

**RESOLUTION OF THE SOUTHSIDE INDEPENDENT SCHOOL DISTRICT  
BOARD OF TRUSTEES REGARDING TERMINATION OF INTERLOCAL  
AGREEMENT AND REAL PROPERTY CONVEYANCE**

**WHEREAS**, On March 23, 2000, the City of San Antonio, Texas (the “City”) and the Southside Independent School District (the “School District”) entered into that certain Interlocal Agreement to develop and/or redevelop property within Tax Increment Reinvestment Zone Number Six, City of San Antonio, Texas (“Mission Del Lago TIRZ”) as specified in the Project Plan, Finance Plan, and the Development Agreement;

**WHEREAS**, On April 12, 2019, the City and School District entered into the Amended and Restated Interlocal Agreement;

**WHEREAS**, On February 19, 2020, Southstar Mission Del Lago Holdings L.P., (the “Developer”) deeded by Special Warranty Deed to School District, a 25.40 acre tract of real property within the Mission Del Lago TIRZ (the “Property”);

**WHEREAS**, On May 31, 2023, City sent an invoice in the amount of \$3,003,891.39 to School District for the 2023 Tax Increment Payment;

**WHEREAS**, On August 23, 2023, City sent an invoice in the amount of \$6,520.37 to School District as an additional 2023 Tax Increment Payment;

**WHEREAS**, the School District has experienced a decrease in the amount of State and Local funds available to the School District due to a change of law(s) applicable to public school districts and is no longer able to participate in the Mission Del Lago TIRZ;

**WHEREAS**, On December 6, 2023, the School District notified the City of its intent to terminate its involvement as a Participating Taxing Entity in connection with Mission Del Lago TIRZ, which was accepted by the Board for the Mission Del Lago TIRZ on February 23, 2024.

**WHEREAS**, the parties are currently negotiating a termination agreement (the “Agreement”) about the general terms of the School District’s exit from the Mission Del Lago TIRZ, which have been set out in detail in the Agreement that includes the conveyance of the Property from the School District to the City;

**WHEREAS**, the Board of Trustees of the Southside Independent School District have determined that the Property is not necessary for the construction of facilities to meet the current and foreseeable needs of the School District for educational purposes;

**WHEREAS**, pursuant to § 272.001(b)(5), the bidding and notice requirements of § 272.001(a) of the Texas Local Government Code do not apply to a real property interest conveyed to a governmental entity that has the power of eminent domain;

**WHEREAS**, the Parties desire to document the terms and conditions of such termination through the Agreement and believes this is in the best interest of the School District to do so.

***Therefore, be it resolved,***

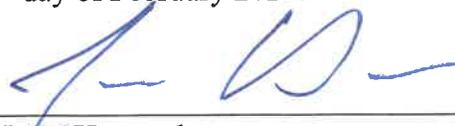
1. That the findings and recitals in the preamble of this Resolution are hereby found to be true and correct and are hereby approved and adopted.
2. That the Board of Trustees of Southside Independent School District approves the

Agreement as presented by Administration and discussed in the closed session at the District's February 29, 2024 Board Meeting and authorizes the Superintendent or his designee to execute the Agreement as presented in a substantially similar form approved by legal counsel.

3. That the Board of Trustees further authorizes the Superintendent or his designee to execute any escrow agreement that may be required to finalize the conveyances related to this resolution, including any related paperwork that may be required to do so.
4. That the Board of Trustees further authorizes the Board President to execute the following conveyance as part of the resolution in a form that is substantially similar to the ones attached the final Termination Agreement:
  - a. Special Warranty Deed conveying a 25.40 acre tract of land, out of the J.A. De La Garza Survey A-3, being a portion of a 96.98 acre tract of land known as Tract 3 conveyed to SouthStar Mission Del Lago Developer, LLC of record in Volume 17107, Page 1426 of the Official Public Records of Bexar County, Texas and being more particularly described by metes and bounds on Exhibit "A" attached hereto and referred to as the "Land", together with (i) any and all improvements, buildings and fixtures situated on the Land (the "Improvements"); and (ii) all right, title and interest of SouthStar Mission Del Lago Developer, LLC, if any, in and to any and all appurtenances, strips or gores, roads, easements, streets, alleys, drainage facilities and rights-of-way bounding the Land, all utility capacity, utilities, water rights, licenses, permits, entitlements, and bonds, if any, and all other rights and benefits attributable to the Land, and all rights of ingress and egress thereto (collectively, the "Additional Interests".
5. That it is hereby found, determined, and declared that a sufficient written notice of the date, time, place, and subject of the meeting of the Board of Trustees of Southside Independent School District at which this Resolution was adopted was posted at a place convenient and readily accessible at all times to the general public for the time required by law preceding this meeting as required by chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Resolution and the subject matter thereof has been discussed, considered, and formally acted upon. The Board of Trustees further ratifies, approves, and confirms such written notice and posting thereof.

FINALLY PASSED AND ADOPTED this 29<sup>th</sup> day of February 2024.

By: \_\_\_\_\_

  
Mr. Jesse Hernandez  
President, Board of Trustees  
Southside Independent School District

ATTEST:

By: Brenda Olivarez  
Ms. Brenda Olivarez  
Secretary, Board of Trustees  
Southside Independent School District

**Certificate for Resolution**

I hereby certify that the foregoing resolution was presented to the Board of Trustees of the Southside Independent School District during a regularly scheduled meeting on the 29<sup>th</sup> day of February, 2024. A quorum of the Board of Trustees being then present, it was then duly moved and seconded that the resolution be adopted, and such resolution was then adopted according to the following vote:

Ayes: 6  
Noes: 0  
Abstentions: 1 (Was Absent from meeting)

To certify which, witness my hand this 29 th day of February 2024.

By: Jesse Hernandez  
Mr. Jesse Hernandez  
President, Board of Trustees  
Southside Independent School District

THE STATE OF TEXAS        }  
                                          }  
                                          }        ACKNOWLEDGMENT  
COUNTY OF BEXAR        }

BEFORE ME, a Notary Public, on this day personally appeared MR. JESSE HERNANDEZ known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon his oath stated that he is the President of the Board of Trustees of Southside Independent School District; that he was authorized to execute such instrument pursuant to resolution of the Board of Trustees adopted on the 29th day of February, 2024; and that said instrument is executed as the free and voluntary act and deed of such governmental unit for the purposes expressed therein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 29 th day of February, 2024.



Mary Louan Powers  
Notary Public, State of Texas