

RESOLUTION NO. R-2008-8

A RESOLUTION APPROVING THE CREATION OF THE TYLER DOWNTOWN REDEVELOPMENT AUTHORITY, A LOCAL GOVERNMENT CORPORATION; APPROVING THE ARTICLES OF INCORPORATION THEREOF; CONFIRMING THE APPOINTMENT OF THE INITIAL DIRECTORS; AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE SUBJECT

WHEREAS, Subchapter D of Chapter 431, Texas Transportation Code (“Chapter 431”), authorizes the creation and organization of public non-profit local government corporations to act as a duly constituted authority of a city to aid and assist the city in the performance of one or more governmental functions; and

WHEREAS, Subchapter D of Chapter 431 requires a local government corporation to be created pursuant to the provisions of Chapter 394, Texas Local Government Code (Vernon. Supp. 1999), (“Chapter 394”) and requires a local government corporation’s articles of incorporation be in the form and be executed, approved, and filed in the manner prescribed by Chapter 394; and

WHEREAS, a local government corporation may have and exercise all of the powers prescribed by Chapter 431 and the Texas Non-Profit Corporation Act, Article 1396, Vernon’s Texas Civil Statutes (collectively, the “Acts”); and

WHEREAS, Chapter 394 requires as a condition to the creation of the local government corporation that at least three residents of the city who are citizens of the state and at least eighteen years of age submit a written application for the incorporation of the local government corporation; and

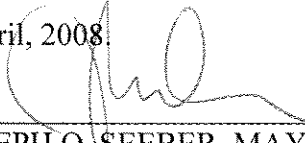
WHEREAS, there has been presented to and filed with the City an application executed by three residents of the City who meet the requirements of Chapter 394 requesting the incorporation of the Tyler Downtown Redevelopment Authority, a Local Government Corporation (the “Corporation”); and

WHEREAS, the City Council desires to grant the application for incorporation of the Corporation, authorize its Articles of Incorporation, appoint the board of directors of the Corporation, and take other action with respect to the Corporation;

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

PART 1. The City Council hereby finds, determines, and declares that the application for the incorporation of the Corporation is executed and filed in the manner required

PASSED AND APPROVED this 23rd day of April, 2008.




JOSEPH O. SEEBER, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

APPROVED:



GARY LANDERS, CITY ATTORNEY

