County would benefit from the availability of funds provided by the State of Texas pursuant to the provisions of Chapter 256 of the Texas Transportation Code, and
3. The creation of a County Energy Transportation Reinvestment Zone would promote the public safety, facilitate the improvement, development or redevelopment of the property within the zone and enhance the County's ability to sponsor transportation projects within the county funded by said zone.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Commissioners Court of Tom Green County, Texas, hereby establishes and creates a County Energy Reinvestment Zone No. 1 as authorized by Chapter 222 of the Texas Transportation Code, such Zone to be titled as Tom Green County Energy Transportation Zone No. 1 and operated in compliance with said Chapter, and the Commissioners Court further designates the contiguous territory, described in Exhibit A and depicted in Exhibit B, attached hereto and incorporated herein by this reference, as the zone in which the captured appraised value of real property within the zone shall be used to determine the tax increment funds to be devoted to transportation infrastructure projects in accordance with Chapter 222 of the Texas Transportation Code.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the base year for purposes of determining the subsequent tax increment for the Tom Green County Energy Transportation Reinvestment Zone No. 1 shall be the year of 2014, being the current tax year of adoption of this Order, on the 21st day of January, 2014

In this regard, it is the FURTHER ORDER OF THIS COMMISSIONERS COURT that an Advisory Board for the Tom Green County Energy Transportation Reinvestment Zone No. 1 is hereby created whose members shall serve for two year terms and whose successors may be appointed by the Commissioners Court as their terms expire or as vacancies may occur from time to time. The Advisory Board for the Tom Green County Energy Transportation Reinvestment Zone No. 1 shall not be entitled to receive compensation for service on the board nor entitled to reimbursement for expenses incurred in performing services as a member of the Advisory Board. The Advisory Board shall perform such tasks or functions as provided by law and as the Commissioners Court may from time to time require of the Advisory Board. The Advisory Board shall provide comment to the Commissioners Court regarding the establishment or development of plans and expenditure of funds from the Tax Increment Account established to benefit Transportation Infrastructure Projects within the county funded by the zone created by this Order. Such recommendations shall be duly considered by the Commissioners Court but are not binding upon the Commissioners Court.

Members of the Advisory Board are:

_____	Oil & Gas Company Member 1
_____	Oil & Gas Company Member 2
_____	Oil & Gas Company Member 3
_____	Public Member 1
_____	Public Member 2

IT IS FURTHER ORDRED, ADJUDGED AND DECREED that Tom Green County shall establish a suitable interest bearing account, to be known as the County Energy Transportation Reinvestment Zone No. 1 Tax Increment Account, and that such funds as may be accrued, pursuant to the provisions of §222.1701, Texas Transportation Code, shall be deposited annually into said account together with such other and sundry funds as may be allocated to the said tax increment account by the Commissioners Court of Tom Green County, Texas. Such funds may only be expended in compliance with Section 222.1071 (i) and (j), of the Texas Transportation Code and only by separate Order of the Commissioners Court.

The Tom Green County Energy Transportation Reinvestment Zone No. 1 shall take effect immediately on adoption of this order, shall remain in full force and effect for the initial term of ten years from the date of formation, and shall terminate on December 31 of the tenth (10th) year after designation of the zone unless terminated earlier or extended for a period not to exceed five years by an act of the county commissioners court in conformity with law.

Read and Adopted this 21st day of January, 2014 by a vote of _____ ayes and _____ nays.


Stephen C. Floyd, County Judge

Ralph Hoelscher

Ralph Hoelscher, Commissioner Precinct 1

Aubrey DeCordova

Aubrey DeCordova, Commissioner Precinct 2

Rick Bacon

Rick Bacon, Commissioner Precinct 3

Bill Ford

Bill Ford, Commissioner Precinct 4

ATTEST:

Elizabeth McGill

Elizabeth McGill, County Clerk



EXHIBIT A
Description of Zone Boundaries

The parcels included within the proposed Zone comprise an area located entirely within the County. The Zone is more accurately described as the following:

The property listed in the appraisal roll of Tom Green County Appraisal District as "Parcel ID R000040844," and described as "Abst: A-4365 S-1113, Survey: TC RR CO., 91.1900 ACRES BEING UNDIVIDED 1/2 INTEREST IN 182.3800 ACRES"

And

The property listed in the appraisal roll of Tom Green County Appraisal District as "Parcel ID R000040846," and described as "Abst: A-4365 S-1113, Survey: TC RR CO., 358.6600 ACRES"

And

The entire right of way of North Burma Road located adjacent to the two aforementioned properties for a distance extending approximately 0.75 miles south from the intersection of North Burma Road with Turner Road.

EXHIBIT B
Zone Map

Tom Green County Energy Transportation Reinvestment Zone 1 (CETRZ 1)

