

**RESOLUTION \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS  
AUTHORIZING THE BAY CITY COMMUNITY DEVELOPMENT CORPORATION TO  
ENTER INTO A PERFORMANCE AGREEMENTS WHICH PROVIDE ECONOMIC  
INCENTIVES UNDER A BUSINESS RETENTION AND EXPANSION PROGRAM.**

**WHEREAS**, the City of Bay City is a home-rule municipality governed by its City Charter, and has a population of less than 20,000 inhabitants; and

**WHEREAS**, the Bay City Community Development Corporation (BCCDC) is a Type B development corporation established pursuant to Chapter 505, subchapter B, of the Texas Local Government Code, and the City Council of the City of Bay City, Texas is the BCCDC's authorizing unit; and

**WHEREAS**, in accordance with Section 505.158(b) of the Texas Local Government Code, the BCCDC may not undertake a Project authorized under Section 505.158 that requires an expenditure of more than \$10,000.00 until the City Council of the City of Bay City, Texas adopts a resolution authorizing the Project after giving the resolution at least two separate readings; and

**WHEREAS**, the BCCDC has approved a Business Retention and Expansion Program that provides 50% matching funds for Projects related to façade improvement, sign improvements, property improvement, and/or demolition, to promote new or expanded business development (Sec. 505.158 of the Texas Local Government Code). Loan amounts will be awarded for one-half the cost of the improvements with available grants ranging from up to \$5,000 to up to \$15,000 for any one project; and

**WHEREAS**, the Project meets the requirements of Chapter 505, subchapter C, Authorized Projects, and Chapter 505, subchapter D, Authorized Projects, of the Texas Local Government Code;

**WHEREAS**, the City Council of the City of Bay City, Texas finds that the public hearing required under Section 505.159 of the Texas Government Code was held by BCCDC on this program on February 24, 2020; and

**WHEREAS**, the original cost of the Project is approximately \$100,000.00, and BCCDC desires to continue the Project with \$100,000.00 in additional funding; and

**WHEREAS**, the City Council of the City of Bay City, Texas finds the Project will promote new and expanded business enterprises in and near the City of Bay City, Texas; and

**WHEREAS**, the action authorized by this Resolution is in furtherance of the public interest, for good government, peace, order, trade and commerce of the City of Bay City, Texas and necessary for properly carrying out the authority granted by law to the City of Bay City, Texas and the BCCDC; and

**WHEREAS**, the Board of Directors of the BCCDC has found that the Project shall promote new or expanded business development; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS THAT:**

**Section 1. Findings.** The foregoing recitals are hereby found to be true and correct and hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2. Authorization.** In accordance with Section 505.158 (b) of the Texas Local Government Code, the City Council hereby authorizes the Project as described in the recitals above after all prerequisites have been satisfied.

PASSED AND APPROVED ON FIRST READING AT THE CITY OF BAY CITY, TEXAS ON \_\_\_\_\_, 2020, AND ON SECOND READING AT THE CITY OF BAY CITY, TEXAS ON \_\_\_\_\_, 2020.

**APPROVED AND ADOPTED** on \_\_\_\_\_, 2020.

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ROBERT K. NELSON, MAYOR  
CITY OF BAY CITY, TEXAS

*ATTEST*

\_\_\_\_\_  
DAVID HOLUBEC, CITY SECRETARY  
CITY OF BAY CITY, TEXAS

APPROVED AS TO FORM:

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ANNE MARIE ODEFEY,  
CITY ATTORNEY