

**RESOLUTION NO. 2021-07-TEDC**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS, AUTHORIZING AND APPROVING THE TOMBALL ECONOMIC DEVELOPMENT CORPORATION'S PROJECT TO EXPEND FUNDS IN ACCORDANCE WITH AN ECONOMIC DEVELOPMENT AGREEMENT BY AND BETWEEN THE CORPORATION AND THE HUTSON GROUP TO MAKE DIRECT INCENTIVES TO, OR EXPENDITURES FOR, PEDESTRIAN AND PARKING IMPROVEMENTS ALONG HOUSTON STREET AND NORTH ELM STREET IN OLD TOWN TOMBALL; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING FOR SERVABILITY.**

\* \* \* \* \*

**WHEREAS**, the Tomball Economic Development Corporation (the "TEDC"), created pursuant to the Development Corporation Act, now Chapter 501 of the Texas Local Government Code, as amended (the "Act"), desires to adopt projects and provide incentives for economic development within the City; and

**WHEREAS**, the Board of Directors of the TEDC had adopted as a specific project the expenditure of the estimated amount of Forty-Eight Thousand Eight Hundred Dollars (\$48,800.00) found by the Board to be required or suitable to construct pedestrian and parking improvements along Houston Street and North Elm Street in Old Town Tomball; and

**WHEREAS**, pursuant to the Act, the TEDC may not undertake such project without the approval of Tomball City Council; and

**WHEREAS**, City Council finds and determines that such project is authorized by Section 505.152 and 505.154 of the Act; now, therefore,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS:**

**Section 1.** The facts and matters set forth in the preamble of this Resolution are hereby found to be true and correct.

**Section 2.** The City Council hereby authorizes and approves the adoption, by the Board of Directors of the Tomball Economic Development Corporation, as a specific project for the economic development of the City, an expenditure of the estimated amount of Forty-Eight Thousand Eight Hundred Dollars (\$48,800.00) to The Hutson Group, in accordance with an economic development agreement by and between the TEDC and The Hutson Group, to make direct incentives to, or expenditures for, pedestrian and parking improvements along Houston Street and North Elm Street in Old Town Tomball.

**Section 3.** In the event any clause, phrase, provision, sentence, or part of this Resolution or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Resolution as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional, whether there be one or more parts.

**PASSED AND APPROVED** on first reading this \_\_\_\_ day of \_\_\_\_\_, 2021.

**PASSED, APPROVED, AND RESOLVED** on second and final reading this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
GRETCHEN FAGAN, President

ATTEST:

\_\_\_\_\_  
DORIS SPEER, City Secretary