

RESOLUTION NO. ____

A RESOLUTION OF THE CITY OF DEER PARK, TEXAS TO NOMINATE DEER PARK REFINING LIMITED PARTNERSHIP AS AN ENTERPRISE PROJECT UNDER THE TEXAS ENTERPRISE ZONE PROGRAM

WHEREAS, the City of Deer Park (City) has previously passed Ordinance No. 3302 in 2009 electing to participate in the Texas Enterprise Zone Program and establishing incentives, as amended by City Ordinance No. 3419 in 2011 to add additional incentives, as amended by City Ordinance No. 3975 approved on May 15, 2018 to add additional incentives ("TEZ Ordinances"), and the local incentives offered under this resolution are the same on this date as were outlined in Ordinance Numbers 3302, 3419 and 3975;

WHEREAS, the Office of the Governor Economic Development and Tourism (EDC) through the Economic Development Bank (Bank) will consider **Deer Park Refining Limited Partnership** as an enterprise project pursuant to a nomination and an application made by the City;

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;

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (the "Act"), **Deer Park Refining Limited Partnership** has applied to the City for designation as an enterprise project;

WHEREAS, the City finds that **Deer Park Refining Limited Partnership** meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. **Deer Park Refining Limited Partnership** 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
2. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and
3. The designation of **Deer Park Refining Limited Partnership** as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

WHEREAS, the City finds that **Deer Park Refining Limited Partnership** meets the criteria for tax relief and other incentives adopted by the City and nominates **Deer Park Refining Limited Partnership** for enterprise project status on the grounds that it will be located at the qualified business site, will create a higher level of employment, economic activity and stability; and

WHEREAS, the City finds that it is in the best interest of the City to nominate **Deer Park Refining Limited Partnership** as an enterprise project pursuant to the Act;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:

That the findings of the City and its actions approving this resolution taken at the council meeting are hereby approved and adopted.

BE IT FURTHER RESOLVED that **Deer Park Refining Limited Partnership** is a "qualified business", as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act.

BE IT FURTHER RESOLVED that the enterprise project shall take effect on the date of designation of the enterprise project by the agency and terminate five years after such designation date.

PASSED BY THE CITY COUNCIL of the City of **Deer Park** this _____ day of May, 2018.

(SEAL)

Jerry Mouton, Jr.
Mayor

THE STATE OF TEXAS

COUNTY OF **HARRIS**

I, Shannon Bennett, City Secretary of the City of **Deer Park**, Texas do hereby certify that the above and foregoing is a true and correct copy of Resolution Number _____ passed by the City of **Deer Park** City Council on the this ____ day of May, 2018.

(City Seal)

Shannon Bennett
City Secretary