

ORDINANCE NO. 95-21

AN ORDINANCE OF THE CITY OF COMMERCE, COMMERCE, TEXAS AMENDING SECTION 1, OF ORDINANCE NO. 95-14 NOMINATING AN AREA AS AN ENTERPRISE ZONE PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); CONTAINING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS

That Ordinance No. 95-14 of the City of Commerce, Commerce, Texas, is hereby amended to conform to Chapter 2303 of the Texas Government Code by reading as follows: ".....Texas Enterprise Zone Act (as provided by Texas Civil Statutes, Article 5190.7; now Chapter 2303 of the Texas Government Code, the "Act");.....".

SECTION 1. AMENDMENT:

Section 1 of Ordinance No. 95-14, is hereby amended so that said section shall hereafter read as follows:

The proposed amended zone area is to include the Corporate City Limits of The City of Commerce and includes areas within the City's Extra Territorial Jurisdiction generally described as follows:

BEGINNING at the eastern City Limits line at Pritchard Road, thence approximately 6,000 feet east to a point for corner;

THENCE south approximately 6,300 feet along County Road 4400 to a point for corner;

THENCE west approximately 3,675 feet along County Road 4421 to a point for Corner,

THENCE south approximately 4,000 feet to a point for corner;

THENCE west to the City Limits of the City of Commerce and the BEGINNING, and containing approximately 5,338 acres more or less.

SECTION 2. That the City of Commerce finds the zone area meets the qualifications of the Act.

SECTION 3. That the City of Commerce will provide certain tax incentives applicable to business enterprises in the zone which are not applicable throughout the city as follows:

The City shall refund to any qualified business located in such enterprise zone the amount of tax paid under the Municipal Sales and Use Tax Act (Texas Tax CODE, Chapter 321) by the business and remitted to the Comptroller of Public Accounts up to the maximum extent authorized by Sections 2303.505 and 2303.506 of the Act, and for a period determined by the City, but which shall not exceed 5 years.

The City shall abate taxes on the increase in value of real property improvements for non-retail businesses that locate in a designated enterprise zone. The level of abatement shall be based upon the extent to which the business receiving the abatement creates jobs for qualified employees, in accordance with attached Exhibit A, and with qualified employee being defined by Section 3 (a)(11) of the Texas Enterprise Zone Act, Chapter 2303 of the Texas Government Code.

Other incentives that may be negotiated in the proposed enterprise zone on a case by case basis are as follows (first 3 being offered only in the proposed enterprise zone):

- * Waiver of development fee
- * Accelerated zoning and permit procedures
- * Transfer of city owned surplus land at below market prices for the public purpose of economic development
- * Capital improvement in water and sewer facilities and road repair.
- * The City will apply for training grants for new permanent jobs as available and appropriate to the industry
- * One-stop permit
- * Improved fire and police protection

SECTION 4. That the area described in this ordinance is designated as an enterprise zone and a reinvestment zone, subject to the approval of the Texas Department of Commerce.

SECTION 5. That the City of Commerce directs and designates the City Manager, as the City's authorized representative and Administrative Authority Liaison to act in all matters pertaining to the nomination and designation of the area described herein as an enterprise zone and a reinvestment zone.

SECTION 6. That the City of Commerce further directs and designates the Administrative Assistant, as liaison for further communication with the Department to oversee zone activities and communications with qualified businesses.

SECTION 7. That the City of Commerce further directs and designates the Commerce Economic Development Corporation or their designee to act as the Administrative Authority in all matters pertaining to qualifying business and all negotiations. The Administrative Authority Liaison, shall act in their behalf on a day-to day basis.

SECTION 8. That a public hearing to consider this ordinance was held by the City on October 3, 1995.

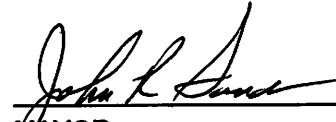
SECTION 9. That an emergency exists necessitating the suspension of any rule requiring multiple readings of this Ordinance and all multiple readings of this Ordinance are hereby waived; this Ordinance shall take effect immediately upon its passage.

SECTION 10. That this ordinance shall take effect from and after its passage as the law and charter in such case provides.

SECTION 11. If any section, subsection, word, sentence, or phase of this ordinance is declared to be invalid it shall not effect the validity of this ordinance.

BE IT FURTHER ORDAINED, that all ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

PASSED AND APPROVED BY THE CITY OF COMMERCE, COMMERCE, TX ON THIS 3RD DAY OF OCTOBER, 1995.



MAYOR,
City of Commerce

I, Carol Roberts, Secretary for the City of Commerce, Texas certify that the above is a true and correct copy of Ordinance No. 95-21 on file in the city offices of the City of Commerce, Texas and that I, as City Secretary of the City of Commerce, have legal custody of such writing.

(seal)



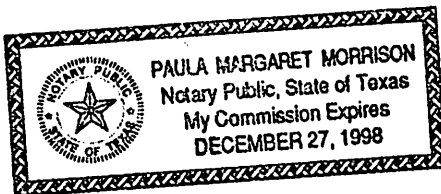
City Secretary

Sworn to and subscribed before me, on this the 16 day of October, 1995 to certify which witness my hand seal of office.

(seal)



Notary Public, State of Texas



THE CITY OF COVINGTON, LOUISIANA, BEING THE CITY OF THE PARISH OF ORLEANS, HAS ADOPTED THE FOLLOWING RESOLUTIONS:

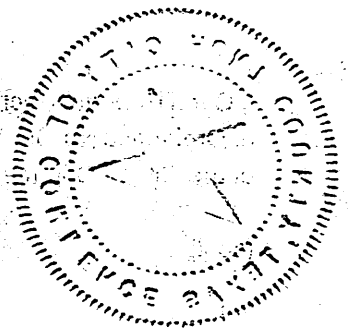
RESOLVED, THAT THE CITY OF COVINGTON, LOUISIANA, BEING THE CITY OF THE PARISH OF ORLEANS, DO hereby authorize the Mayor to execute the following resolution:

TO WIT: That the Mayor of the City of Covington, Louisiana, being the City of the Parish of Orleans, do hereby authorize the Mayor to execute the following resolution:

[Signature]
Mayor

AND BE IT FURTHER RESOLVED, THAT THE CITY OF COVINGTON, LOUISIANA, BEING THE CITY OF THE PARISH OF ORLEANS, DO hereby authorize the Mayor to execute the following resolution:

[Signature]
Mayor



IN WITNESS WHEREOF, the Mayor of the City of Covington, Louisiana, being the City of the Parish of Orleans, has hereunto set his hand and the seal of the City of Covington, Louisiana, this 1st day of January, 1900.

[Signature]
Mayor

