

RESOLUTION NO. 23-R-07

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING A GRANT APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT RECREATIONAL TRAILS GRANT PROGRAM, AND ACCEPTING GRANT FUNDS IF AWARDED, FOR THE DEVELOPMENT OF THE DRY COMAL CREEK TRAIL.

WHEREAS, the Texas Parks and Wildlife Department Recreational Trails Grant Program is accepting applications for the 2023 grant cycle to fund trail development projects in the state; and

WHEREAS, the city staff intends to submit a grant application to the Recreational Trails Program for the development of the Dry Comal Creek Trail on a 10.5-acre property on Dry Comal Creek generally at FM 482 and Bunker Street; and

WHEREAS, city staff has determined the proposed trail and property to have great historic, cultural, ecological, and recreational value that would be a tremendous asset to the city park and trail system; and

WHEREAS, city staff has designated the funding for the city's portion of the grant match (and overmatch) to be the funds for the already authorized property acquisition in Resolution 22-R-137 in the amount of \$381,624.00.

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

Section 1. The City Council hereby authorizes an application to the Texas Parks and Wildlife Department Recreational Trails Program, and accepting grant funds if awarded, for the development of the Dry Comal Creek Trail (in attached 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resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.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 January, 2023.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Sheila Edmondson, Interim City Secretary

