

Suspending limitations on conference committee
jurisdiction, S.B. No. 1936

By: Ellis

S.R. No. 1026

R E S O L U T I O N

1 BE IT RESOLVED by the Senate of the State of Texas, 78th
2 Legislature, Regular Session, 2003, That Senate Rule 12.03 be
3 suspended in part as provided by Senate Rule 12.08 to enable the
4 conference committee appointed to resolve the differences on Senate
5 Bill No. 1936, relating to the creation of the Buffalo Bayou
6 Management District; providing the authority to impose taxes and
7 issue bonds, to consider and take action on the following matters:

8 (1) Senate Rule 12.03(1) is suspended to permit the
9 committee to change text in SECTION 4 of the bill so that SECTION 4
10 reads as follows:

11 SECTION 4. BOUNDARIES. The district includes all the
12 territory contained in the following described area:

13 POINT OF BEGINNING at the intersection of the west boundary line of
14 the Houston Downtown Management District and the north boundary of
15 Memorial Drive right-of-way, then west along the north boundary of
16 Memorial Drive right-of-way to the north boundary of Memorial
17 Drive' s Heights North exit ramp, then northwest along the north
18 boundary of Memorial Drive' s Heights North exit ramp to the east
19 boundary of Heights boulevard right-of-way, then west across
20 Heights Boulevard from the east boundary of Heights Boulevard
21 right-of-way to the west boundary of the Heights Boulevard
22 right-of-way, then south along the west boundary of Heights
23 boulevard right-of-way to the north boundary of Memorial Drive' s
24 Memorial West entrance ramp, then southwest along the north

1 boundary of Memorial Drive' s Memorial West entrance ramp to the
2 northern boundary line of Memorial Drive right-of-way, then west
3 along the northern boundary line of Memorial Drive right-of-way to
4 the west boundary line of Shepherd Drive right-of-way, then south
5 along the west boundary line of Shepherd Drive right-of-way to the
6 centerline of West Dallas, then east along the centerline of West
7 Dallas to the intersection of the west boundary of Montrose
8 Boulevard right-of-way and the centerline of West Dallas, then
9 south along the west boundary line of Montrose Boulevard
10 right-of-way to the south boundary line of U.S. Highway 59 and the
11 west boundary line of Montrose Boulevard right-of-way, then in an
12 easterly direction from said intersection along the south boundary
13 line of U.S. Highway 59 to the intersection of the west boundary
14 line of the Main Street right-of-way then proceeding from said
15 intersection in a northwesterly direction along the boundary line
16 of the west Main Street right-of-way paralleling the boundary line
17 of the Greater Southeast Management District to the intersection of
18 the boundary line of the south Portland Street right-of-way and the
19 boundary line of the west Main Street right-of-way, being the
20 southern boundary line of the Midtown Management District, then
21 proceeding from said intersection in generally a northeasterly
22 direction the boundary line parallels the Midtown Management
23 District boundary line to the intersection of the west boundary
24 line of the US Hwy 45 right-of-way and the north boundary line of
25 the Cleveland Street right-of-way, being the western boundary line
26 of the Houston Downtown Management District, then north from said
27 intersection along the western boundary line of the Houston

1 Downtown Management District to the POINT OF BEGINNING.

2 Explanation: The new description of the area of the district
3 is necessary to reflect a change in the area to be included in the
4 district.

5 (2) Senate Rule 12.03(1) is suspended to permit the
6 committee to change text in SECTION 9 of the bill so that SECTION 9
7 reads as follows:

8 SECTION 9. BOARD OF DIRECTORS IN GENERAL. (a) The district
9 is governed by a board of 31 voting directors appointed under
10 Section 10 of this Act and nonvoting directors as provided by
11 Section 11 of this Act.

12 (b) Voting directors serve staggered terms of four years,
13 with 15 directors' terms expiring June 1 of an odd-numbered year and
14 16 directors' terms expiring June 1 of the following odd-numbered
15 year.

16 (c) The board may decrease the number of directors on the
17 board by resolution if the board finds that it is in the best
18 interest of the district. The board may not consist of fewer than
19 five directors.

20 Explanation: The changed text is necessary to accommodate a
21 larger board of directors for the district and to stagger terms
22 accordingly.

23 (3) Senate Rule 12.03(1) is suspended to permit the
24 committee to change text in SECTION 11(b) of the bill so that
25 Subsection (b) reads as follows:

26 (b) If a department described by Subsection (a) of this
27 section is consolidated, renamed, or changed, the board may appoint

1 a director of the consolidated, renamed, or changed department as a
2 nonvoting director. If a department described by Subsection (a) of
3 this section is abolished, the board may appoint a representative
4 of another department that performs duties comparable to those
5 performed by the abolished department.

6 Explanation: The change is necessary to clarify to which
7 section the reference to "Subsection (a)" applies.

8 (4) Senate Rule 12.03(1) is suspended to permit the
9 committee to change text in SECTION 19(a) of the bill so that
10 Subsection (a) reads as follows:

11 (a) If authorized at an election held in accordance with
12 Section 18 of this Act, the district may impose an annual ad valorem
13 tax on taxable property in the district for the:

14 (1) maintenance and operation of the district and the
15 improvements constructed or acquired by the district; or

16 (2) provision of a service.

17 Explanation: The change is necessary to clarify that the
18 Section 18 referred to is from this Act.

19 (5) Senate Rule 12.03(1) is suspended to permit the
20 committee to change text in SECTIONS 31(a), (b), and (c) of the bill
21 so that Subsections (a), (b), and (c) read as follows:

22 (a) The initial board consists of the following persons:

Pos. No.	Name of Director
24 1	Kay Crooker
25 2	Mike Garver
26 3	Sharon Berryman
27 4	Tom Fricke

1	5	Graham Painter
2	6	James Robert McDermaid
3	7	Maria Munoz-Blanco
4	8	Kelly Parker
5	9	Max Schuette
6	10	Robert Smith III
7	11	Don Cutrer
8	12	William Taylor
9	13	Craig Jackson
10	14	Ernie Etuk
11	15	Marcia Johnson
12	16	Horace Allison
13	17	Eulundia Kay Shepard
14	18	Rev. Owen B. Brown
15	19	Rev. Elmo Johnson
16	20	John Garza
17	21	Karen Dominoe
18	22	Kevin Hoffman
19	23	Jeff Andrews
20	24	William Paul Thomas
21	25	Claude Wynn
22	26	Cherry Walker
23	27	John Hansen
24	28	Kathy Hubbard
25	29	Raju Adwaney
26	30	Mike Mark
27	31	Sia Ravari

1 (b) Of the initial directors, the terms of directors
2 appointed for positions 1 through 15 expire June 1, 2005, and the
3 terms of directors appointed for positions 16 through 31 expire
4 June 1, 2007.

5 (c) Section 10 of this Act does not apply to this section.

6 Explanation: The changed text is necessary to add the
7 complete number of initial directors authorized to serve on the
8 board and to adjust their terms accordingly.