

Ordinance approving Addendum No. 1 to Lease Agreement with Corpus Christi Baseball Club, L.P., providing for Type A funding in an amount not to exceed \$137,260.00 on a reimbursement basis to make certain capital improvements to the Whataburger Field property in accordance with Major League Baseball Requirements.

WHEREAS, on November 5, 2002, residents of the City of Corpus Christi (“City”) passed Proposition 2, New and Expanded Business Enterprises, which authorized the adoption of a sales and use tax for the promotion and development of new and expanded businesses enterprises within the City at a rate of one-eighth of a percent for 15 years;

WHEREAS, Proposition 2A on that same date, authorized “the use of a portion of the sales and use tax for the construction, operation and maintenance of a minor league baseball stadium;”

WHEREAS, the 1/8th cent sales tax authorized by passage of Proposition 2 was subsequently enacted by the City Council and filed with the State Comptroller of Texas, effective April 1, 2003, to be administered by the Corpus Christi Business and Job Development Corporation Board (“Type A Board”) and used to build and maintain Whataburger Field in Corpus Christi;

WHEREAS, on October 18, 2021, the Type A Board determined that it is in the best interest of the citizens of the City that Type A sales tax funds be used to pay for a certain public improvement, namely capital improvements at Whataburger Field (the “Project”) and voted to authorize the funds for this purpose, which Project was previously included in the budget approved by City Council on September 7, 2021; and

WHEREAS, the Project is consistent with the purposes for which the Type A sales tax was created and approved by the voters of the City;

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

SECTION 1. The City Council specifically finds that the foregoing statements included in the preamble of this ordinance are true and correct and adopts such findings for all intents and purposes related to the authorization of this project.

SECTION 2. That the City Council approves an addendum to the Lease Agreement for Whataburger Field which provides for \$137,260.00 in Type A funding for improvements to the stadium property for netting extension for Player Development League (PDL) compliance, pedestrian concrete remediation, steel support remediation, concourse concrete remediation, and seat replacements.

SECTION 3. That the City Manager or designee is authorized to execute the Addendum No. 1 to Lease Agreement with Corpus Christi Baseball Club, L.P., which provides for Type A funding in an amount not to exceed \$137,260.00 on a reimbursement basis, to make certain capital improvements to the Whataburger Field property in accordance with Major League Baseball Requirements.

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2024.

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____ 2024.

PASSED AND APPROVED on this the _____ day of _____, 2024.

ATTEST:

Rebecca Huerta
City Secretary

Paulette M. Guajardo
Mayor