

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE TEXAS HOUSING FOUNDATION TO EXERCISE ITS POWERS WITHIN THE TERRITORIAL BOUNDARIES OF THE CITY OF NEW BRAUNFELS, TEXAS; AND AUTHORIZING A COOPERATION AGREEMENT.

WHEREAS, there exists in the City of New Braunfels a shortage of safe and sanitary housing available to lower income residents at rents they can afford; and

WHEREAS, the Texas Housing Foundation (“Foundation”) has significant experience and expertise in successfully providing, developing, financing and managing housing projects that are affordable to lower income residents and are assets to the community; and

WHEREAS, Texas Local Government Code, Section 392.017 (d) requires that the governing body of a municipality adopt a resolution declaring a need for a municipal housing authority to exercise its powers in another jurisdiction, and authorizing a cooperation agreement under Section 392.059;

NOW, THEREFORE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS:

- Section 1. The City Council is the governing body of the City of New Braunfels.
- Section 2. Pursuant to Texas Local Government Code, Section 392.017(d)(1), the City Council declares that there is a need for the Foundation to exercise its powers in the territorial boundaries of the City of New Braunfels to provide decent, safe and sanitary housing that is affordable for lower income residents of New Braunfels. The Foundation is hereby authorized to exercise its powers in the territorial boundaries of the City of New Braunfels.
- Section 3. Pursuant to Texas Local Government Code, Section 392.017(d)(2) and the Cooperation Agreement attached hereto and incorporated herein between the Foundation and the City of New Braunfels, the Foundation is hereby authorized under Texas Local Government Code Section 392.059(a) to exercise its powers within the City of New Braunfels. The City of New Braunfels agrees to cooperate with the Foundation to allow the Foundation to provide housing for lower income residents in the territorial boundaries of the City of New Braunfels consistent with the terms of the Cooperation Agreement. The Foundation is authorized to exercise its powers under the Texas Housing Authorities Law, Texas Local Government Code Chapter

392, to finance, plan, undertake, construct, or operate housing projects in the City of New Braunfels, consistent with the terms of the Cooperation Agreement. The Cooperation Agreement only authorizes the Texas Housing Foundation to take action in connection with The Reserve at New Braunfels. The Mayor is hereby authorized to execute the Cooperation Agreement on behalf of the City of New Braunfels.

Section 4. The Mayor is authorized to take any reasonable and necessary action to effectuate the direction and intention of this resolution and the Cooperation Agreement.

Passed and Approved this _____ day of _____, 2019.

Mayor

Attest:

City Secretary