

RESOLUTION NO. R041725-02

AUTHORIZING AMENDMENTS TO THE ARTICLES OF INCORPORATION AND BYLAWS OF THE CITY OF LA VERNIA MUNICIPAL DEVELOPMENT DISTRICT; GRANTING PERMISSION TO THE BOARD OF DIRECTORS TO AMEND ITS ARTICLES OF INCORPORATION AND BYLAWS AND TO ADOPT AND FILE ARTICLES OF AMENDMENT; ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City of La Vernia is a duly created political subdivision of the State of Texas operating as a General Law Type A municipality pursuant to the Constitution and laws of the State of Texas; and

WHEREAS, on August 15th 2008, the City Council authorized and approved the creation of the La Vernia Municipal Development District under authority of Chapter Local Government Code Title 12. Planning And Development Subtitle A. Municipal Planning And Development Chapter 377. Municipal Development Districts to plan, acquire, establish, develop, construct, or renovate one or more development projects beneficial to the district.

WHEREAS, the City is further authorized by Ch 377 that the governing body of the municipality that created the district is to appoint the members of the board, A director may be removed by the appointing municipality at any time without cause. Successor directors are appointed in the same manner as the original appointee; and

WHEREAS, applications for the are to be filed with the City Council via the City Secretary; and

WHEREAS, per Sec. 377.054. OFFICERS of the Texas Local Government Code, The board shall designate from the members of the board a presiding officer, a secretary, and other officers the board considers necessary; and

WHEREAS, it is hereby officially found and determined that the adoption of these amendments is wise, expedient, necessary and advisable, and the City Council therefore desires to authorize the amendments and approve the form and content of the Articles of Amendment; and

WHEREAS, it is hereby further officially found and determined that the meeting at which this Resolution was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code;

NOW THEREFORE: BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA VERNIA:

SECTION 1. PERMISSION GRANTED TO AMEND BYLAWS AND ARTICLES OF INCORPORATION. The City Council hereby grants permission to the Board of Directors of the City of La Vernia Municipal Development District to amend the Bylaws and the Articles of Incorporation of the District and adopt Articles of Amendment for the purposes described above.

SECTION 2. APPROVAL OF ARTICLES OF AMENDMENT AND BYLAWS AMENDMENTS. The City Council hereby approves the form and content of the amendments to the Articles of Incorporation and to the Bylaws and of the Articles of Amendment and Bylaws Amendments and acknowledge that these were discussed at a properly called and held meeting of the Board and further authorize the board to deliver duly adopted Articles of Amendment to the Secretary of State of Texas.

SECTION 3. INCORPORATION OF RECITALS. The statements set forth in the recitals of this Resolution are true and correct, and incorporated as a part of this Resolution.

SECTION 5. SEVERABILITY. If any provision of this Resolution or the application of any provision of this Resolution to any circumstance shall be held to be invalid, the remainder of this Resolution and the application of the remainder of this Resolution to other circumstances shall nevertheless be valid, and it is declared that this Resolution would have been enacted without such invalid provision.

SECTION 6. EFFECTIVE DATE. This Resolution shall become effective immediately upon 5 affinitive votes.

PASSED AND APPROVED this 17th day of April 2025.

Martin Poore, Mayor

ATTEST:

Madison Farrow, City Secretary

APPROVED AS TO FORM:

City Attorney's Office

Exhibit A