

**RESOLUTION NO. 20-R-76**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING THE CITY MANAGER TO WAIVE THE UTILITY BILL REIMBURSEMENT REQUIREMENTS FOR THE BUFFALO VALLEY YOUTH ASSOCIATION (BVYA) AND THE SCHERTZ YOUTH SOCCER ALLIANCE (SYSA) FOR THE 2020 CALENDAR YEAR TOTALING APPROXIMATELY \$20,000.**

WHEREAS, the City of Schertz has entered into license agreements with BVYA and SYSA; and

WHEREAS, BVYA and SYSA provide recreation programs to members of the community and provide for the upkeep and maintenance of City sports fields; and

WHEREAS, BVYA and SYSA providing these services is a cost effective way for the City to ensure the availability of these programs; and

WHEREAS, the COVID-19 global pandemic has caused closures of sports facilities and loss of registration revenues; and

WHEREAS, BVYA and SYSA have both distributed several thousand dollars' worth of registration credits for future seasons; and

WHEREAS, the future of league play and accompanying revenues in the fall, winter, and even spring 2021 seasons is unknown at this time; and

WHEREAS, the existing contract terms requires BVYA and SYSA to reimburse the City 30 % of water, sewer, and electric utility charges per month; and

WHEREAS, the City staff has determined that waiving the utility reimbursement requirements for the 2020 calendar year totaling approximately \$20,000, will help keep BVYA and SYSA solvent and continue to produce in-kind value to the City of Schertz which serves a public purpose.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the City Manager to waive the utility bill reimbursement requirements for the Buffalo Valley Youth Association (BVYA) and the Schertz Youth Soccer Alliance (SYSA) for the 2020 calendar year totaling approximately \$20,000.

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

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 passage, and it is so resolved.

PASSED AND ADOPTED, this 14<sup>th</sup> day of July, 2020.

CITY OF SCHERTZ, TEXAS

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Ralph Gutierrez, Mayor

ATTEST:

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Brenda Dennis, City Secretary

(CITY SEAL)

**EXHIBIT A**

**AMENDMENT WITH MALDONADO NURSERY AND LANDSCAPING**

**EXHIBIT B**  
**AMENDMENT WITH ACE CO.**