

RESOLUTION NO. 21-R-80

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING THE ACCEPTANCE OF APPROXIMATELY ONE ACRE OF LAND LOCATED ADJACENT TO FIRE STATION #3 FROM SCHERTZ 1518, LTD. IN ACCORDANCE WITH THE DEVELOPMENT AGREEMENT FOR TIRZ #2 AND RELATED MATTERS IN COONECTION THEREWITH.

WHEREAS, the Second Amended and Restated Development Agreement for Reinvestment Zone Number Two requires the developer to dedicate approximately one acre of land next to Fire Station #3 for an indoor shooting range; and

WHEREAS, the developer has provided a description of the property proposed to be dedicated to the City; and

WHEREAS, City Staff has reviewed the proposed dedication and finds it suitable for a future indoor shooting range.

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 accept the dedication of the property ash shown on Exhibit "A".

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resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.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 24th day of August 2021.

CITY OF SCHERTZ, TEXAS

Mayor, Ralph Gutierrez

ATTEST:

City Secretary, Brenda Dennis

(CITY SEAL)

Exhibit "A"