

**TOWN OF ADDISON, TEXAS**

**RESOLUTION NO. R11-001**

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS REGARDING H.B. 1937, ADOPTED BY THE TEXAS LEGISLATURE IN 2009 AND RELATING TO A VOLUNTARY ASSESSMENT OF PROPERTY BY A MUNICIPALITY TO FINANCE CERTAIN ENERGY CONSERVATION IMPROVEMENTS, AND ENCOURAGING THE 82<sup>ND</sup> TEXAS LEGISLATURE TO ADOPT LEGISLATION TO AMEND H.B. 1937 IN ORDER TO ALLOW MUNICIPALITIES TO IMPLEMENT ITS PROVISIONS; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, in 2009 the Texas Legislature adopted H.B. 1937 regarding energy efficiency that sought to authorize a municipality to designate an area in which municipal officials and property owners could enter into contracts to assess properties for energy-efficient public improvements and to finance the installation of distributed generation renewable energy resources or energy-efficient improvements that would be permanently affixed to real property; and

**WHEREAS**, following its adoption, a number of concerns, including legal concerns, were raised about H.B. 1937, and consequently no Texas municipality has implemented its provisions; and

**WHEREAS**, the objective of H.B. 1937, namely to increase energy efficiency by allowing a property owner to finance at a lower cost a reduced or clean energy capital expenditure, would among other things result in the property in which energy efficiency is achieved to be operated at a reduced cost, thereby enhancing its value and, as to a commercial property, allowing the property owner to achieve a more competitive position in the market; and


**WHEREAS**, that objective and the anticipated results therefrom should be encouraged and legislation introduced during the regular session of the 82<sup>nd</sup> Texas Legislature to amend H.B. 1937 that would remedy and remove the concerns that have inhibited its implementation.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

Section 1. The 82<sup>nd</sup> Texas Legislature is encouraged during its regular session to adopt legislation that would amend H.B. 1937 to address all concerns, legal and otherwise, that have hindered Texas municipalities from implementing its provisions.

Section 2. This Resolution shall take effect from and after its passage and approval.

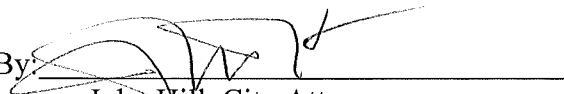
**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this the 11th day of January, 2011.

  
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Joe Chow, Mayor

ATTEST:

By:   
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Lea Dunn, City Secretary

APPROVED AS TO FORM:

By:   
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John Hill, City Attorney