

**A RESOLUTION OF THE CITY OF COTTONWOOD SHORES, TEXAS HEREINAFTER REFERRED TO AS "APPLICANT," DESIGNATING CERTAIN OFFICIALS AS BEING RESPONSIBLE FOR, ACTING FOR, AND ON BEHALF OF THE APPLICANT IN DEALING WITH THE TEXAS PARKS & WILDLIFE DEPARTMENT, HEREINAFTER REFERRED TO AS "DEPARTMENT," FOR THE PURPOSE OF PARTICIPATING IN THE STATE BOATING ACCESS PROGRAM, HEREINAFTER REFERRED TO AS THE "PROGRAM"; CERTIFYING THAT THE APPLICANT IS ELIGIBLE TO RECEIVE PROGRAM ASSISTANCE; CERTIFYING THAT THE APPLICANT MATCHING SHARE IS READILY AVAILABLE; CERTIFYING THAT THE CITY INTENDS TO DEDICATE THE PROPOSED SITE FOR PERMANENT (OR FOR THE TERM OF THE LEASE FOR LEASED PROPERTY) PUBLIC PARK AND RECREATIONAL USES; AND CERTIFYING THAT THE APPLICATION WILL BE SUBMITTED TO THE APPROPRIATE REGIONAL COUNCIL OF GOVERNMENTS FOR THE TEXAS REVIEW AND COMMENT SYSTEM (TRACS) REVIEW.**

WHEREAS, the City of Cottonwood Shores (hereinafter the "Sponsor"), is desirous of providing for the construction of a boating access facility on Lake Marble Falls at Lakeview Drive in the City of Cottonwood Shores, and;

WHEREAS, the State of Texas, acting through the Texas Parks and Wildlife Department (hereinafter the "Department"), under the authority of Section 11.033 and 31.141 of the Parks & Wildlife Code, would provide funding for such construction, and;

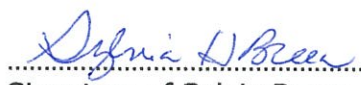
WHEREAS, the construction of such a facility would be of benefit to the citizens of the City of Cottonwood Shores as well as transient recreational boaters from the State and other states:

NOW, THEREFORE, BE IT RESOLVED that:

1. The City Council in meeting this 16th day of October, 2008, is hereby eligible for assistance and will enter into a project agreement with the Department to provide for said construction on a reimbursement basis, with the Sponsor providing 25% by appropriations or in-kind services, and the Department providing 75% matching funds for work accomplished.
2. The undersigned is herewith authorized to sign any or all documents pertaining to the construction;
3. That the Sponsor has matching funds available;
4. That the Sponsor will operate said facility; perform all necessary maintenance and repairs to ensure public use, health and safety; and provide security surveillance to eliminate creations of nuisance or hazard to the public or adjacent property owners; for the life of the facility (minimum 25 years);
5. That said facility will be open at all reasonable times to the public, and that revenue from any user fees will only be used to offset operation and maintenance costs of any supported facilities;
6. That the application has been submitted to the appropriate COG for review and comment, and a copy of these comments will be provided to TPWD prior to funding approval.

Adopted on this, 16th day of October, 2008 by 3 Aye votes 2 ABSTAIN 0 Nay votes of the City Council of the City of Cottonwood Shores.

Attest:



Signature of Sylvia Breen,  
Mayor and Official Authorized for Resolution





Cynthia Schwertner, Asst. City Secretary