

RESOLUTION NO. 06-11-21 ~1

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE VILLAGE TAX ACCOUNTABILITY COMMITTEE AND ADOPTION OF GUIDELINES GOVERNING ITS COMPOSITION, OPERATION AND AUTHORITY.

WHEREAS, the Village Council for the Village of Vinton, Texas is responsible in its capacity as the duly elected governing body of the Village for the management and control of the finances of the municipality and specifically for the appropriation of municipal revenues in the amounts and under conditions that it considers appropriate.

WHEREAS, the Village Council has adopted a property tax for the Village of Vinton which taxes are allowed by law to be used for current expenses, for the construction or purchase of public buildings, water works, sewers, and other permanent improvements in the municipality, including the construction and improvement of municipal roads, streets, and bridges in the municipality.

WHEREAS, the Village Council wishes to utilize the property taxes levied by the Village of Vinton for capital improvement and maintenance projects within the Village and to establish a committee with specific oversight responsibility concerning these matters and to make recommendations to the Council for such capital improvement and maintenance projects.

WHEREAS, a Village Tax Accountability Committee has already been informally organized by Council members and it is the purpose and intent of this resolution to formally establish the Village Tax Accountability Committee and to set forth its specific responsibilities, duties and authority.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF VINTON, TEXAS as follows:

1. The Village Tax Accountability Committee (hereinafter "Committee") is hereby formally established and recognized by the Village Council.
2. The Committee shall consist of nine (9) to twelve (12) voting members appointed by the Mayor who shall select among those persons nominated by the Alderpersons. The Committee members shall be interested residents of the Village who are willing to serve on the Committee in a volunteer capacity. In addition, the Committee may by majority vote appoint other nonvoting members to serve on the Committee. The Committee members will serve without compensation. The Council shall by majority vote appoint one of its members to serve as its liaison to the Committee. The liaison shall provide the Committee with the Council's proposed capital improvement and maintenance projects and inform the Committee of projected property tax revenues. The Village Engineer shall provide technical advice and recommendations to the Committee, including but not limited to, a recommended order of priority to proposed projects, alternative project designs and project cost estimates.

3. The terms of the Committee members shall be indefinite with the intention that their terms of service shall vary depending upon the wishes of each particular member and shall not correspond with the terms of the Council members. Any voting member vacancies on the Committee shall be filled at the earliest practicable time in the manner specified above. The failure of a Committee member to attend three (3) consecutive meetings creates a rebuttable presumption that the member has resigned his or her Committee membership and will be subject to replacement in the manner specified above upon a majority vote of the Committee.
4. Subject to the limitations set forth in this Resolution, the Committee is hereby delegated authority to make recommendations to the Council on the selection of capital improvement and maintenance projects within the Village and for the oversight of the expenditure of property taxes on these selected capital improvement and maintenance projects. The Committee shall in all cases act as a group, and it may adopt such rules and regulations for the conduct of its meetings and the management of the Committee as it may deem proper, not inconsistent with this Resolution or the laws of Texas.
5. The Committee shall conduct meetings at such times as a majority of its voting members may deem appropriate; provided that the Committee shall meet at least every two months between January 1 and July 31 to review the expenditure of property tax revenues and at least twice a month between August 1 and September 30, 2006 to select and prioritize its recommendations for capital improvement and maintenance projects. All meetings of the Committee shall be public meetings and shall be held at the Village of Vinton's main office located at 436 E. Vinton Road in Vinton, Texas. Although the Committee acts in an advisory capacity only and is not subject to the requirements of the Texas Open Meetings Act, a notice and agenda of each meeting shall be posted at the Village Hall at least 24 hours in advance. At any meeting a majority of the voting members shall constitute a quorum for the conduct of Committee business. If less than a quorum is present, the members present may discuss the business of the committee but may not take any formal action. The act of the majority of voting members at a meeting at which a quorum is present shall be the act of the Committee.
6. The order of business at all regular meetings of the Committee shall be as follows: (1) Roll Call; (2) Approval of minutes of preceding meeting; (3) Reports of Officers; (4) Reports of other members; (5) Unfinished business; and (6) New business.
7. The officers of the Committee shall be a Chairman, Vice-Chairman and Committee Secretary, each of whom shall be elected by the voting members. The initial election of the Committee officers shall be held at its organizational meeting and each elected officer shall continue to serve in that capacity until he or

she chooses to resign the office or until the Committee by majority vote elects a replacement. If any officer resigns or otherwise ceases to serve for any reason, then the voting members shall select a replacement officer at the earliest practical time. Two or more consecutive absences from scheduled Committee meetings by an officer shall create a rebuttable presumption that the officer has resigned his or her office and will subject that officer to replacement upon a majority vote of the Committee.

Chairman- The chairman shall be the principal executive officer of the Committee and shall, when present, preside at all meetings of the Committee. The chairman shall in general supervise and control all of the business and affairs of the Committee and shall be the primary representative of the Committee when making Committee recommendations or presenting proposals of the Committee to the Village Council.

Vice-Chairman- In the absence of the chairman or in the event of the chairman's inability or refusal to act, the vice-chairman shall perform the duties of the chairman, and when so acting, shall have all the powers of and be subject to all the restrictions of the chairman. The vice-chairman shall perform such other duties as from time to time may be assigned by the chairman or by the other voting members.

Committee Secretary- The committee secretary shall keep the minutes of the Committee's meetings in one or more books provided for that purpose, be responsible for giving notice of all meetings, be custodian of the Committee's records and documents and keep a register of the names and addresses of all Committee members and, in general, shall perform such duties incident to the office of secretary as from time to time may be assigned by the chairman or by the other voting members.

If for any reason a selected officer fails to attend a scheduled meeting, the Committee may select a temporary replacement to carry out the responsibilities of the absent officer at the meeting.

8. Neither the Committee, its members or its officers have any authority to contract, authorize expenditures, make or obtain loans, sign checks or drafts, or enter into any other legal obligations on behalf of the Committee or the Village of Vinton.
9. By the adoption of this resolution, the Village Council is expressly not authorizing the Committee to take any action without prior approval of the Council. The Committee acts in an advisory capacity to the Village Council and it has no independent authority to act on behalf of the Village. Specifically, but without limitation, the Committee does not have authority or responsibility for the actual selection or completion of capital improvement or maintenance projects or for the

expenditure of Village property tax revenues on such projects.

PASSED, SIGNED, APPROVED AND ADOPTED by the Village Council this 21st
day of Novmember, 2006.

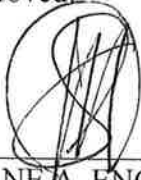


MADELEINE PRAINO, Mayor

Attest:


JESSICA GARZA, Village Clerk

Approved:



SHANE A. ENGLISH, Village Attorney