

Amending Ordinance No. 027996, adopted on December 16, 2008, which designated a certain area within the jurisdiction of the City of Corpus Christi as a tax increment financing district known as “Reinvestment Zone Number Three, City of Corpus Christi, Texas” (the “Reinvestment Zone”), which was amended by Ordinance No. 028136 on April 28, 2009 and Ordinance No. 029403 on March 2, 2012, to correct the Board appointment procedure to comply with state law on tax increment participation; providing for severance; and providing for publication.

Be it ordained by the City Council of the City of Corpus Christi, Texas, that:

Section 1. Ordinance No. 027996, adopted on December 16, 2008, and amended by Ordinance No. 028136 on April 28, 2009 and Ordinance No. 029403 on March 2, 2012, is amended by amending Section 4 as follows:

That a board of directors for the Zone (the “Board”) is established, which consists of twelve (12) members. The Board shall be appointed as follows:

- (a) Under Section 311.009(a), Tax Code, the respective governing bodies of each taxing unit other than the City that levies taxes on real property in the zone, if the taxing unit has approved the payment of all or part of the tax increment produced by the unit into the tax increment fund for the zone, may appoint one (1) member of the Board. Each such governing body may waive its right to appoint a director, and is deemed to have waived the right if it has not made the appointment within thirty (30) days of receiving written notice of its right to appoint a board member.**
- (b) The remaining members of the Board are appointed by the City Council of the City. All members appointed by the Board must meet eligibility requirements, as set forth in the Act. Provided, however, notwithstanding any other provisions of this Ordinance, the City Council has the right to appoint at least ten (10) members, and the Board may exceed twelve (12) members, if necessary for the City Council to make the ten (10) appointments.**
- (c) Terms of Board members are for two years. Terms must be staggered with half of the Board members appointed every year. Officers must be appointed as provided in the Act.**
- (d) ...(no change)**

Section 2. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word, or provision of this ordinance, for it is the definite

intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision of this ordinance be given full force and effect for its purpose.

Section 3. Publication shall be made in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

ATTEST:

THE CITY OF CORPUS CHRISTI

Rebecca Huerta
City Secretary

Nelda Martinez
Mayor

APPROVED: This ____ day of _____, 2014

Julian Grant
Assistant City Attorney
For City Attorney

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2014, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2014, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

PASSED AND APPROVED, this the _____ day of _____, 2014.

ATTEST:

Rebecca Huerta
City Secretary

Nelda Martinez
Mayor