

RESOLUTION NO. 2024-08-03

A regular meeting of the City Council of the City of Commerce, Texas, was held in Commerce, Texas, at City Hall, on the 20th day of August 2024, at 6:00 p.m.; a majority of council members being present and constituting a quorum, the following resolution was adopted:

WHEREAS, The City of Commerce (hereinafter referred to as "CITY" has found that providing a Neighborhood Empowerment Zone program consisting of tax abatement or rebate, lien waivers, and permit and tap fee waivers to **DAVID J. & KIMBERLY S. LEWIS** (hereinafter referred to as "OWNER") in exchange for OWNER'S completion of the project proposed by OWNER'S will promote local economic development and stimulate the residential propertytax base within the City of Commerce (hereafter referred to as "PROJECT"); and

WHEREAS, CITY has determined that the PROJECT will directly establish a public purpose and that all transactions involving the use of public funds and resources in the establishment and administration of the PROGRAM contain controls likely to ensure that the public purpose is accomplished; and

WHEREAS, Chapter 380 of the Local Government Code provides statutory authority for establishing and administering the PROJECT provided herein; and,

WHEREAS, Chapter 378 of the Local Government Code provides statutory authority for establishing and administering the Neighborhood Empowerment Zone; and

WHEREAS, the City of Commerce established designated Neighborhood Empowerment Zone No. 1 by resolution and in accordance with statutory processes; and

WHEREAS, the Commerce City Council has elected to participate in economic development incentives in accordance with V.T.C.A. Local Government Code, Chapter 380, and has adopted policy statements, guidelines, criteria and procedures for evaluating and considering applications and agreements for such incentives;

NOW THEREFORE, BE IT RESOLVED, that all of the recitals contained in the preamble of this resolution are found to be true and are adopted as findings of fact by this governing body and as part of its official record; and

BE IT FURTHER RESOLVED That the City Manager or his designee is authorized to execute a Chapter 380 Program Agreement for Economic Development Incentives with OWNER to provide certain economic incentives associated with the construction of a new home on the
Resolution.NEZAgreement.801PineStreet.08.20.2024

the first of these is the fact that the
the second is the fact that the
the third is the fact that the

the fourth is the fact that the
the fifth is the fact that the
the sixth is the fact that the
the seventh is the fact that the
the eighth is the fact that the
the ninth is the fact that the
the tenth is the fact that the

the eleventh is the fact that the
the twelfth is the fact that the
the thirteenth is the fact that the
the fourteenth is the fact that the
the fifteenth is the fact that the
the sixteenth is the fact that the
the seventeenth is the fact that the
the eighteenth is the fact that the
the nineteenth is the fact that the
the twentieth is the fact that the

the twenty-first is the fact that the
the twenty-second is the fact that the
the twenty-third is the fact that the
the twenty-fourth is the fact that the
the twenty-fifth is the fact that the
the twenty-sixth is the fact that the
the twenty-seventh is the fact that the
the twenty-eighth is the fact that the
the twenty-ninth is the fact that the
the thirtieth is the fact that the

the thirty-first is the fact that the
the thirty-second is the fact that the
the thirty-third is the fact that the
the thirty-fourth is the fact that the
the thirty-fifth is the fact that the
the thirty-sixth is the fact that the
the thirty-seventh is the fact that the
the thirty-eighth is the fact that the
the thirty-ninth is the fact that the
the fortieth is the fact that the

the forty-first is the fact that the
the forty-second is the fact that the
the forty-third is the fact that the
the forty-fourth is the fact that the
the forty-fifth is the fact that the
the forty-sixth is the fact that the
the forty-seventh is the fact that the
the forty-eighth is the fact that the
the forty-ninth is the fact that the
the fiftieth is the fact that the

the fifty-first is the fact that the
the fifty-second is the fact that the
the fifty-third is the fact that the
the fifty-fourth is the fact that the
the fifty-fifth is the fact that the
the fifty-sixth is the fact that the
the fifty-seventh is the fact that the
the fifty-eighth is the fact that the
the fifty-ninth is the fact that the
the sixtieth is the fact that the

the sixty-first is the fact that the
the sixty-second is the fact that the
the sixty-third is the fact that the
the sixty-fourth is the fact that the
the sixty-fifth is the fact that the
the sixty-sixth is the fact that the
the sixty-seventh is the fact that the
the sixty-eighth is the fact that the
the sixty-ninth is the fact that the
the seventieth is the fact that the

the seventy-first is the fact that the
the seventy-second is the fact that the
the seventy-third is the fact that the
the seventy-fourth is the fact that the
the seventy-fifth is the fact that the
the seventy-sixth is the fact that the
the seventy-seventh is the fact that the
the seventy-eighth is the fact that the
the seventy-ninth is the fact that the
the eightieth is the fact that the

property located at Property ID #54302: **801 PINE STREET**, LEGAL DESCRIPTION: S4380 ORIG TOWN OF COMMERCE, BLK 13 LOT 3, ACRES 0.23, IN COMMERCE, TX 75428; and

BE IT FURTHER RESOLVED In authorizing the execution of and in executing the referenced agreement, the City of Commerce, Texas, through its City Council and City officials, hereby exercises a governmental function in accordance with but not limited to Section 101.0215 of the Texas Civil Practices and Remedies Code;

BE IT FURTHER RESOLVED A substantial copy of the Neighborhood Empowerment Zone Agreement for Economic Development Incentives is attached hereto as Exhibit "A" and incorporated herein for all intents and purposes; and

BE IT FURTHER RESOLVED that the City Manager be authorized, and he is hereby authorized to execute the agreement and any and all instruments requisite in implementing said resolution;

BE IT FURTHER RESOLVED that the City Secretary be authorized and she is hereby authorized to attest to the signature of the City Manager to and any all instruments requisite in implementing this Resolution.

PASSED BY THE GOVERNING BODY of the City of Commerce, Texas, at a regular meeting of the City Council of Commerce, Texas, on the 20th day of August 2024.

ATTEST:

CITY OF COMMERCE



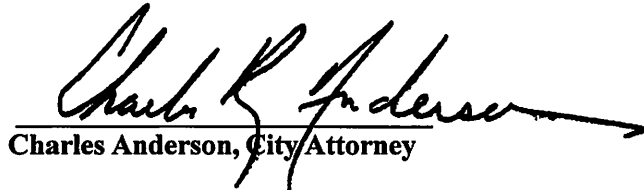
Molly Jacobsen, City Secretary



Teddy Reel, Mayor

(Seal)

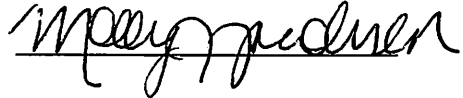
APPROVED AS TO FORM:



Charles Anderson, City Attorney

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of a resolution, and that the same has not been repealed and is in full force and effect.

(Seal)

A handwritten signature in black ink, appearing to read "Molly Jacobsen", written over a horizontal line.

Molly Jacobsen, City Secretary
City of Commerce