

RESOLUTION NO. 01-20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WESTON LAKES, TEXAS, ESTABLISHING THE 1093 RAILS TO TRAILS LOCAL GOVERNMENT CORPORATION; ACCEPTING, APPROVING, AND ADOPTING THE ARTICLES OF INCORPORATION AND THE BYLAWS OF THE 1093 RAILS TO TRAILS LOCAL GOVERNMENT CORPORATION; AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT TO EFFECTUATE THE FORMATION OF THE 1093 RAILS TO TRAILS LOCAL GOVERNMENT CORPORATION.

WHEREAS, the City Council (the "Council") of the City of Weston Lakes (the "City") has received an application by three (3) incorporators, each of whom is at least eighteen (18) years of age and a resident of the City; and

WHEREAS, the application requested the formation of the 1093 Rails to Trails Local Government Corporation (the "Corporation") and included Articles of Incorporation and Bylaws for the Corporation, both of which are attached to this Resolution as "Exhibit A" and "Exhibit B", respectively; and

WHEREAS, the Council desires to accept the application of the incorporators, approve the Articles of Incorporation and Bylaws of the Corporation, and to establish the Corporation; and

WHEREAS, the Council desires to enter into an Interlocal Agreement with the other entities that will form the Corporation in order to cooperate and share resources with those entities to effectuate the formation of the Corporation, a copy of which is attached hereto as "Exhibit C"; and

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

Section 1. THAT the facts and matter set forth in the preamble of this Resolution are hereby found to be true and correct, and incorporated herein for all purposes.

Section 2. THAT the Articles of Incorporation and Bylaws for the proposed 1093 Rails to Trails Local Government Corporation, both of which are attached and incorporated into this Resolution as "Exhibit A" and "Exhibit B", respectively, are acceptable to the Council, and are hereby adopted.

Section 3. THAT the Council hereby directs the City Manager or designee to execute an Interlocal Agreement with the entities that will form the Corporation, with a draft copy of such Interlocal Agreement attached to this Resolution as "Exhibit C".

Section 4. THAT in the event any clause, phrase, provision, sentence, or part of this Resolution or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Resolution as a whole or any part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED this 5 day of February, 2020.

Lamona L. Wood

Mayor

ATTEST:

Juni Reynolds
City Secretary