

**SEABROOK ECONOMIC DEVELOPMENT CORPORATION  
RESOLUTION 2020-02**

**PROPOSED SEDC PROJECT – “EMERGENCY BUSINESS RETENTION INCENTIVE  
PROJECT”, INCLUDED IN PROJECTS FUND BUDGET LINE ITEM 707-5617 FOR  
FISCAL YEAR 2019/2020**

**WHEREAS**, on January 18, 1992, the voters of the City of Seabrook authorized the City of Seabrook to adopt a one-half cent sales and use tax to pay for the costs of projects authorized by Section 4B of Article 5190.6, V.T.C.S., as amended, and to pay for the principal and interest of bonds or other obligations issued to pay the costs of such designated projects; and

**WHEREAS**, the Seabrook Economic Development Corporation (“SEDC”) was established to oversee the expenditures of tax monies, and bylaws were established for the operation of the SEDC; and

**WHEREAS**, SEDC has analyzed potential projects that will meet the enabling legislation’s purposes and assist it in attracting businesses, creating jobs, and assisting in other statutorily authorized economic development programs; and

**WHEREAS**, the SEDC has determined to undertake a project for economic development by providing funding through SEDC sales tax revenue, to assist the retention of local businesses seriously affected by the COVID-19 outbreak, a declared Disaster, requiring immediate emergency action on the part of the Federal government, State, County and City of Seabrook, to mitigate this Disaster, causing the ensuing emergency governmental restrictions placed on business for mitigation of this pandemic; and the resulting unprecedented damage to this community and local businesses (the “Disaster”), and;

**WHEREAS**, the SEDC met on April 14, 2020, and at that time took formal action to support and approve funding to address this Disaster and its devastating effects on local businesses, with the “Emergency Business Retention Incentive Project”, finding that such incentives are designed to support local businesses through SEDC sales tax revenue, to promote or develop new or expanded business enterprises, and/or that create or retain primary jobs in or near the City of Seabrook, with SEDC funding, initially budgeted for \$250,000 for fiscal year 2019/2020, and subject to adjustment as determined appropriate by SEDC/City, (the “Project”), as authorized by the Texas Local Government Code, Chapters 501 and 505, including Sections 501.101, 505.158 and related statutory provisions, as an authorized project of the SEDC and approved the publication of a Notice to the public of this Project on said date; and

**WHEREAS**, notice of this Project was posted on the city bulletin board on April 16, 2020 and published in the city’s official newspaper, THE BAY AREA CITIZEN, on April 16, 2020; and

**WHEREAS**, such publication and posting notified the public of a 60-day comment period pursuant to Section 505.159 of the Texas Local Government Code; and

**WHEREAS**, SEDC has evaluated the proposed Project for funding for its Fiscal Year 2019/2020 budget and finds the Project appropriate for proceeding; and

**WHEREAS**, the City Council (“City”) desires to encourage the development or redevelopment within the city limits of the City of Seabrook, by specifically approving the SEDC funding of the “Emergency Business Retention Incentive Project” as provided herein as approved by the SEDC and submitted to City Council for final approval; and

**WHEREAS**, the City Council finds that the funding incentives by the SEDC for this Project will be reasonably likely to contribute to new or expanded business enterprises and the potential of the creation or retention of primary jobs, as provided by Chapters 501 and 505 of the Texas Local Government Code;

**NOW THEREFORE, BE IT RESOLVED BY THE SEABROOK ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS:**

**Section 1.** That SEDC will undertake to establish the Project during the fiscal year 2019/2020 with funds available and as stated in its adopted budget.

**Section 2.** That this Project will not exceed the total approved appropriation for this Project, an amount not to exceed \$250,000 in Budget Line Item 707-5617, unless by authorized amendment, after adoption and approval by the Board of Directors and City Council in accordance with law.

**Section 3.** That this Resolution be attached to the Fiscal Year 2019/2020 SEDC Budget, forwarded to the Seabrook City Council, including the Notice of the Project pursuant to Section 505.159 of the Texas Local Government Code.

**Section 4.** That following approval of the budget for this Project by the Board of Directors, the Seabrook City Council, and publication of the statutory notice identifying this Project, that expenditures for this Project, as identified in Sections 1 and 2, be thereafter approved and allocated subject to the budget cap determined by the Board of Directors of the SEDC and Seabrook City Council.

**[EXECUTION PAGE FOLLOWS]**

**SEABROOK ECONOMIC DEVELOPMENT CORPORATION**

**PASSED, APPROVED AND ADOPTED THIS 14th DAY OF April 2020.**

SEABROOK ECONOMIC DEVELOPMENT CORPORATION

*Paul Dunphey*

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Paul Dunphey, Chairman

ATTEST:

*Ernie Davis*

\_\_\_\_\_  
Ernie Davis, Secretary

**SEABROOK CITY COUNCIL**

**ADOPTED AND APPROVED** this the \_\_\_ day of \_\_\_\_\_, 2020.

**PASSED, APPROVED, AND ADOPTED** on second and final reading this \_\_\_ day of \_\_\_\_\_, 2020.

CITY OF SEABROOK, TEXAS

BY: \_\_\_\_\_  
Thomas G Kolupski  
Mayor

ATTEST:

\_\_\_\_\_  
Robin Lenio, TRMC  
City Secretary