

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, NOMINATING CALIBER BODYWORKS OF TEXAS, INC. TO THE OFFICE OF THE GOVERNOR, ECONOMIC DEVELOPMENT AND TOURISM THROUGH THE ECONOMIC DEVELOPMENT BANK FOR DESIGNATION AS AN ENTERPRISE PROJECT UNDER THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE.

WHEREAS, the City of Lewisville City Council (“City”) passed Ordinance No. 3792-08-2010 electing to participate in the Texas Enterprise Zone Program (Program) authorized by Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (“Act”), nominating a project for designation as an enterprise project, and identifying local economic development incentives that were available to the nominated project; and

WHEREAS, the local economic development incentives available in the City are the same on this date as those outlined in Ordinance No. 3792-08-2010; and

WHEREAS, the Governor’s Office of Economic Development and Tourism through the Economic Development Bank (“OOGEDT”) will consider the project proposed by Caliber Bodyworks of Texas, Inc. (“Caliber”) as an enterprise project pursuant to a nomination and an application made by the City; and

WHEREAS, the City desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the City and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

WHEREAS, pursuant to the Act, Caliber has applied to the City for designation as an enterprise project; and

WHEREAS, the City finds that Caliber meets the criteria for designation as an enterprise project as required by the Act based on the following factors:

1. Caliber is a “qualified business” under Section 2303.402 of the Act because it will be engaged in the active conduct of a trade or business at a qualified business site within the governing body’s jurisdiction located outside of an enterprise zone, and at least thirty-five percent (35%) of the business’ new employees will be residents of an enterprise zone or economically disadvantaged individuals, or veterans; and
2. There has been and will continue to be a high level of cooperation between the public, private, and neighborhood entities in the area; and
3. The designation of Caliber as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area; and

WHEREAS, the City finds that Caliber meets the criteria for tax relief and other incentives adopted by the City on the grounds that it will be located at the qualified business site, will create a higher level of employment, economic activity and stability; and,

WHEREAS, the City Council finds that it is in the best interest of the City to nominate Caliber as an enterprise project pursuant to the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, THAT:

SECTION 1. That the findings of the City and its actions approving this resolution taken at the council meeting are hereby approved and adopted.

SECTION 2. That Caliber is a "qualified business", as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303,

Subchapter F of the Act, and therefore, the City nominates Caliber for designation as an enterprise project.

SECTION 3. That Caliber will be not located in an area designated as an enterprise zone.

SECTION 4. That Caliber is seeking a single enterprise project designation.

SECTION 5. That the enterprise project shall take effect on the date of designation of the enterprise project by the OOGEDT and terminate 5 years after the date of designation.

SECTION 6. That the local economic development incentives available in the City are the same on this date as those outlined in Ordinance No. 3792-08-2010.

SECTION 7. That the local economic development incentives to be made available to Caliber are the same as those made available to the project that was the subject of Ordinance No. 3792-08-2010.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, ON THIS THE 19th DAY OF AUGUST, 2019.

APPROVED:

Rudy Durham, MAYOR

ATTEST:

Julie Worster, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY