RESOLUTION 2006-01

THE STATE OF TEXAS §

COUNTY OF BEXAR §

WHEREAS, the City of Somerset wishes to defray its costs of collection, as authorized by TEX. TAX CODE § 33.11, that it incurs under a contract for collection of delinquent property taxes between said CITY and a private law firm entered into pursuant to TEX. TAX CODE § 6.30;

WHEREAS, under said Section 33.11, the governing body of the City of Somerset is empowered to authorize the addition of a collection penalty in an amount that does not exceed the amount of the compensation specified in the contract with the private law firm;

WHEREAS, City of Somerset wishes to defray its costs of collection, as authorized by TEX. TAX CODE §§ 33.07 and 33.08, that it incurs under a contract for collection of delinquent property taxes between said City and a private law firm entered into pursuant to TEX. TAX CODE § 6.30;

WHEREAS, under said Sections 33.07 and 33.08, the governing body of City of Somerset is empowered to authorize the addition of a collection penalty in an amount that does not exceed the amount of the compensation specified in the contract with the private law firm;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSET SITTING AS THE GOVERNING BODY OF SAID CITY THAT:

Section 1: *THE RECITALS SET FORTH IN THIS RESOLUTION ARE TRUE AND CORRECT.*

Section 2: *AN ADDITIONAL PENALTY ON DELINQUENT TAXES FOR TAX YEARS 2005 AND SUBSEQUENT YEARS IS HEREBY AUTHORIZED AND IMPOSED, AS PROVIDED BY SECTION 33.11, TEXAS TAX CODE, IN THE AMOUNT OF 20% OF THE DELINQUENT TAX, PENALTY AND INTEREST IF THE TAX BECOMES DELINQUENT ON FEBRUARY 1 OF A YEAR AND REMAINS DELINQUENT ON THE 60TH DAY THEREAFTER.*

Section 3: *(a) AN ADDITIONAL PENALTY ON DELINQUENT TAXES FOR TAX YEARS 2005 AND SUBSEQUENT YEARS IS HEREBY AUTHORIZED AND IMPOSED, AS PROVIDED BY SECTION 33.07, TEXAS TAX CODE, IN THE AMOUNT OF 20% OF THE DELINQUENT TAX, PENALTY AND INTEREST IF THE TAX BECOMES DELINQUENT ON OR AFTER FEBRUARY 1 OF A YEAR BUT NOT LATER THAN MAY 1 OF THA T YEAR AND REMAINS DELINQUENT ON JULY 1 OF THE YEAR IN WHICH THE TAX BECOMES DELINQUENT; AND*

(b) AN ADDITIONAL PENALTY ON DELINQUENT TAXES FOR TAX YEARS 2005 AND SUBSEQUENT YEARS IS HEREBY AUTHORIZED AND IMPOSED, AS PROVIDED BY SECTION 33.08, TEXAS TAX CODE, IN THE AMOUNT OF 20% OF THE DELINQUENT TAX, PENALTY AND INTEREST IF THE TAX BECOMES DELINQUENT ON OR AFTER JUNE 1 UNDER SECTION 26.07(F), 26.15(E), 31,031, 31.032, OR 31.04, TEX. TAX CODE.

PASSED, APPROVED and ADOPTED this 10 day of January, 2006.

CITY OF SOMERSET

BY: Fred Gonzales
FRED GONZALES, Mayor

ATTEST:

Ellen M. Hicks
ELLEN HICKS, City Secretary