

RESOLUTION NO. 2019-034

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH RICHLAND HILLS, TEXAS, AUTHORIZING PARTICIPATION IN THE TEXAS ENTERPRIZE ZONE PROGRAM AND NOMINATING LIBERTY TAX, INC. CORPORATE HEADQUARTERS RELOCATION FOR DESIGNATION AS AN ENTERPRISE PROJECT UNDER THE TEXAS ENTERPRISE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE

WHEREAS, The City of North Richland Hills ("City") has previously passed Ordinance No. 3010 dated August 26, 2008, a copy of which is attached to this resolution as **Exhibit "A,"** electing to participate in the Texas Enterprise Zone Program and held the required public hearing; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (the "Act"), Liberty Tax, Inc. has applied to the City for designation of its corporate headquarters relocation as an Enterprise Project ("Project"); and

WHEREAS, the Office of the Governor Economic Development and Tourism ("EDC") through the Economic Development Bank ("Bank") will consider Liberty Tax, Inc., corporate headquarters relocation as an Enterprise Project pursuant to a nomination and an application made by the City; and

WHEREAS, this Project is not located in an area designated as an enterprise zone; and

WHEREAS, the City desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the City and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

WHEREAS, the City finds that it is in the best interest of the City to nominate Liberty Tax, Inc., corporate headquarters relocation as an Enterprise Project pursuant to the Act;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH RICHLAND HILLS, TEXAS, THAT:

SECTION 1. The City Council hereby finds that the recitals set forth above are true and correct and are incorporated into this Resolution as if written herein.

SECTION 2. The City finds that Liberty Tax, Inc., meets the criteria for designation of its corporate headquarters relocation as an Enterprise Project under Chapter 2303, Subchapter F of the Act on the following grounds:

(a) Liberty Tax, Inc., is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business

at a qualified business site within the governing body's jurisdiction located outside of an enterprise zone and at least thirty-five percent (35.0%) of the business' new employees will be residents of an enterprise zone, economically disadvantaged individuals, or veterans; and

- (b) There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and
- (c) The designation of Liberty Tax, Inc., corporate headquarters relocation as an Enterprise Project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

SECTION 3. The City finds that Liberty Tax, Inc., meets the criteria for tax relief and other incentives adopted by the City and nominates Liberty Tax, Inc., corporate headquarters relocation for Enterprise Project status (or half enterprise project status, or double jumbo enterprise project status, or triple jumbo enterprise project status as the Project is so designated) on the grounds that it will be located at the qualified business site, will create a higher level of employment, and economic activity and stability.

SECTION 4. The City Council finds that the local economic incentives offered under this resolution are the same on this date as were outlined in Ordinance No. 3010.

SECTION 5. The findings of the City Council and its actions approving this Resolution taken at the council meeting are hereby approved and adopted.

SECTION 6. The designation period for this Enterprise Project shall take effect on the date of designation of the Enterprise Project by the EDC or other governing agency, and terminate on December 31, 2024, or five years from the date the designation is made, whichever occurs earlier.

SECTION 7. This Resolution shall take effect and be in full force and effect from and after the date of its adoption, and it is so resolved; and all Resolutions of the City Council of the City in conflict herewith are hereby amended or repealed to the extent of such conflict.

PASSED AND APPROVED on this 12th day of August, 2019.

CITY OF NORTH RICHLAND HILLS

By: _____
Oscar Trevino, Mayor

ATTEST:

Alicia Richardson, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Maleshia B. McGinnis, City Attorney

RECOMMENDED:

Craig Hulse, Economic Development
Director