

RESOLUTION NO. 22-R-119

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHROZING A COOPERATION AGREEMENT WITH THE TEXAS HOME COLLABORATIVE, AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, The NRP Group has proposed a development for affordable rental housing named 1518 Apartments Ltd., in the city of Schertz, Texas; and

WHEREAS, the City desires to promote, maintain, and provide safe, sanitary, and affordable housing for low to moderate-income citizens of the City of Schertz; and

WHEREAS, the Schertz Housing Authority has found the need to enter into a Cooperation Agreement with the Texas Home Collaborative; and

WHEREAS, the Schertz Housing Authority's mission is to provide safe, sanitary and affordable housing for eligible residents and desires to support the development and operation of affordable housing through Corporation, its affiliate entity, a public housing authority sponsored public facility corporation, in communities across the state of Texas; and

WHEREAS, Chapter 791 of Texas Local Government Code allows the City and the Schertz Housing Authority to enter into interlocal agreements in order to increase the efficiency and effectiveness of local governments; and

WHEREAS, Section 392.059 of the Texas Local Government Code states that authorities may cooperate with a municipality in providing housing for persons of low income within the boundaries of the cooperating political subdivision; and,

WHEREAS, the City has a need for and desires to increase the supply of quality affordable housing for the benefit of its current and future residents; and

WHEREAS, the Texas Home Collaborative has identified The NRP Group to act as its developer partner to construct a multifamily development more commonly known as 1518 Apartments; and

WHEREAS, The NRP Group has advised it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2022 Competitive 4% Bonds for 1518 Apartments, Ltd.; and

WHEREAS, the City of Schertz finds the need for such affordable housing for citizens within the City's boundaries and supports the 1518 Apartments Ltd. tax credit application; and

WHEREAS, this City of Schertz does not desire to issue bonds required in conjunction with the award of the 4% low income housing tax credits; and

WHEREAS, the Texas Home Collaborative, a non-profit public facility corporation sponsored by the Housing Authority of the City of Texarkana, Texas, has requested the consent of the City to issue said debt.

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

Section 1. The City Council hereby authorizes the City to enter into a collaboration agreement as attached in 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 11th day of October 2022

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

Exhibit "A"

Cooperation Agreement