

**THIS IS A PROPOSED DRAFT ORDINANCE AND WILL BE REPLACED BY THE
FINAL SIGNED ORDINANCE**

ORDINANCE

AUTHORIZING EXECUTION OF A CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT WITH CENTRO SAN ANTONIO TO PROVIDE FUNDING IN AN AMOUNT NOT TO EXCEED \$500,000.00 IN AVAILABLE TAX INCREMENT FROM THE HOUSTON STREET TIRZ FOR THE DOWNTOWN SHADE PLAN LOCATED ALONG VARIOUS DOWNTOWN STREETS, SAN ANTONIO, TEXAS, IN COUNCIL DISTRICT 1, WITHIN THE HOUSTON STREET TIRZ.

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WHEREAS, the City of San Antonio (“City”) and the Houston Street TIRZ Board of Directors (“Board”) support programs which allow for economic development within its boundaries; and

WHEREAS, in August 2019 Centro San Antonio (“Centro”) applied for funding in the amount of \$500,000.00 from the City’s Tax Increment Financing (“TIF”) Program, in order to undertake the oversight and delivery of the Downtown Shade Plan to reduce temperatures along downtown sidewalks and mitigate the urban heat island effect along various downtown streets, San Antonio, Texas, in City Council District 1, and within the boundary of the Houston Street TIRZ; and

WHEREAS, the total development cost for the Downtown Shade Plan is approximately \$750,000.00 with plans for adding natural and man-made canopy covers and structures over downtown sidewalks; and

WHEREAS, funding to Centro for up to Five Hundred Thousand Dollars and No Cents (\$500,000.00) in TIF funds from the Houston Street TIRZ to fund the components of the Downtown Shade Plan including a Shade and Use Study and the production and installation of the two shade structure plans will commence and follow the guidance of the Shade and Use Study; and

WHEREAS, in accordance with Section 311.010 (b) of the Act, the Board is authorized to enter into agreements to dedicate revenue from the tax increment fund to pay for eligible project costs related to the construction of public infrastructure and eligible project costs that benefit the TIRZ; and

WHEREAS, on February 25, 2021, the Board adopted resolution T9 2021-02-25-03R approving funding for the Downtown Shade Plan; and

WHEREAS, it is now necessary for the City Council to approve the Chapter 380 Economic Development Program Grant Agreement with Centro San Antonio; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The terms and conditions of the Chapter 380 Economic Development Program Grant Agreement with Centro SA are hereby approved. A copy of the agreement, in substantial final form, is attached to this Ordinance as **Exhibit A**.

SECTION 2. The City Manager or his designee is hereby authorized to execute the Development Agreement which has been incorporated into this Ordinance for all purposes.

SECTION 3. TIF Division staff is authorized to amend the Houston Street TIRZ Project and Finance Plans to include this Project.

SECTION 4. Funding for any projects through the Houston Street TIRZ will be paid from Fund 29086006, Cost Center 0703280001 and General Ledger 5201040. Total funding should not exceed \$500,000.00 for the duration of this agreement.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 6th day of May, 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores, City Clerk

Andrew Segovia, City Attorney

EXHIBIT A

DRAFT