

**RESOLUTION NO. 2024-05-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 TO THE CITY OF TOMBALL FOR IMPROVEMENTS TO THE NORTH AND SOUTH 100 BLOCK AND NORTH 200 BLOCK ALLEYWAYS; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING FOR SEVERABILITY.**

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**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 to enhance economic development and improve the quality of life within the City; and

**WHEREAS**, City Council has approved the Livable Centers Downtown Plan to address improvements necessary to develop the downtown public realm to preserve, promote, and enhance the Tomball "sense of place" as the identifiable physical, social, and cultural heart of Tomball; and

**WHEREAS**, such improvements will assist in the revitalization of Downtown by fostering economic development, promoting tourism, and enhancing the aesthetic appeal of the community; and

**WHEREAS**, the Board of Directors of the TEDC had adopted as a specific project the expenditure of the estimated amount of One Million One Hundred and Eighty Eight Thousand Eight Hundred and Thirty Four Dollars (\$1,188,834.00) found by the Board to be required or suitable for, improvements to the North and South 100 Block and North 200 Block Alleyways located in the City Limits of Tomball; and

**WHEREAS**, alleyways were identified in the Livable Centers Downtown Plan to enhance the aesthetic character of 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 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 One Million One Hundred and Eighty Eight Thousand Eight Hundred and Thirty Four Dollars (\$1,188,834.00) to the City of Tomball, in accordance with an economic development agreement by and between the TEDC and the City of Tomball, to make direct incentives to, or expenditures for, to the North and South 100 Block and North 200 Block Alleyways located in the City of Tomball, Texas.

**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; and the City Council of the City of Tomball, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED AND APPROVED on first reading this 5th day of February, 2024.

PASSED, APPROVED, AND RESOLVED on second and final reading this 19th day of February, 2024.

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Lori Klein Quinn, Mayor

ATTEST:

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Tracy Garcia, City Secretary