

NO: _____



United Independent School District

AGENDA ACTION ITEM

TOPIC: Call for the recall and to cast its votes to recall Laredo I.S.D. member
on the Webb County Appraisal District Board of Directors

SUBMITTED BY: Norma Farabough OF: TAX OFFICE

APPROVED FOR TRANSMITTAL TO SCHOOL BOARD: _____

DATE ASSIGNED FOR BOARD CONSIDERATION: February 16, 2009

RECOMMENDATION:

The United Independent School District Board of Trustees to recall and cast its votes to recall Laredo I.S.D. member on the Webb County Appraisal District Board of Directors.

RATIONALE:

BUDGETARY INFORMATION:

N/A

BOARD POLICY REFERENCE AND COMPLIANCE:

SECTION 6.033 OF THE PROPERTY TAX CODE



**WEBB COUNTY APPRAISAL DISTRICT
3302 CLARK BOULEVARD
LAREDO, TEXAS 78043-3346
PHONE: (956) 718-4091 FAX: (956) 718-3041**

February 2, 2009

Mrs. Norma Farabough, Tax Assessor & Collector
United ISD
3501 E. Saunders
Laredo, Texas 78043

**Re: RECALL OF BOARD MEMBER JORGE L. RODRIGUEZ
AND REPLACEMENT ELECTION**

Dear Mrs. Farabough:

On January 28, 2009, the Chief Appraiser received notification, by resolution, of the call to recall Laredo Independent School District's (LISD) member Jorge Luis Rodriguez who is currently serving on the Appraisal District Board of Directors. The official action also includes LISD's 520 votes in favor of the recall of that member.

Pursuant to Section 6.033 of the Texas Property Tax Code (TPTC), LISD's action established that the Chief Appraiser shall count votes in favor of the recall. If the number of votes cast in favor of the recall equals or exceeds a majority of the votes cast for the member in the appointment to the Board, the member is recalled and ceases to be a member on the Board of Directors for the Appraisal District. Since LISD has cast its 520 votes in favor of the recall of its Board Member, which exceeds a majority of the votes cast for the member in the appointment of the Board, the former member Jorge L. Rodriguez is recalled and ceases to be a member of the District's Board of Directors.

In addition, LISD also nominated a candidate, Jesus Martinez, and cast their votes to elect him as their new representative for the remainder of the 2008-2009 term which ends on December 31, 2009. In summary, LISD by resolution has nominated their candidate and cast their 520 votes to elect him to the Webb County Appraisal District Board of Directors.

Pursuant to the TPTC, when a vacancy on the Board occurs, as a result of a recall, the taxing units who originally cast their votes for that position during the regular Board of Directors election process will determine the replacement member. Each taxing entity is entitled to the same number of votes in the replacement process as their share of

votes cast in the regular election. Once the votes are cast, the Chief Appraiser shall count the votes and declare the candidate who received the largest vote total.

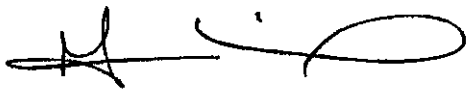
Please be advised, in the regular 2007 Board of Directors election, the LISD member received votes as follows:

Member	Laredo ISD Votes	United ISD Votes	Total Votes
Jorge Rodriguez	520	457	977

As noted above, LISD and United Independent School District (UISD) were the only two (2) taxing units that cast votes for that position. Pursuant to Section 6.013 of the TPTC, only these two (2) entities can vote and nominate in the replacement process. As part of the process, the Chief Appraiser has counted and declared the votes cast to replace the member recalled, and has determined that LISD has cast 520 votes out of 977 total votes, which exceeds a majority of the votes cast for Mr. Jorge L. Rodriguez in the regular election. As a result, the District is pleased to announce that LISD's Board Member Jesus Martinez has been elected to the Webb County Appraisal District Board of Directors for the remainder of the 2008-2009 terms. It should be noted that the vacancy on the Board that was created by the recall can only be determined by those taxing entities who originally cast their votes for that position during the 2007 Board of Directors election.

Thank you for your attention to this matter. The recall and replacement process has been completed. We would like to take this opportunity to thank former member Jorge L. Rodriguez for his service to this District and we look forward to fostering a good working relationship with the newly elected Board Member Jesus Martinez. If you should have any questions, please call or email me at your convenience.

Sincerely,



Martin Villarreal
Chief Appriaser

STATE OF TEXAS §

COUNTY OF WEBB §

**RESOLUTION AND ORDER
OF
UNITED ISD**

TO CALL FOR THE RECALL AND TO CAST ITS VOTES TO
RECALL LAREDO INDEPENDENT SCHOOL DISTRICT'S
MEMBER ON THE WEBB COUNTY APPRAISAL DISTRICT
BOARD OF DIRECTORS

WHEREAS, United ISD is a taxing unit which participates in the Webb County Appraisal District; and

WHEREAS, the Webb County Appraisal District is governed by five directors selected by the taxing units which participate in the Webb County Appraisal District; and

WHEREAS, the United ISD cast 457 votes in the 2007 election for Jorge L. Rodriguez to serve on the Webb County Appraisal District Board of Directors for the 2008-2009 term; and

WHEREAS, Section 6.033 of the Texas Property Tax Code establishes that a governing body of a taxing unit may call for the recall of a member of the Webb County Appraisal District Board of Directors and may cast its votes in favor of the recall of that director; and

WHEREAS, it is the desire of the United ISD to call for the recall of Laredo ISD's member Jorge L. Rodriguez and to cast its votes in favor of the recall of Laredo ISD's member on the Webb County Appraisal District Board of Directors;

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE
UNITED INDEPENDENT SCHOOL BOARD THAT:**

1. The United ISD calls for the recall of LISD's member, former Laredo ISD Member Jorge L. Rodriguez, who serves on the Webb County Appraisal District Board of Directors.
2. United ISD casts its 457 votes to recall Laredo ISD's member, former Board Member Jorge L. Rodriguez, who serves on the Webb County Appraisal District Board of Directors.
3. This resolution be filed with Martin Villarreal, Chief Appraiser, Webb County Appraisal District, in accordance with the requirements of Section 6.033 of the Texas Property Tax Code.

This Resolution and Order is officially adopted this 16th day of February, 2009.

IN WITNESS HEREOF, we have hereunto set our hand and affixed by official seal this 16th day of February, 2009.

United ISD Board President

ATTEST:

United ISD Secretary