

STATE OF TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS, AUTHORIZING THE PROVISION OF CERTAIN REAL PROPERTY TO THE CITY OF SEGUIN, FROM THE SEGUIN ECONOMIC DEVELOPMENT CORPORATION, FOR THE INSTALLATION OF PUBLIC UTILITIES AND FOR THE PROMOTION OR DEVELOPMENT OF NEW OR EXPANDED BUSINESS ENTERPRISES; AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING GOVERNING THE SAME; AND ADDRESSING RELATED MATTERS.

WHEREAS, the Seguin Economic Development Corporation (the “SEDC”) is a public instrumentality and non-profit economic development corporation duly established and operating under Texas Local Government Code, Chapters 501 and 504, *et seq.*, as amended, known as the Development Corporation Act of 1979 (the “Act”); and

WHEREAS, Section 501.103 authorizes expenditures for certain infrastructure improvement projects that are found by the Board to be required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises; and

WHEREAS, the SEDC was approached by City of Seguin (“City”) Staff inquiring as to the possibility to convey part of certain property located within the tract purchased by the SEDC at SH-46 and Cordova Road to serve as the site of a future needed water storage tank, including access and utility right-of-way; and

WHEREAS, the City also proposed the installation and maintenance of a Texas State Technical College logo on this water storage tank, which would bring visibility and promotion to the future campus planned for this property and further show the City’s support for such; and

WHEREAS, the SEDC has evaluated the proposed infrastructure improvement project, pursuant to which the City intends to install public utilities and a water tower adjacent to SH-46 and Cordova Road (the “Project”); and

WHEREAS, the SEDC finds that the Project will benefit the City’s utility systems through gaining additional or expanded commercial and industrial customers that may provide significant revenue to the systems; and

WHEREAS, the SEDC therefore wishes to grant approximately 5.963 acres of SEDC-owned real property located at SH 46 and Cordova Road in the City of Seguin (the “Property”) and as otherwise provided herein for the installation of public utility infrastructure, including water lines and other facilities, as well as the construction and installation of a water tower on said property; and

WHEREAS, The SEDC Board of Directors has found that the Project expenditure will promote or develop new and expanded businesses enterprises within the City of Seguin and per Section 501.103 of the Texas Local Government Code is a permissible project expenditure;

NOW, THEREFORE BE IT RESOLVED by the City Council of Seguin, Texas:

SECTION 1. The City Council authorizes the SEDC to convey to the City the Property, as identified in Exhibit A hereto attached, for City use to install, construct, update, and maintain public utilities, including the installation of water lines and related facilities, and the construction and installation of a water tower to be located on the Property.

SECTION 2. The City of Seguin and the SEDC will allocate respective Project responsibilities pursuant to the memorandum of understanding, provided in substantial form as Exhibit B, as approved by both entities.

SECTION 3. 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 Board.

SECTION 4. 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.

PASSED AND APPROVED this 19th day of May, 2026.

**DONNA DODGEN
MAYOR**

ATTEST:

**KRISTIN MUELLER
CITY SECRETARY**