

RESOLUTION NO. 23-R-51

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS NOMINATING A CANDIDATE TO FILL THE VACANCY ON THE COMAL APPRAISAL DISTRICT BOARD OF DIRECTORS AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, at the Comal Appraisal District meeting of May 24, 2023, the Board of Directors accepted the resignation of one of the Board Members and authorized the Chief Appraiser to notify each taxing unit entitled to vote by resolution to fill the vacancy; and

WHEREAS, section 6.03(1), of the Texas Property Tax Code, if a vacancy occurs on the board of directors other than a vacancy in the position held by a county assessor-collector serving as a nonvoting director, each taxing unit that is entitled to vote by this section may nominate by resolution adopted by its governing body a candidate to fill the vacancy;

WHEREAS, the unit shall submit the name of its nominee to the Chief Appraiser within 45 days after notification from the Board of Directors of the existence of the vacancy, and the chief appraiser shall prepare and deliver to the Board of Directors within the next five days a list of the nominees; and,

WHEREAS, the board of directors shall elect by majority vote of its members one of the nominees to fill the vacancy; and

WHEREAS, the City Council of the City of Schertz, Texas has determined it is in the best interest of the city to nominate _____ to fill the vacancy on the Comal Appraisal District Board of Directors.

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

Section 1. The City Council hereby nominates _____ to fill the current vacancy on the Comal Appraisal District Board of Directors.

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resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.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 _____ DAY OF _____, 2023

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Sheila Edmondson, City Secretary