

RESOLUTION NO. 26-R109

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SWEENY, TEXAS, APPROVING AN AMENDMENT TO A TYPE B ECONOMIC DEVELOPMENT PROJECT AND PERFORMANCE AGREEMENT BY AND BETWEEN THE SWEENY ECONOMIC DEVELOPMENT CORPORATION AND TRILOGY RESOURCES, LLC, AUTHORIZED PURSUANT TO SECTION 505.158 OF THE TEXAS LOCAL GOVERNMENT CODE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, the Sweeny Economic Development Corporation (hereinafter referred to as the “SEDC”) is a Type B economic development corporation, created pursuant to Chapter 505 of the Texas Local Government Code, as amended; and

WHEREAS, Section 505.158 of the Texas Local Government Code provides that “for a Type B corporation authorized to be created by a municipality with a population of 20,000 or less, “project” also includes the land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development.” Further, the statute 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”; and

WHEREAS, SEDC has approved a project and Performance Agreement with **Trilogy Resources, LLC**, and now desires to amend that agreement as shown on the attached ***Exhibit A***; and

WHEREAS, the City Council of the City of Sweeny, Texas, finds and determines that the economic development assistance as specified in the Performance Agreement amendment, attached hereto as ***Exhibit A***, will promote new or expanded business development, and otherwise meets the definition of “project,” as that term is defined by Section 505.158 of the Texas Local Government Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SWEENY, TEXAS, AS FOLLOWS:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the City of Sweeny, Texas, and are fully incorporated into the body of this Resolution.

Section 2. That the City Council of the City of Sweeny, Texas, finds and determines that the project and Performance Agreement amendment, attached hereto as ***Exhibit A***, will promote new and expanded business development, and is otherwise consistent with Section 505.158 of the Texas Local Government Code.

Section 3. That the City Council of the City of Sweeny, Texas, authorizes the project

and Performance Agreement amendment, attached hereto as ***Exhibit A***, and authorizes the Mayor Pro Tem to execute this Resolution.

Section 4. That this Resolution shall become effective from and after its passage.

DULY RESOLVED by the City Council of the City of Sweeny, Texas, on this the _____ day of _____, 2026.

BRIAN BROOKS, Mayor Pro Tem

ATTEST:

KAYDI SMITH, City Secretary

Exhibit A

[Performance Agreement]