

**ORDINANCE NO. 0-2024-62**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, APPROVING THE APPOINTMENT OF POSITION 1/CHAIRPERSON AND DIRECTORS FOR POSITIONS NUMBER TWO, THREE, FOUR, SIX, AND EIGHT TO THE BOARD OF DIRECTORS FOR REINVESTMENT ZONE NO. 4; SETTING FORTH OTHER PROVISIONS RELATED THERETO; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council has adopted Ordinance No. O-2016-90 designating one contiguous area within the City of Tyler, Texas as Reinvestment Zone Number Four (“Zone No. 4”) under the provisions of Chapter 311 of the Texas Property Tax Code; and

**WHEREAS**, Ordinance No. O-2016-90 originally set forth a Board of Directors for the Zone composed of nine members, including seven positions appointed by the Mayor and confirmed by City Council, and two positions appointed by other participating taxing jurisdictions; and

**WHEREAS**, Ordinance No. O-2017-51, amended the Board membership to reduce the number of board members appointed by the Mayor and confirmed by the City Council to four (4) members, and provided three (3) board positions to be appointed by the Smith County Judge for the duration of Smith County’s participation, and two (2) board positions to be appointed by the TJC Board of Trustees for the duration of Tyler Junior College’s participation; and

**WHEREAS**, on 1/27/21, the City Council adopted Ordinance No. O-2021-12, making certain appointments to the Board of Directors for Reinvestment Zone No. 4; and

**WHEREAS**, on 8/24/22, the City Council adopted Ordinance No. O-2022-82, making certain appointments to the Board of Directors for Reinvestment Zone No. 4; and

**WHEREAS**, on 5/10/23, the City Council adopted Ordinance No. O-2023-37, making certain appointments and amendments to the Board of Directors for Reinvestment Zone No. 4; and

**WHEREAS**, on 7/12/23, the City Council adopted Ordinance No. O-2023-57, making certain appointments to the Board of Directors for Reinvestment Zone No. 4; and

**WHEREAS**, on 10/11/2023, the City of Tyler Ordinance No. O-2023-96 adopted the Reinvestment Zone Number Four, City of Tyler, Texas, Amended and Restated Final Project and Finance Plan (the “Amended Plan”), and for the extended term to 2060; and

**WHEREAS**, on 5/22/2024, the City of Tyler Ordinance No. O-2024-\_\_ amended the Board of Directors composition, which retained the number of board members appointed by the Mayor and confirmed by the City Council to four (4) members, provided four (4) board positions to be appointed by the Smith County Judge for the duration of Smith County’s participation, and maintained two (2) board positions to be appointed by the TJC Board of Trustees for the duration

of Tyler Junior College's participation, with one of the said members being nominated and appointed as the Chairperson by the Mayor, and all said appointments approved by the City Council; and

**WHEREAS**, the City Council hereby approves the nomination and appointment of the duly qualified persons listed below to Position 1/Chairperson and to Positions 2, 3, and 4 on the Board of Directors for Zone No. 4 for the terms as described; and

**WHEREAS**, the City Council hereby approves the nomination and appointment by Smith County of the duly qualified person listed below to Positions 6 and 8 on the Board of Directors for Zone No. 4 for the term as described below;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:**

**PART 1. Findings**

(a) That the facts and recitations contained in the preamble of this Ordinance are hereby found and declared to be true and correct and are adopted as part of this Ordinance for all purposes.

(b) It is hereby found and declared that all of the nominees listed in Part 2 are either (i) qualified voters of the City or (ii) at least 18 years of age and own real property in the Zone and /or (iii) are designated representatives of property owners in the Zone.

**PART 2. Consent To and Approval of Appointment to the Board of Directors of Reinvestment Zone Number Four**

That the City Council does hereby consent to and approve of the appointment terms to the Board of Directors of Reinvestment Zone Number Four, City of Tyler, Texas, of the duly qualified persons to Director Positions 1, 2, 3, 4, 6 and 8, adding a Smith County Director Position, and re-numbering the TJC Director Positions, as described below:

<b>Name and Address</b>	<b>Position</b>	<b>Term Expires</b>
<u>Mayor Donald P. Warren</u>	<u>One/Chairperson</u>	<u>05-22-2025</u>
<u>Councilmember Broderick McGee</u>	<u>Two/Vice Chair</u>	<u>05-22-2026</u>
<u>City Appointee</u>	<u>Three</u>	<u>05-22-2025</u>
<u>City Appointee</u>	<u>Four</u>	<u>05-22-2026</u>
Commissioner, Pct 4, Ralph Caraway, Sr.	Five (County)	06-14-2025
<u>Casey Murphy</u>	<u>Six (County)</u>	<u>05-22-2026</u>
County Judge, Neal Franklin	Seven (County)	06-14-2025

<u>Ed Nichols</u>	<u>Eight (County)</u>	<u>05-22-2026</u>
David Hudson, TJC Board of Trustees	Nine (TJC)	06-14-2024
Sarah Van Cleef, TJC CFO	Ten (TJC)	06-14-2025

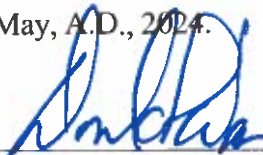
**PART 3. Open Meetings**

It is hereby found, determined and declared that a sufficient written notice of the date, hour, place and subject of the meeting of the City Council at which this Ordinance was adopted was posted at a place convenient and readily accessible at all times to the general public at the City Hall of the City for the time required by law preceding its meeting, as required by the Open Meetings Law, Texas Government Code, Ch. 551, as amended, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter hereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

**PART 4.** Should any section, subsection, sentence, provision, clause or phrase be held to be invalid for any reason, such holding shall not render invalid any other section, subsection, sentence, provision, clause or phrase of this ordinance and same are deemed severable for this purpose.

**PART 5.** This Ordinance shall be effective on the date of passage in accordance with the Tyler City Charter.

**PASSED AND APPROVED** on this the 22nd day of May, A.D., 2024.

  
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 DONALD P. WARREN, MAYOR  
 OF THE CITY OF TYLER, TEXAS

ATTEST:

  
 \_\_\_\_\_  
 CASSANDRA BRAGER, CITY CLERK



APPROVED:

  
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 DEBORAH G. PULLUM, CITY ATTORNEY