

RESOLUTION NO. 2022-R40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, AUTHORIZING THE EXECUTION OF ALL DOCUMENTS NECESSARY TO OPEN AND MANAGE A BANK ACCOUNT FOR THE RANCHES AT CREEKSIDE PUBLIC IMPROVEMENT DISTRICT (PID) ADMINISTRATION, AND DESIGNATING SIGNATORIES FOR THE DEPOSITORY FINANCIAL INSTITUTION FOR THE FUNDS

WHEREAS, the City of Boerne has a depository agreement with the **FROST BANK, BOERNE (026), 1300 SOUTH MAIN, BOERNE, TEXAS 78006**, as the depository for the **CITY OF BOERNE, PO BOX 1677, BOERNE, TEXAS 78006, ACCOUNTS** listed as follows:

City of Boerne – Ranches at Creekside Public Improvement District (PID) Administration

WHEREAS, the Financial Institution named above at one or more of its offices or branches, be and it hereby is designated as a depository for the funds of the City of Boerne, which may be withdrawn on checks, drafts, advices of debt, notes or other orders for the payment of monies bearing the following appropriate number of signatures: Any one (1) of the following named officers or employees of the City (“Agents”), whose actual signatures are shown below:

Ben Thatcher, City Manager
City of Boerne

Kristy Stark, Assistant City Manager
City of Boerne

Danny Zincke, Assistant City Manager
City of Boerne

Sarah Buckelew, Finance Director
City of Boerne

and that the Financial Institution shall be and is authorized to honor and pay the same whether or not they are payable to bearer or to the individual order of any Agent or Agents signing the same; and

WHEREAS, the Financial Institution is hereby directed to accept and pay without further inquiry any item drawn against any of the City’s accounts with the Financial Institution bearing the signature or signatures of Agents, as authorized above or otherwise, even though drawn or endorsed to the order of any Agent signing or tendered by such Agent for cashing or in payment of the individual obligation of such Agent or for deposit to the Agent’s personal account, and the Financial Institution shall not be required or be under any obligation to inquire as to the circumstances of the issue or use of any item signed in

accordance with the resolutions contained herein, or the application or deposition of such item or the proceeds of the item; and

WHEREAS, any one of such Agents is authorized to endorse all checks, drafts, notes and other items payable to or owned by the City of Boerne for deposit with the Financial Institution, or for collection or discount by the Financial Institution; and to accept drafts and other items payable at the Financial Institution; and

WHEREAS, the above named Agents are authorized and empowered to execute such other agreements, including, but not limited to, special depository agreements and arrangements regarding the manner, conditions, or purposes for which funds, checks, or items of the City may be deposited, collected, or withdrawn and to perform such other acts as they deem reasonably necessary to carry out the provisions of these resolutions. The other agreements and other acts may not be contrary to the provisions contained in this resolution; and

WHEREAS, the authority hereby conferred upon the above named Agents shall be and remain in full force and effect until written notice of any amendment or revocation thereof shall have been delivered to and received by the Financial Institution at each location where an account is maintained. Financial Institution shall be indemnified and held harmless from any loss suffered or any liability incurred by it in continuing to act in accordance with this resolution. Any such notice shall not affect any items in process at the time notice is given.

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

That the persons named above are designated as Agents for the City of Boerne, Texas, and are authorized to sign any and all necessary documents in regards to the above accounts.

PASSED, APPROVED, and ADOPTED, this the ____ day of August, 2022.

APPROVED:

ATTEST:

Mayor

City Secretary