

## Ordinance

**Approving a Business Incentive Agreement between the Corpus Christi Business and Job Development Corporation (“Type A Corporation”) and HEB Grocery Company, LP (“HEB”) to provide a grant of up to \$850,000, to improve McCampbell Road in front of their bread and tortilla manufacturing facility in Corpus Christi and the retention of jobs and authorizing the City Manager, or designee, to execute a Business Incentive Project Support Agreement with the Type A Corporation regarding implementation and administration of the HEB Business Incentive Agreement for the retention of jobs; and appropriating \$850,000 from the unreserved fund balance in the No. 1140 Business/Job Development Fund for said business incentive grant from the Type A Corporation to HEB; and changing the FY 2012-2013 operating budget, adopted by Ordinance No. 029565, by increasing proposed expenditures by \$850,000.**

**Whereas**, the Type A Corporation has budgeted funds to assist businesses create or retain jobs in the City of Corpus Christi, Texas ("City").

**Whereas**, the Type A Corporation has requested proposals from businesses that will create or retain jobs within the City, and determined that the proposal from HEB for the improvement of McCampbell Road in front of their bread and tortilla manufacturing facility in Corpus Christi and the retention of jobs; in which HEB will invest at least \$17,700,000 in expansion of their bread and tortilla manufacturing facility and will retain at least 388 current full-time jobs with an average annual salary of at least \$32,275 and annual payroll of at least \$12,522,700 over a five year period will best satisfy this goal;

**Whereas**, City Council deems that it is the best interest of the City and citizens to approve the business incentive agreement for the improvement of McCampbell Road and the retention of jobs between the Type A Corporation and HEB;

**Whereas**, there is a need for a business incentive project service agreement between the City and the Type A Corporation for the implementation and administration of the business incentive agreement for the improvement of McCampbell Road and retention of jobs between the Type A Corporation and HEB.

**Now, therefore, be it resolved by the City Council of the City of Corpus Christi, Texas:**

**SECTION 1.** That the business incentive agreement for the retention of jobs between the Type A Corporation and HEB that provides for the improvement of McCampbell Road in front of their existing manufacturing facilities within the City of Corpus Christi, is approved.

**SECTION 2.** That the City Manager, or designee, is authorized to execute a project service agreement between the City and Type A Corporation for the implementation and

administration of the business incentive agreement with HEB, which is attached to this resolution as Exhibit B.

**SECTION 3.** That \$850,000 from the unreserved fund balance in the No. 1140 Business/Job Development Fund is appropriated for a business incentive grant from the Type A Corporation to HEB for the improvement of McCampbell Road in front of their existing manufacturing facilities.

**SECTION 4.** That Ordinance No. 029565, which adopted the FY 2012-2013 Operating Fund, is changed to increase proposed expenditures in the No. 1140 Business/Job Development Fund by \$850,000 for a business incentive grant from the Type A Corporation to HEB for the improvement of McCampbell Road in front of their existing manufacturing facilities.

That the foregoing ordinance was read for the first time and passed to its second reading on this the \_\_\_\_\_ day of \_\_\_\_\_, 2013, 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 \_\_\_\_\_, 2013, 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 \_\_\_\_\_th day of \_\_\_\_\_, 2013.

ATTEST:

\_\_\_\_\_  
Armando Chapa  
City Secretary

\_\_\_\_\_  
Nelda Martinez  
Mayor