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RESOLUTION NO. 2023-12-20-02

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 BY EXHANCING RECREATIONAL AND COMMUNITY FACILITIES UNDER SECTION 505.152 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 RCDC, after holding a public hearing, considered and approved the expenditure of funds for the Park Improvement project for Rollingwood Park for retaining wall improvements that will enhance the recreational and community facilities available and will enhance the quality of life at their meeting on November 13, 2023; 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 terms is defined in Chapter 501 and 505 of the Texas Local Government Code, and in particular Section 505.152 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; and

WHEREAS, the RCDC requests that the City Council pass a Resolution authorizing the proposed expenditures as required by Tex. Loc. Gov’t Code section 501.073.

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 expenditures of funds in an amount not to exceed Thirty-One Thousand DOLLARS and No/100 Dollars (\$31,000.00) for the Park Improvement Project in Rollingwood Park for retaining wall improvements will enhance recreational and community facilities and will enhance the quality of life in the City, is an authorized project and is consistent with Section 505.152 of the Act, as approved by RCDC in November, 2023.

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

47 **Section 4.** The City Council affirms, pursuant to Local Government Code Section
48 505.160, that the voters of the City of Rollingwood have previously approved the undertaking of
49 this general type of project at an election ordered for that purpose.
50

51 **Section 5.** The City Council affirms that the project should not be undertaken until and
52 upon the adoption of this resolution pursuant to Local Government Code Section 501.073.
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54 **Section 6.** It is officially found, determined, and declared that the meeting at which
55 this Resolution is adopted was open to the public and public notice of the time, place, and subject
56 matter of the public business to be considered at such meeting, including this Resolution, was
57 given, all as required by Chapter 551, Texas Government Code, as amended.
58

59 **Section 7.** This Resolution shall be in force and effect from and after its passage and it
60 is so resolved.
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62 **PASSED, APPROVED AND DULY RESOLVED** by the City Council of Rollingwood
63 on this the 20th day of December, 2023.
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68 _____
69 Gavin Massingill, Mayor

70 **ATTEST:**

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75 Desiree Adair, City Secretary