



**MEETING AGENDA**  
**City Council**  
**SPECIAL SESSION CITY COUNCIL**  
**September 24, 2024**  
**6:00 P.M.**

**HAL BALDWIN MUNICIPAL COMPLEX COUNCIL CHAMBERS**  
**1400 SCHERTZ PARKWAY BUILDING #4**  
**SCHERTZ, TEXAS 78154**

**CITY OF SCHERTZ CORE VALUES**  
**Do the right thing**  
**Do the best you can**  
**Treat others the way you want to be treated**  
**Work cooperatively as a team**

**AGENDA**  
**TUESDAY, SEPTEMBER 24, 2024 at 6:00 p.m.**

**Call to Order**

**Opening Prayer and Pledges of Allegiance to the Flags of the United States and State of Texas.**  
**(Mayor Gutierrez)**

**Hearing of Residents**

*This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes.*

*All remarks shall be addressed to the Council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the Council may be requested to leave the meeting.*

*All handouts and/or USB devices must be submitted to the City Secretary no later than noon on the Monday preceding the meeting. Handouts will be provided to each Councilmember prior to the start of the meeting by the City Secretary. All USB devices will be vetted by City IT staff to ensure City property is protected from malware.*

*Discussion by the Council of any item not on the agenda shall be limited to statements of specific factual information given in response to any inquiry, a recitation of existing policy in response to an inquiry, and/or a proposal to place the item on a future agenda. The presiding officer, during the Hearing of*

*Residents portion of the agenda, will call on those persons who have signed up to speak in the order they have registered.*

## **Discussion and Action Items**

1. **Resolution 24-R-129-** Approving a Resolution to call for a Special Election on December 14, 2024, with Guadalupe County, Bexar County and Comal County and approving the Guadalupe County Election Contract stating that Guadalupe County will oversee the entire Runoff Election. (Mayor/Council/S.Edmondson)
2. **Resolution 24-R-124** - Nominating candidates for the Guadalupe County Appraisal Board of Directors to be appointed for the 2025 term. (Mayor/S.Edmondson)
3. **Resolution 24-R-125** - Nominating candidates for the Bexar County Appraisal Board of Directors to be appointed for the 2025 term. (Mayor/S.Edmondson)
4. **Resolution 24-R-126** - Nominating candidates for the Comal County Appraisal Board of Directors to be appointed for the 2025 term. (Mayor/S.Edmondson)

## **Adjournment**

### **CERTIFICATION**

I, SHEILA EDMONDSON, CITY SECRETARY OF THE CITY OF SCHERTZ, TEXAS, DO HEREBY CERTIFY THAT THE ABOVE AGENDA WAS PREPARED AND POSTED ON THE OFFICIAL BULLETIN BOARDS ON THIS THE 20TH DAY OF SEPTEMBER 2024 AT 6:00 P.M., WHICH IS A PLACE READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES AND THAT SAID NOTICE WAS POSTED IN ACCORDANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

SHEILA EDMONDSON

**I CERTIFY THAT THE ATTACHED NOTICE AND AGENDA OF ITEMS TO BE CONSIDERED BY THE CITY COUNCIL WAS REMOVED BY ME FROM THE OFFICIAL BULLETIN BOARD ON \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

**TITLE:** \_\_\_\_\_

*This facility is accessible in accordance with the Americans with Disabilities Act. Handicapped parking spaces are available. If you require special assistance or have a request for sign interpretative services or other services, please call 210-619-1030.*

**The City Council for the City of Schertz reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act.**

**Closed Sessions Authorized: This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Closed Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This**

provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

COUNCIL COMMITTEE AND LIAISON ASSIGNMENTS

<p><b>Mayor Gutierrez</b>          Member          Audit Committee          Investment Advisory Committee          Main Street Committee</p> <p>Liaison          Board of Adjustments          Senior Center Advisory Board-Alternate</p>	<p><b>Councilmember Davis– Place 1</b>          Member          Interview Committee          Main Street Committee - Chair          TIRZ II Board</p> <p>Liaison          Parks &amp; Recreation Advisory Board          Schertz Housing Authority Board          Transportation Safety Advisory Board</p>
<p><b>Councilmember Watson-Place 2</b>          Member          Audit Committee</p> <p>Liaison          Library Advisory Board          Senior Center Advisory Board          Cibolo Valley Local Government Corporation-Ex-Officio</p>	<p><b>Councilmember Macaluso – Place 3</b>          Member          Interview Committee          Hal Baldwin Scholarship Committee</p> <p>Liaison          TIRZ II Board          Animal Services Advisory Committee</p>
<p><b>Councilmember – Place 4</b></p>	<p><b>Councilmember Westbrook – Place 5</b>          Liaison          Schertz-Seguin Local Government Corporation (SSLGC)          Planning and Zoning Commission          Schertz Historical Preservation Society          Cibolo Valley Local Government Corporation (CVLGC)-Alternate</p>
<p><b>Councilmember Heyward – Place 6</b>          Member          Animal Services Advisory Committee          Audit Committee          Interview Committee-Chair          Investment Advisory Committee          Main Street Committee</p> <p>Liaison</p>	<p><b>Councilmember Brown – Place 7</b>          Member          Main Street Committee          Schertz-Seguin Local Government Corporation (SSLGC)</p> <p>Liaison          Economic Development Corporation</p>

Building and Standards Commission  
Economic Development Corporation - Alternate  
Senior Center Advisory Board

**CITY COUNCIL MEMORANDUM**

**City Council Meeting:** September 24, 2024  
**Department:** City Secretary  
**Subject:** Resolution 24-R-129- Approving a Resolution to call for a Special Election on December 14, 2024, with Guadalupe County, Bexar County and Comal County and approving the Guadalupe County Election Contract stating that Guadalupe County will oversee the entire Runoff Election. (Mayor/Council/S.Edmondson)

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**BACKGROUND**

As of 09-20-2024, we have not received the election contract from Guadalupe County or the election calendar from Texas SOS Election Division. The blanks in the draft resolution will be filled in once the election contract and election calendar have been received.  
A final draft resolution will be presented to the Council for consideration.

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**Attachments**

Resolution 24-R-129

**NOTICE OF ELECTION**

THE STATE OF TEXAS §  
COUNTIES OF GUADALUPE, COMAL §  
AND BEXAR §  
§  
THE CITY OF SCHERTZ §

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TO THE RESIDENTS, QUALIFIED VOTERS OF THE  
CITY OF SCHERTZ, TEXAS

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TAKE NOTICE that an election will be held in the City of Schertz, Texas on December 14, 2024, in obedience to a Resolution duly entered by the City Council of the City of Schertz on September 24, 2024, which Resolution reads substantially as follows:

**RESOLUTION NO. 24-R-129**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS, CALLING A SPECIAL ELECTION TO BE HELD ON DECEMBER 14, 2024, FOR THE PURPOSE OF ELECTING A COUNCILMEMBER FOR PLACE 4 WITH GUADALUPE COUNTY, BEXAR COUNTY, AND COMAL COUNTY AND APPROVING THE GUADALUPE COUNTY ELECTION CONTRACT STATING THAT GUADALUPE COUNTY WILL OVERSEE THE ENTIRE SPECIAL ELECTION AND OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION**

**WHEREAS**, Pursuant to The Texas Constitution Article 11. Municipal Corporations Sec.11 Term of Office Exceeding Two Years in Home Rule and General Law Cities; Vacancies. (c) Any vacancy or vacancies occurring on such governing body shall not be filled by appointment but must be filled by majority vote of the qualified voters at a special election called for such purpose within one hundred and twenty (120) days after such vacancy or vacancies occur except that the municipality may provide by charter or charter amendment the procedure for filling a vacancy occurring on its governing body for an unexpired term of 12 months or less; and

**WHEREAS**, the City has received a resignation from a councilmember, effective September 6, 2024, Election Code Sec. 201.023 provides that a vacancy occurs on the date the resignation is accepted by the appropriate authority or on the eighth day after the date of its receipt by the authority, whichever is earlier; and

**WHEREAS**, the City Council hereby finds and determines that holding a special election on December 14, 2024, with eligible political subdivisions in accordance with the provisions of Texas Election Code section 271.002 is in the best interest of the City; and

**WHEREAS**, the City Council finds and determines that contracting for election services with Guadalupe County Elections Administrator to oversee the entire election for Guadalupe, Comal and Bexar Counties; and

**WHEREAS**, the City Council finds and determines that holding such an election as provided for herein in is the best interest of the health, safety and welfare of the City.

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

Section 1. A special election shall be held on December 14, 2024, in and throughout the City, for the purpose of electing Councilmember for Place 4 to serve the remainder of the two-year term which will expire November 2026.

Section 2. The City will hold a Special Election with \_\_\_\_\_, and other political subdivisions, as provided pursuant to the provisions of the election agreement between Guadalupe County and the City of Schertz, adopted in accordance with the provisions of Section 271.002 of the Texas Election Code, as amended.

Section 3. At said Election, the candidate receiving at least fifty (50) percent plus one (1) of the votes for Councilmember Place 4 respectively, shall be declared elected for a term to expire in November 2026.

Section 4. Any candidate desiring to have his or her name on the Official Ballot for said Special Election shall, no sooner than Saturday, \_\_\_\_\_ 2024, and no later than Monday, \_\_\_\_\_ 2024 at 5:00 p.m., file with the City Secretary an application in writing and in the form prescribed by the Texas Election Code requesting that his or her name be placed on the Official Ballot and declaring as a Candidate for Councilmember for Place 4. The name of all eligible candidates whose applications have been duly and timely filed shall be placed on the ballot pursuant to a drawing as provided by law.

Section 5. The election shall be held in accordance with, and shall be governed by, the election laws of the State of Texas, and conducted in accordance with the terms set forth in the Contract for Election Services, attached hereto as \_\_\_\_\_.

Section 6. The City Secretary is hereby designated as the election officer for the City and is hereby authorized to perform all duties and take all actions as required pursuant to the Election Services and is further authorized to take any additional actions required by state law.

Section 7. Election Code Sec. 4.004 (d) all precincts in the City of Schertz in Bexar, Comal and Guadalupe County have been consolidated. The Early Voting Location and Election Day Vote site established for this election are at Schertz Annex Building, 1101 Elbel Rd, Schertz, TX 78154 \_\_\_\_\_.

Section 8. Polling on election day shall be held at the Vote Center Location at Schertz Annex Building, 1101 Elbel Rd, Schertz, TX 78154, on Saturday, December 14, 2024, as prescribed by applicable law, and, the polls shall be open from 7:00 a.m. to 7:00 p.m.

Section 9. The Election Administrators are hereby designated as the Early Voting Clerks to conduct such early voting in the election in accordance with the provisions of the Texas Election Code. The main Early Voting places at which early voting shall be conducted for those living respectively are in Bexar, Comal, and Guadalupe Counties.

- Lisa Hayes, the Elections Administrator of Guadalupe County, mailing address is 215 S. Milam Street Seguin, Texas 78155 or PO Box 1346, Seguin Texas 78156-1346, (830-303-6363) and <https://www.co.guadalupe.tx.us/elections/>

Section 10. Early voting shall be conducted from Monday, \_\_\_\_\_ 2024, through \_\_\_\_\_, 2024, with some exceptions of certain Saturdays, Sundays, and official State holidays. The locations and hours for the early voting are attached to this Resolution as \_\_\_\_\_.

Section 11. The anticipated fiscal impact of conducting the election is currently estimated to be \$ \_\_\_\_\_.

Section 12. All resident qualified voters of the City shall be permitted to vote at the Early Voting location designated at Schertz Annex Building on 1101 Elbel Road, Schertz, TX 78154. On Election Day, such voters shall vote at Schertz Annex Building on 1101 Elbel Road, Schertz, TX 78154. The election shall be held and conducted in accordance with the provisions of the Texas Election Code, as amended, and as may be required by any other law. All election materials and proceedings shall be printed in both English and Spanish.

Section 13. A substantial copy of this Resolution shall serve as proper notice of the Election. The City Secretary shall post and publish the election notice as required by the Texas Election Code.

Section 14. The Council authorizes the City Manager, or his/her designee, to negotiate and enter into one or more joint election agreements with other governmental organizations in accordance with the provisions of the Texas Election Code in such form as shall be approved by the City Manager, or his/her designee.

Section 15. The Council authorizes the City Manager, or his/her designee, to negotiate and enter into contracts with the County Clerk and Elections Administrators to conduct the Election in accordance with the provisions of the Texas Election Code in such form as shall be approved by the City Manager, or his/her designee.

Section 16. 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 Council.

Section 17. All ordinances and 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 ordered herein.

Section 18. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 19. 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 this

Council hereby declares that this Resolution would have been enacted without such invalid provision. The Council hereby authorizes the Mayor and the City Secretary of the City to make such technical modifications to this Resolution that are necessary for compliance with applicable Texas or Federal Law or to carry out the intent of this Council, as evidenced herein.

Section 20. All exhibits provided for herein are incorporated by reference.

Section 21. 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 22. This Resolution shall be in force and effect from and after its final passage and any publication required by law.

\* \* \* \*

PASSED, APPROVED, AND ADOPTED on this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

City of Schertz, Texas

\_\_\_\_\_  
Ralph Gutierrez, Mayor

ATEST:

\_\_\_\_\_  
Sheila Edmondson, TRMC  
City Secretary

**CITY COUNCIL MEMORANDUM**

**City Council Meeting:** September 24, 2024  
**Department:** City Secretary  
**Subject:** Resolution 24-R-124 - Nominating candidates for the Guadalupe County Appraisal Board of Directors to be appointed for the 2025 term. (Mayor/S.Edmondson)

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**BACKGROUND**

Section 6.03(k), of the Texas Property Tax Code, requires that each taxing unit is entitled to nominate candidates by Resolution and submit the list of nominees to the results of that vote to the Chief Appraiser of the Guadalupe County Appraisal District on or before October 15, 2024, to conduct an election for appointment of five (5) directorships. The term durations of the five (5) directorships will be decided by a draw at the first meeting of 2025. Two (2) will serve a single year term with the remaining three (3) serving a three (3) year term. The terms are structured in a way to result in staggered four (4) year terms moving forward. That said, the directorships beginning January 1, 2025

The City of Schertz can hereby nominate the following nominee (s) for the Guadalupe Appraisal District Board of Directors beginning January 1, 2025.

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**Attachments**

Resolution 24-R-124

**RESOLUTION 24-R-124**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS IN SUPPORT OF THE NOMINATION (S) FOR THE GUADALUPE APPRAISAL BOARD OF DIRECTORS AND OTHER MATTERS IN CONNECTION THEREWITH**

**WHEREAS**, section 6.03(k), of the Texas Property Tax Code, requires that each taxing unit entitled nominate candidates by Resolution and submit the list of nominees to the results of that vote to the Chief Appraiser of the Guadalupe County Appraisal District on or before October 15, 2024; and

**WHEREAS**, to conduct an election for appointment of five (5) directorships. The term durations of the five (5) directorships will be decided by a draw at the first meeting of 2025. Two (2) will serve a single year term with the remaining three (3) serving a three (3) year term. The terms are structured in a way to result in staggered four (4) year terms moving forward. That said, the directorships beginning January 1 , 2025; and

**WHEREAS**, the City of Schertz hereby supports the following nominee (s) for the Guadalupe Appraisal District Board of Directors beginning January 1, 2025; and

**WHEREAS**, the City Council has determined that it is in the best interest of the City to nominate \_\_\_\_\_ .

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the CITY OF SCHERTZ hereby nominate(s) \_\_\_\_\_ for directorship for the Guadalupe Appraisal District Board of Directors with a term beginning January 1, 2025.

Section 1. 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 2. 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 3. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 4. 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 5. 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 6. This Resolution shall be in force and effect from and after its formal passage, and it is so resolved.

PASSED AND ADOPTED, this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

CITY OF SCHERTZ, TEXAS

\_\_\_\_\_  
Ralph Gutierrez

ATTEST:

\_\_\_\_\_  
Sheila Edmondson, City Secretary

**CITY COUNCIL MEMORANDUM**

**City Council Meeting:** September 24, 2024  
**Department:** City Secretary  
**Subject:** Resolution 24-R-125 - Nominating candidates for the Bexar County Appraisal Board of Directors to be appointed for the 2025 term. (Mayor/S.Edmondson)

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**BACKGROUND**

Added in SB2 of the second special session of the 88th legislature, Section 6.0301 of the Texas Property Tax Code applies to appraisal districts established in a county with a population of 75,000 or more and alters the make-up of the Bexar Appraisal District Board of Directors. Three members elected by majority vote in the May 2024 general election joined the five directors appointed by the taxing units that participate in the district in the manner prescribed by Section 6.03, Texas Property Tax Code.

To implement the necessary term changes and as required by Section 5.13(d), Texas Property Tax Code, members appointed in this cycle shall draw lots at the first meeting of 2025 to determine which two shall serve a term of one year, beginning January 1st, 2025 and expiring December 31st, 2025, and which three shall serve a term of three years, beginning January 1st, 2025 and expiring December 31st, 2027. After that, appointed members will serve in four-year terms.

To begin the appointment process, each taxing unit authorized to vote may nominate one candidate for each of the five positions on the Bexar Appraisal District Board of Directors by resolution of its governing body and submit the name(s) of the unit's nominee(s) to the Chief Appraiser by October 15th.

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**Attachments**

Resolution 24-R-125

## RESOLUTION 24-R-125

### A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS IN SUPPORT OF THE NOMINATION (S) FOR THE BEXAR APPRAISAL BOARD OF DIRECTORS AND OTHER MATTERS IN CONNECTION THEREWITH

**WHEREAS**, section 6.03(k), of the Texas Property Tax Code, requires that each taxing unit entitled nominate candidates by Resolution and submit the list of nominees to the results of that vote to the Chief Appraiser of the Bexar County Appraisal District on or before October 15, 2024; and

**WHEREAS**, added in SB2 of the second special session of the 88th legislature, Section 6.0301 of the Texas Property Tax Code applies to appraisal districts established in a county with a population of 75,000 or more and alters the make-up of the Bexar Appraisal District Board of Directors. Three members elected by majority vote in the May 2024 general election joined the five directors appointed by the taxing units that participate in the district in the manner prescribed by Section 6.03, Texas Property Tax Code; and

**WHEREAS**, to implement the necessary term changes and as required by Section 5.13(d), Texas Property Tax Code, members appointed in this cycle shall draw lots at the first meeting of 2025 to determine which two shall serve a term of one year, beginning January 1st, 2025 and expiring December 31st, 2025, and which three shall serve a term of three years, beginning January 1st, 2025 and expiring December 31st, 2027. After that, appointed members will serve in four-year terms; and

**WHEREAS**, to begin the appointment process, each taxing unit authorized to vote may nominate one candidate for each of the five positions on the Bexar Appraisal District Board of Directors by resolution of its governing body and submit the name(s) of the unit's nominee(s) to the Chief Appraiser by October 15th.

**NOW, THEREFORE, BE IT RESOLVED**, the City Council has determined that it is in the best interest of the City to nominate for each of the five positions the following \_\_\_\_\_ for the Bexar Appraisal District Board of Directors.

Section 1. 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 2. 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 3. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 4. 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 5. 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 6. This Resolution shall be in force and effect from and after its formal passage, and it is so resolved.

PASSED AND ADOPTED, this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

CITY OF SCHERTZ, TEXAS

\_\_\_\_\_  
Ralph Gutierrez

ATTEST:

\_\_\_\_\_  
Sheila Edmondson, City Secretary

**CITY COUNCIL MEMORANDUM**

**City Council Meeting:** September 24, 2024  
**Department:** City Secretary  
**Subject:** Resolution 24-R-126 - Nominating candidates for the Comal County Appraisal Board of Directors to be appointed for the 2025 term. (Mayor/S.Edmondson)

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**BACKGROUND**

Section 6.03(g) of the Texas Property Tax Code states "Each taxing unit other than a conservation and reclamation district that is entitled to vote may nominate by resolution adopted by its governing body one candidate for each position to be filled on the board of directors. The presiding officer of the governing body of the unit shall submit the names of the unit's nominees to the chief appraiser before October 15, 2024.

Due to the passing of Senate Bill 2 in 2023, section 5.13(d) states that the current appointed members of the Board of Directors term will end December 31, 2024. To facilitate the transition to four-year staggered terms, the CAD will hold an election this fall for five directors appointed by the entities where two members will serve a one-year term and three members will serve a three-year term.

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**Attachments**

Resolution 24-R-126

## RESOLUTION 24-R-126

### A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS IN SUPPORT OF THE NOMINATION (S) FOR THE COMAL APPRAISAL BOARD OF DIRECTORS AND OTHER MATTERS IN CONNECTION THEREWITH

**WHEREAS**, Section 6.03(g) of the Texas Property Tax Code states "Each taxing unit other than a conservation and reclamation district that is entitled to vote may nominate by resolution adopted by its governing body one candidate for each position to be filled on the board of directors. The presiding officer of the governing body of the unit shall submit the names of the unit 's nominees to the chief appraiser before October 15, 2024; and

**WHEREAS**, due to the passing of Senate Bill 2 in 2023, section 5.13(d) states that the current appointed members of the Board of Directors term will end December 31, 2024. To facilitate the transition to four-year staggered terms, the CAD will hold an election this fall for five directors appointed by the entities where two members will serve a one-year term and three members will serve a three-year term; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Schertz hereby nominate(s) \_\_\_\_\_ for directorship for the Comal Appraisal District Board of Directors.

Section 1. 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 2. 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 3. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 4. 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 5. 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 6. This Resolution shall be in force and effect from and after its formal passage, and it is so resolved.

PASSED AND ADOPTED, this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

CITY OF SCHERTZ, TEXAS

\_\_\_\_\_  
Ralph Gutierrez

ATTEST:

~~\_\_\_\_\_  
Sheila Edmondson, City Secretary~~