

Ordinance approving Amended and Restated Addendum No. 1 to Lease Agreement with Corpus Christi Baseball Club, L.P., which provides for an increase of \$374,200.00 in Type A funding on a reimbursement basis, to make certain capital improvements to the Whataburger Field property in accordance with Major League Baseball Requirements; and amending the operating budget.

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;

WHEREAS, on March 21, 2022, the Type A Board approved an addition \$324,200.00 for the Project to allow the addition of improvements to the visitor’s clubhouse; 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 funds in the amount of \$374,200.00 are appropriated from the Type A Business and Job Development Fund No. 1140 for additional improvements to Whataburger Field.

SECTION 3. That the FY2021-22 Operating Budget adopted by Ordinance No. 032539 is amended to increase expenditures by \$374,200.00.

SECTION 4. That the City Manager or designee is authorized to execute the First Amended and Restated Addendum No. 1 to the Lease Agreement with Corpus Christi Baseball Club, L.P., which provides for Type A funding to increase the amount from \$701,800.00 to \$1,076,000 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 _____, 2022, by the following vote:

Paulette M. Guajardo _____	John Martinez _____
Roland Barrera _____	Ben Molina _____
Gil Hernandez _____	Mike Pusley _____
Michael Hunter _____	Greg Smith _____
Billy Lerma _____	

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____ 2022, by the following vote:

Paulette M. Guajardo _____	John Martinez _____
Roland Barrera _____	Ben Molina _____
Gil Hernandez _____	Mike Pusley _____
Michael Hunter _____	Greg Smith _____
Billy Lerma _____	

PASSED AND APPROVED on this the _____ day of _____, 2022.

ATTEST:

Rebecca Huerta
City Secretary

Paulette M. Guajardo
Mayor