



# TOWN COUNCIL COMMUNICATION

**DATE** June 20, 2023

**FROM:** Thad Chambers, Town Administrator

**AGENDA ITEM:** Discuss and consider approval of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and JBJBM, LLC dba Luminous Glow Spa..

**SUMMARY:**

On June 14, 2023, the Bartonville Community Development Corporation Board held a public hearing and approved with a 4-0 vote a request from JBJBM, LLC dba Luminous Glow Spa to provide financial assistance, in the amount of \$20,000 for reimbursable qualified expenditures including promotional expenses.

The Performance Agreement provides a total incentive of \$20,000 with a three-year claw back provision with the funding to be paid within 30 days of the effective date of the agreement and in accordance and in accordance with State Law.

State law provides that a Type B corporation may not undertake a project authorized by this section that requires an expenditure of more than \$10,000 until the governing body of the corporation's authorizing municipality adopts a resolution authorizing the project after giving the resolution at least two separate readings. There are no provisions that prohibit both readings to occur during the same meeting.

In accordance with the Development Corporation Act, Section 505.159(a) of the Texas Local Government Code, a public hearing is required to receive public input regarding the funding of the project. The BCDC conducted the public hearing on June 14, 2023.

**FISCAL INFORMATION:** BCDC Budget \$20,000

**LEGAL REVIEW:** The resolution and performance agreement were prepared by Jeff Moore, BCDC Attorney.

**RECOMMENDED MOTION OR ACTION:** Move to approve a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and JBJBM, LLC dba Luminous Glow Spa

**ATTACHMENTS:**

- Resolution