

ORDINANCE NO. _____

AN ORDINANCE TERMINATING TAX INCREMENT REINVESTMENT ZONE NUMBER FIVE, CITY OF CORPUS CHRISTI, TEXAS; DISSOLVING THE TAX INCREMENT FUND FOR THE ZONE; DISSOLVING THE BOARD OF DIRECTORS FOR THE ZONE; PROVIDING AN EFFECTIVE DATE; AND APPROPRIATING AND TRANSFERRING RELATED FUNDS AS NECESSARY.

WHEREAS, on August 18, 2020, the City Council of the City of Corpus Christi, Texas ("City Council") adopted Ordinance No. 032183, designating Tax Increment Reinvestment Zone Number Five, City of Corpus Christi, Texas, (the "Zone") pursuant to Chapter 311, Tax Increment Financing Act, Texas Tax Code; and

WHEREAS, Ordinance No. 032183, Section 4, provides that the Zone will terminate on the earlier of (i) December 31, 2040; (ii) the date on which all project costs are complete and financing is no longer needed; or (iii) at an earlier or later time designated by subsequent ordinance of the City council; and

WHEREAS, on October 27, 2020, the Corpus Christi City Council approved a Project and Financing Plan for TIRZ No. 5; and

WHEREAS, on October 27, 2020, the Corpus Christi City Council approved a Development Reimbursement Agreement for TIRZ No. 5 entered into by the City of Corpus Christi, ("the City") and South Padre Investment, LP, a Texas limited partnership ("the Developer"); and

WHEREAS, in December 2023, the City received notice from Developer that he had sold portions of land for the Development and could not move forward with the project as agreed to; and thus, failed to perform obligations as set out in the Development Reimbursement Agreement and pursuant to the TIRZ No. 5 Project and Financing Plan; and

WHEREAS, the Development Reimbursement Agreement between the City and the Developer has been terminated, the termination has been agreed to by all parties, and it is the desire of the City Council to terminate this TIRZ No. 5;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF CORPUS CHRISTI:**

- A. That Tax Increment Reinvestment Zone Number Five, City of Corpus Christi, Texas is hereby terminated.
- B. That the Tax Increment Fund for Tax Increment Reinvestment Zone Number Five, City of Corpus Christi, Texas is hereby dissolved and terminated.
- C. That the Board of Directors for Tax Increment Reinvestment Zone Number Five, City of Corpus Christi, Texas is hereby dissolved and terminated.
- D. That this Ordinance shall take effect and be in full force and effect from and after the date of its adoption by the City Council.

ADOPTED this _____ day of August, 2024.