

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

AN ORDINANCE

**AUTHORIZING A CHAPTER 380 ECONOMIC DEVELOPMENT
PROGRAM GRANT AGREEMENT WITH PELICAN THERAPEUTICS,
INC (“PELICAN”) IN AN AMOUNT NOT TO EXCEED \$200,000.00 FOR
THE RELOCATION OF ITS CORPORATE HEADQUARTERS AND THE
CREATION OF 22 FULL-TIME JOBS.**

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WHEREAS, Pelican Therapeutics, Inc., a subsidiary of Heat Biologics, Inc., (hereinafter referred to as “Pelican”), a pre-clinical stage biotechnology company developing novel immunotherapy technologies to treat a wide variety of cancers, has chosen to establish its U.S. corporate headquarters in San Antonio on Datapoint Drive in City Council District 8 (the “Project Site”); and

WHEREAS, in establishing its corporate headquarters, Pelican is anticipated to invest approximately \$1.19 million in improvements and create 22 full-time jobs at the Project Site (the “Project”); and

WHEREAS, pursuant to Chapter 380 of the Texas Local Government Code, the City of San Antonio (the “City”) is authorized to establish and provide for the administration of one or more programs, including programs for making grants of public money to promote state or local economic development and to stimulate business and commercial activity in the municipality; and

WHEREAS, in accordance with City Ordinance No. 100684, the City created an Economic Development Program (the “Program”) for the purpose of making grants available for economic development projects that the City finds will accomplish the purpose and goals of Chapter 380; and

WHEREAS, the City finds that the goals of Chapter 380 will be met by assisting Pelican in undertaking and completing the Project and has identified economic development funds for use in carrying out this purpose; **NOW THEREFORE:**

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

SECTION 1. The City Council approves the terms and conditions of a Chapter 380 Economic Development Program Grant Agreement with Pelican Therapeutics, Inc. in the amount of \$200,000.00 for the relocation of its corporate headquarters to San Antonio and the creation of 22 Full-Time Jobs.

SECTION 2. The City Manager or her designee is authorized to execute a Chapter 380 Economic Development Program Grant Agreement with Pelican in accordance with this Ordinance. A copy of the Agreement, in substantially final form, is attached to this Ordinance as Attachment I. The final agreement shall be filed with this Ordinance upon execution.

SECTION 3. Funding in the amount of \$200,000.00 for this ordinance is available in Fund 29059000, Cost Center 1604010001 and General Ledger 5201040, as part of the Fiscal Year 2017 Budget

SECTION 4. Payment not to exceed the budgeted amount of \$200,000.00 is Pelican Therapeutics, Inc., a subsidiary of Heat Biologics, Inc. and should be encumbered with a purchase order.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall become effective immediately upon its passage by eight (8) votes or more and upon ten (10) days following its passage if approved by fewer than eight (8) votes.

PASSED AND APPROVED this __ day of September, 2017.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andy Segovia, City Attorney