

NO. 9007-A

AN ORDINANCE FOR CERTAIN AUTHORIZED COLLECTION
EXPENSES IN CONNECTION WITH DELINQUENT AD VALOREM TAXES
DUE THE CITY OF GRAPELAND

WHEREAS, the City of Grapeland has heretofore contracted with an attorney pursuant to Section 6.30 of the Property Tax Code to assist in the collection of delinquent taxes; and

WHEREAS, the City of Grapeland deems it advisable to adopt the additional penalty for collection costs as provided in Section 33.07 of the said Property Tax Code; Now Therefore,

BE IT ORDAINED BY THE City Council of the City of Grapeland:

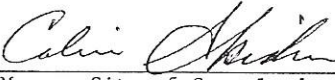
Section 1: That ad valorem taxes, for 1990, that remain delinquent on July 1, 1991, shall incur an additional penalty to defray costs of collection, said penalty to be in the amount of fifteen percent (15%) of the amount of taxes, penalty and interest due the City of Grapeland, which fee shall be an authorized collection expense.

Section 2: In future years, ad valorem taxes that remain delinquent on July 1 of the year in which they become delinquent shall incur an additional penalty to defray costs of collection, said penalty to be in the amount of fifteen percent (15%) of the amount of taxes, penalty and interest due the City of Grapeland, which fee shall be an authorized collection expense.

Section 3: If any provision of this ordinance or the application thereof to any person or circumstance is held to be invalid, such invalidity shall not effect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable. It is further specially provided that if the penalty herein provided should ever be finally adjudicated to be in excess of the amount allowed by law, then such penalty nevertheless shall be valid and collectible for the amount allowed by law.

Section 4: This ordinance shall become effective on the date of its passage, and all penalty and authorized collection expense herein provided shall be charged and collected after due notice is given to the taxpayers of its adoption in accordance with law.

PASSED, APPROVED and ADOPTED on this the 10th day of July, 1990.



Mayor, City of Grapeland

ATTEST:



Secretary, City of Grapeland

CONTRACT FOR THE COLLECTION OF DELINQUENT TAXES

THE STATE OF TEXAS §
 §
COUNTY OF HOUSTON §

THIS CONTRACT is made and entered into by and between the
 CITY OF GRAPELAND,
acting herein by and through its governing body, hereinafter styled First Party,
and Gates Steen, Henry Steen, Jr., Managing Partner, Attorneys at Law, 3001 North
Lamar Boulevard, Austin, Texas 78705, hereinafter styled Second Party.

I.

First Party agrees to employ and does hereby employ Second Party to enforce
by suit or otherwise the collection of all delinquent taxes, penalty and interest
owing to First Party, provided current year taxes falling delinquent within the
period of this contract shall become subject to its terms on the first day of
delinquency. For the purposes of this contract, the first day of delinquency shall
be July 1, each year.

II.

Second Party is to call to the attention of the collector or other officials
any errors, double assessment or other discrepancies coming under his observation
during the progress of the work, and is to intervene on behalf of First Party in
all suits for taxes hereafter filed by any taxing unit on property located within
its corporate limits.

III.

First Party agrees to pay to Second Party as compensation for the services
required hereunder fifteen percent (15%) of the amount collected of all delinquent
taxes, penalty and interest of the years covered by this contract, actually collected
and paid to the collector of taxes during the term of this contract, as and when
collected. All compensation above provided for shall become the property of Second
Party at the time payment of the taxes, penalty and interest is made to the
collector. The collector shall pay over said funds monthly by check.

IV.

This contract is drawn to cover the period beginning
July 10, 1990 and ending July 9, 1992,
provided however that Second Party shall have an additional six months to reduce
to judgment all suits filed prior to the date last mentioned. This contract will
continue in full force and effect after the expiration date by its own terms unless
First Party notifies Second Party that it does not wish to renew and continue the
agreement. In consideration of the terms and compensation herein stated, Second
Party hereby accepts said employment and undertakes the performance of said contract
as above written.

This contract is executed on behalf of First Party by the presiding officer
of its governing body who is authorized to execute this instrument by order
heretofore passed and duly recorded in its minutes.

WITNESS the signatures of all parties hereto in duplicate originals this the
10th day of July, 1990, Houston County, Texas.

ATTEST:

April Sandus
City Secretary

By:

THE CITY OF GRAPELAND
First Party

Colin Spahn
Mayor

Gates Steen
Gates Steen, Second Party

Henry Steen, Jr.
Henry Steen, Jr. Managing Partner