



“Exhibit B”

**Proposed Service Plan
For ± 367.75 Acres of Land
Located Adjacent to the Current Corporate
Boundary of the City of Harker Heights and
Further Described in Exhibit A of the Ordinance
this Service Plan is Attached Hereto**

Upon annexation of ± 367.75 acres of land located north of Trimmier Creek and west of the south right-of-way line of FM 3481 and portion of land south of Chaparral Road just southwest of the current corporate boundary of the City of Harker Heights, further described in Exhibit “A” of the ordinance this plan is attached hereto, the City of Harker Heights, Texas will provide City services utilizing methods by which it extends services to any other equivalent area within the current corporate boundary of the City as further described in this document. This plan shall be in effect for a 10-year period following the effective date of the annexation. It is the intent of the City that this plan shall provide full municipal services as required by the Texas Local Government Code.

Proposed Annexation Description

The proposed annexation area covered by this service plan is identified on metes and bounds descriptions as presented in Exhibit “A” of the ordinance this plan is attached hereto. Said Exhibit “A” being made a part of this plan by reference herein.

SERVICES PROVIDED BY THE EFFECTIVE DATE OF ANNEXATION

1. Police Protection

The City of Harker Heights, Texas, and its Police Department will provide police protection and law enforcement services to newly annexed area at the same or similar level of service now being provided to the newly annexed area, and other areas already incorporated in the City with like topography, land use and population density. The Police Department will have the responsibility to respond to all dispatched calls for service or assistance within the newly annexed area.

2. Fire Protection and Emergency Medical Services

The City of Harker Heights, Texas, and its Fire and Rescue Department will provide fire protection and EMS to the newly annexed area at the same or similar level of service now being provided to the newly annexed area, and other areas already incorporated in the City, with similar topography, land use and population density. The Fire and Rescue Department will have the responsibility to respond to all dispatched calls and requests for service or assistance within the newly annexed area.

3. Maintenance of Water and Wastewater Facilities

Any and all water or wastewater facilities owned or maintained by the City of Harker Heights, Texas, at the time of the proposed annexation shall continue to be maintained by the City of Harker Heights. Any and all water and wastewater facilities which may be

acquired subsequent to the annexation of the proposed area shall be maintained by the City of Harker Heights, Texas, to the extent of its ownership.

4. Solid Waste Collection

A. *City Collection.* The City of Harker Heights, Texas, contracts exclusively with an independent contractor for the purposes of solid waste collection. Except as provided in Paragraph 4.B., all persons in the newly-annexed area shall be required to subscribe to this solid waste collection service at the rates and fees set. This service will be provided by the contractor at the same or similar level of service now being provided other areas already incorporated in the City with similar topography, land use and density.

B. *Private Collection.* Persons in the newly-annexed area shall have the option to obtain collection of solid waste by a privately-owned solid waste management service provider until the second anniversary of the annexation, and the City will not provide solid waste collection services to any person obtaining such service. From and after the second anniversary of the annexation, all solid waste collection service must be obtained from the City's exclusive contractor, as provided in Paragraph 4.A.

C. *Containers.* Refuse containers will be provided by the property owners in the newly annexed area and will comply with the Code of Ordinances for the City of Harker Heights.

5. Maintenance of Public Road and Streets

The City of Harker Heights, Texas, will maintain any and all publicly owned roads, streets or alleyways in the newly annexed area to the extent and degree and to the same or similar level of service now being provided to other such areas within the corporate limits of the City with similar topography, land use and density.

6. Maintenance of Public Parks, Playgrounds, and Swimming Pools

The City of Harker Heights, Texas, is not aware of the existence of any publicly owned parks, playgrounds, or swimming pools now located in the proposed area of annexation. In the event any such parks, playgrounds, or swimming pools do exist and are public facilities, the City will maintain such areas and facilities to the extent and degree and to the same or similar level of service now being provided to other such areas and facilities within the corporate limits of the City with similar topography, land use and density.

7. Maintenance of any Publicly Owned Facility, Building or Municipal Service

The City of Harker Heights, Texas, is not aware of the existence of any publicly owned facility, building, or other municipal service now located in the proposed areas of annexation. In the event any publicly owned facility, building, or other municipal service does exist and is/are public facilities, the City will maintain such areas and facilities to the extent and degree and to the same or similar level of service now being provided to other such areas and facilities within the corporate limits of the City with similar topography, land use and density.

8. Other Services

The City of Harker Heights, Texas, finds and determines that such services as planning, issuing of building permits and related building inspection services, code enforcement, animal control, library, parks and recreation, court and general administration will be made available after the date of the annexation at the same or similar level of service now being provided to other areas already incorporated in the City with similar topography, land use and density.

9. Health Department-Health Code Enforcement Services

The Bell County Health Department will implement the enforcement of the City of Harker Heights, Texas health ordinances and regulations on the effective day of the annexation.

10. Street Lighting

The City of Harker Heights, Texas will coordinate any request for operation and maintenance of street lighting with the local electric provider in accordance with state law and standard policy.

11. Traffic Engineering

The City of Harker Heights, Texas Public Works Department will provide any additional traffic control devices in accordance with standard policy after the effective day of the annexation.

12. Storm Water Management

Developers will provide storm water drainage at their own expense, and all such improvements and facilities will be inspected by the City of Harker Heights City Engineer at the time of completion. The City of Harker Heights, Texas will then maintain the drainage upon approval.

CONSTRUCTION OF ANY CAPITAL IMPROVEMENTS TO BE COMPLETED WITHIN 2½ YEARS

1. Police and Fire Protection and Solid Waste Collection

The City of Harker Heights, Texas, finds and determines it is not necessary to acquire or construct any capital improvements within 2½ years of the effective date of the annexation of the particular annexed area for the purposes of providing police protection, fire protection, emergency medical services or solid waste collection. The City finds and determines that it has at the present time adequate facilities and other resources to provide the same type, kind and level of service and protection which is presently being administered to similar areas already incorporated in the City of Harker Heights, Texas with similar topography, land use and population density.

2. Water Facilities

The City of Harker Heights, Texas, finds and determines that it is necessary to construct capital improvements within 2½ years of the effective date of the annexation to provide

water resources to the area. Water lines for the area will be connected to the existing water system of the City of Harker Heights. These locations are subject to change given environmental or other constraints. Feasibility shall be determined by a review of geological conditions, environmental, topography, and distance of homes from the road. Water lines will not be installed from the water mains to individual residences. Individual residences will be allowed to tap into the water lines by running lines from their residence at their cost and paying the applicable tap fees to the City of Harker Heights. The City will place fire hydrants at various points approximately on a 1,000 foot spacing located on or near the proposed water mains.

3. Wastewater Facilities

The City of Harker Heights, Texas, finds and determines it is not necessary to acquire or construct any capital improvements within 2½ years of the effective date of the annexation of the particular annexed area. Wastewater in the annexed area will be handled in the same type, kind and level of service and protection which is presently being administered to similar areas already incorporated in the City of Harker Heights, Texas, with similar topography, land use and population density.

4. Roads and Streets

The City of Harker Heights, Texas, finds and determines it is not necessary to acquire or construct any capital improvements within 2½ years of the effective date of the annexation of the particular annexed area. The City of Harker Heights, Texas, agrees to maintain public roads in the same type, kind and level of service and protection which is presently being administered to similar areas already incorporated in the City of Harker Heights, Texas, with similar topography, land use and population density.

5. Maintenance of Parks, Playgrounds, and Swimming Pools and Any Other Publicly Owned Facility, Building or Service

The City of Harker Heights, Texas, finds and determines it is not necessary to acquire or construct any capital improvements within 2½ years of the effective date of the annexation of the particular annexed area for the purposes of parks maintenance, playgrounds, swimming pools and other publicly owned facility, building or service.

SPECIFIC FINDINGS

The City of Harker Heights, Texas, finds and determines that this service plan will not provide any fewer services and will not provide a lower level of service in the area being considered for annexation than were in existence in the area at the time immediately preceding the annexation process. Given the annexation area's topography, land utilization and population density, the service levels to be provided in the annexed area will be equivalent to those provided to other areas of the City with similar characteristics.

LEVEL OF SERVICE

Nothing in this plan shall require the City to provide a uniform level of full municipal services to each area of the City, including the annexed area, if different characteristics of topography, land

use, and population density are considered a sufficient basis for providing different levels of service.

AMENDMENTS

The City reserves the right to amend this plan upon the terms and conditions set forth in Chapter 43 of the Texas Local Government Code.