

## **RESOLUTION NO. 2020-10-21-18**

**A RESOLUTION OF THE CITY COUNCIL OF ROLLINGWOOD, TEXAS AUTHORIZING ELIGIBLE EXPENDITURES OF THE ROLLINGWOOD COMMUNITY DEVELOPMENT CORPORATION AS A PROJECT PROMOTING OR EXPANDING NEW BUSINESS DEVELOPMENT UNDER SECTION 505.158 OF THE TEXAS LOCAL GOVERNMENT CODE; MAKING CERTAIN FINDINGS REGARDING ELIGIBLE EXPENDITURES; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Rollingwood Community Development Corporation (RCDC) is a Type B Texas Economic Development Corporation operating under the Chapters 501, 502 and 505 of the Texas Local Government Code and Chapter 22 of the Texas Business Organizations Code; and

**WHEREAS**, the Community Development Corporation (RCDC), after holding a public hearing, considered and approved the expenditure of funds for the legal services necessary for the evaluation of the targeted infrastructure included in the design of MoPac South and the potential impacts on the city's commercial corridor which affects the ability to promote new and expanded business development in the city at their meeting on October 8, 2020; and

**WHEREAS**, the RCDC has determined that the expenditure of those funds are for an eligible project consistent with the definition of "project" as that term is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.158 of the Texas Local Government Code; and the definition of "cost" as that term is defined by Section 501.152 of the Texas Local Government Code.

**WHEREAS**, the RCDC requests that the City Council pass a Resolution authorizing the proposed expenditure as required by Tex. Loc. Gov't Code section 505.158 and give the resolution at least two separate readings.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROLLINGWOOD:**

**Section 1.** That the foregoing recitals are hereby found to be true and correct findings of the City Council of Rollingwood and are fully incorporated into the body of this Resolution.

**Section 2.** That the City Council of the City of Rollingwood finds and determines that the expenditure of funds for the evaluation of targeted infrastructure in the design of MoPac South in an amount not to exceed **FORTY THOUSAND DOLLARS and No/100 Dollars (\$40,000.00)** for the potential impacts on the city's commercial corridor which affect the ability to promote new and expanded business development within the City of Rollingwood, Texas, is an authorized project and is consistent with Section 505.158 of the Act.

**Section 3.** That the City Council hereby affirms the RCDC action taken, after holding a public hearing, authorizing the project and expenditure and authorizes the Mayor to execute this Resolution.

**Section 4.** The City Council affirms, pursuant to Local Government Code Section 505.160, that the voters of the City of Rollingwood have previously approved the undertaking of this general type of project at an election ordered for that purpose.

**Section 5.** The City Council affirms that the project should not be undertaken until and upon the second reading and adoption of this resolution pursuant to Local Government Code Section 505.158.

**Section 6.** It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

**Section 7.** This Resolution shall be in force and effect from and after its final reading, and it is so resolved.

**PASSED, APPROVED AND DULY RESOLVED** by the City Council of Rollingwood on first reading this the 21<sup>st</sup> day of October, 2020.

**PASSED AND APPROVED** on second reading this the \_\_\_\_\_ day of November, 2020.

\_\_\_\_\_  
Michael Dyson, Mayor

**ATTEST:**

\_\_\_\_\_  
Ashley Wayman, City Secretary