

RESOLUTION 4A102025SYBCONSTRUCTION

A RESOLUTION OF THE OF THE BURLESON 4A ECONMIC DEVELOPMENT CORPORATION RECOMMENDING APPROVAL OF A CONTRACT BETWEEN THE CITY OF BURLESON AND SYB CONSTRUCTION CO., INC. FOR CONSTRUCTION SERVICES ON THE HOOPER BUSINESS PARK DRAINAGE AND PAVING IMPROVEMENTS; AUTHORIZING THE CITY MANAGER TO FUND THE CONTRACT WITH FUNDS FROM THE BURLESON 4A ECONMIC DEVELOPMENT CORPORATION; AND PROVIDING AN EFFECTIVE DATE AND REQUESTING THE CITY COUNCIL RATIFY THIS RESOLUTION.

WHEREAS, the Burleson 4A Economic Development Corporation, known as the “Type A Corporation”, incorporated and certified in October 2000 under the authorization of the Development Corporation Act of 1979; and

WHEREAS, the City of Burleson, Texas (“City”), is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City, R.A. Development, Ltd. (“Developer”), the Type A Corporation, and other parties entered into that certain Chapter 380 and Economic Development and Performance Agreement for the development of Chisholm Summit and Hooper Business Park (the “Agreement”); and

WHEREAS, in the Agreement, the Board of the Type A Corporation found that the public improvements contemplated in this Agreement will allow the Type A Corporation to develop and market a national/regional office park located on the northern edge of Chisholm Summit known as the Hooper Business Park; and

WHEREAS, the tract of land known as the Hooper Business Park requires specific drainage and paving improvements; and

WHEREAS, the proposed agreement between the City and SYB Construction Co., Inc., will make necessary drainage and site improvements to the Hooper Business Park (the “Agreement”); and

WHEREAS, the Board of the Type A Corporation finds that the expenditures contemplated in the Agreement to be funded by the Type A Corporation constitute and/or in furtherance of a “Project” as defined by the Development Corporation Act, codified in Subtitle C-1 of Title 12 of the Texas Local Government Code, in Section 501.103, in that the expenditures are for infrastructure necessary to promote business development; and

WHEREAS, the Type A Corporation desires the City approve this action; and

NOW, THEREFORE, BE IT RESOLVED BY THE BURLESON 4A ECONOMIC

DEVELOPMENT CORPORATION BOARD OF DIRECTORS, THAT:

Section 1

The Type A Corporation hereby recommends approval of the Agreement between the City and SYB Construction Co., Inc., for construction services on the Hooper Business Park drainage and paving improvements.

Section 2

If the City approves the Agreement, the City Manager is authorized to pay for costs actually incurred under the Agreement.

Section 3

The findings set forth above in the recitals of this resolution are incorporated into the body of this resolution as if fully set forth herein.

Section 4

The Type A Corporation hereby requests that the City Council of the City of Burleson ratify this resolution and action of the Type A Corporation. Accordingly, this resolution shall take effect immediately after such ratification.

PASSED, APPROVED, AND SO RESOLVED by the Board of Directors of the Burleson 4A Economic Development Corporation on the ____ day of _____, 20____.

Dan McClendon, Board President
Burleson 4A Economic Development Corporation

ATTEST:

Amanda Campos, Secretary