

**RESOLUTION OF THE WILLIAMSON COUNTY COMMISSIONERS COURT
ADMITTING WILLIAMSON COUNTY, TEXAS AS A MEMBER OF THE TEXAS
HOUSING FOUNDATION, A TEXAS REGIONAL HOUSING AUTHORITY**

RECITALS

WHEREAS, the Texas Housing Foundation is a Texas regional housing authority authorized under state law to provide affordable housing to lower income residents at rentals they can afford;

WHEREAS, there exists in Williamson County, Texas (the “County”) a shortage of safe and sanitary housing in the County available to persons of low income at rentals they can afford;

WHEREAS, the Texas Housing Foundation (“THF”) has significant experience in providing, developing, financing, and managing safe and sanitary housing developments that are affordable to lower income residents and the THF is currently active in providing affordable housing within the County;

WHEREAS, a county housing authority does not exist within the County;

WHEREAS, the THF is currently comprised of Bastrop, Burnet, Blanco and Llano Counties and now proposes to admit Williamson County, Texas into the THF for the purpose of planning, developing, financing, rehabilitating, operating and managing safe and sanitary affordable housing in Williamson County for low-income families, the elderly, and the disabled;

WHEREAS, there is a need to expand the area of operation of the THF into Williamson County and a regional housing authority would be a more efficient and economical administrative unit than a county housing authority if the County is included in the area of operation of the THF, to carry out the purposes of Chapter 392 of the Texas Local Government Code and THF purposes of providing safe and sanitary housing in the County available to persons of low income at rentals they can afford;

WHEREAS, the Texas Local Government Code, Sections 392.018 and 392.033, require the commissioners of a regional housing authority, the commissioners of each county within a regional housing authority and the commissioners of a county outside the regional housing authority to each adopt a resolution declaring a need to include the county that is outside the authority to enter into the regional housing authority; and

WHEREAS, the THF Board of Commissioners has adopted a resolution allowing Williamson County to be admitted into the THF, excluding the parts of the county that are within the territorial boundaries of a municipality pursuant to Section 392.016 of the Texas Local Government Code, for the purpose of planning, developing, financing, rehabilitating, operating and managing affordable housing and allowing the THF to exercise its powers within the County; and

WHEREAS, resolutions are or will be placed on the agendas of the County Commissioners' Courts of Bastrop, Burnet, Blanco and Llano Counties to approve the admission of Williamson County into the THF.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS COURT OF WILLIAMSON COUNTY, TEXAS:

That all of the recitals hereinabove stated are found to be true and correct and are incorporated herein and made a part of this resolution;

That the County Commissioners Court for each county is the governing body of Bastrop County, Burnet County, Blanco County, Llano County, and Williamson County respectively;

That the County Commissioners Courts of Bastrop, Burnet, Blanco and Llano Counties and the County Commissioners Court of Williamson County declare that there is a shortage of and a need for safe and sanitary housing that is affordable for lower income residents of Williamson County and that there is a need for the THF to expand its area of operation into Williamson County and, subject to the reservations set out herein, to exercise its powers in Williamson County, excluding the parts of the county that are within the territorial boundaries of a municipality pursuant to Section 392.016 of the Texas Local Government Code, to provide said housing and related services to lower income residents of Williamson County at rentals they can afford;

That in accordance with the purposes of THF bylaws and associated organizational documents, as well as the laws of the State of Texas, the THF Board of Commissioners is authorized to add additional member counties to the regional housing authority in order to further its purpose of making safe and sanitary housing available to lower income residents at rentals they can afford and that pursuant to Texas Local Government Code, Section 392.018, the THF Board of Commissioners, by resolution Number 2012-0305, approved the admission of Williamson County into the THF;

That the THF has significant experience in providing, developing, financing, rehabilitating, and managing housing developments that are affordable to lower income residents and because THF is currently active in Williamson County, the County Commissioners Court hereby finds that it is in the best interest of the THF and Williamson County residents and is most efficient and economical to admit Williamson County, pursuant to Texas Local Government Code, Section 392.018, into the THF and resolve to amend THF bylaws to the extent necessary to add a representative member from Williamson County, Texas to the THF Board and to expedite this process in any other manner necessary;

That this County Commissioners Court hereby resolves to admit Williamson County into the THF, thereby expanding the area of operation of the THF into Williamson County and authorizing THF to exercise its powers in Williamson County, subject to the reservations set out herein and excluding the parts of the county that are within the territorial boundaries of a municipality, for the purpose of providing safe and sanitary housing that is affordable for lower income residents in the County;

That, pursuant to Texas Local Government Code, Section 392.033, the Williamson County Commissioners Court shall appoint a commissioner for the THF Board of Commissioners to represent Williamson County on the THF Board that is not an officer or employee of Williamson County and the Williamson County Commissioners Court shall appoint any successors to that commissioner;

That THF is hereby authorized to exercise its powers under the Texas Housing Authorities Law, Texas Local Government Code, Chapter 392, to assist in the planning, developing, financing, and rehabilitating of affordable housing and to operate and otherwise manage affordable housing within Williamson County for low-income families, the elderly, and the disabled of the County at rentals they can afford;

That the Williamson County Commissioners Court's resolution and authorization for Williamson County to be admitted into the THF is subject to and conditioned on the THF not being authorized to exercise any power of eminent domain to acquire an interest in any Williamson County real property that is located outside of the territorial boundaries of a municipality pursuant to Section 392.016 of the Texas Local Government Code for any purpose of the THF;

That the Williamson County Commissioners Court's resolution and authorization for Williamson County to be admitted into the THF is also subject to and conditioned on Williamson County maintaining a right to withdraw from the THF, for any reason, upon 90 days advance written notice to the THF Board of Commissioners;

That any member of this County Commissioners Court and the THF president are authorized to execute all necessary documents between the THF and the County for the purposes stated in this resolution and may take any reasonable and necessary action to effectuate and implement the direction and intention of this resolution, subject to the authorizing resolutions approved by the remaining County Commissioners Courts representing members of the THF;

That a public hearing was held before the 10th day before the date of this hearing and that the county clerk published notice of the time, place, and purpose of the hearing in a newspaper published in the county or, if no newspaper is published in the county, in a newspaper published in the state with general circulation in the county; and at the hearing, the Williamson County Commissioners Court shall grant an opportunity to be heard to residents of the County and other interested persons. These actions were taken in addition to required notice provisions of the Open Meetings Act; and

That this County Commissioners Court resolves and authorizes Williamson County to be admitted into the THF and to allow for a Commissioner residing in Williamson County who is not an officer or employee of Williamson County to be appointed by the Williamson County Commissioners Court to sit as a commissioner of the THF.

PASSED AND APPROVED this ___ day of _____, 20__.

Williamson County Judge
Honorable Dan A. Gattis

TEXAS HOUSING FOUNDATION

By: _____
Mark Mayfield, President

ATTEST:
By: _____