

**RESOLUTION NO. 2024- 09R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS NOMINATING CFAN COMPANY TO THE OFFICE OF THE GOVERNOR, ECONOMIC DEVELOPMENT AND TOURISM, THROUGH THE ECONOMIC DEVELOPMENT BANK AS AN ENTERPRISE PROJECT PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT; AND DECLARING AN EFFECTIVE DATE.**

**RECITALS:**

**WHEREAS**, the City of San Marcos (“City”) has previously passed Ordinance No. 2011-42 electing to participate in the Texas Enterprise Zone Program, and the local incentives offered under this resolution are the same on this date as were outlined in Ordinance No. 2011- 42; and

**WHEREAS**, the Office of the Governor Economic Development and Tourism (“EDC”) through the Economic Development Bank (“Bank”) will consider CFAN Company (“CFAN”) as an enterprise project pursuant to a nomination and an application made by the City; 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**, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (the "Act"), CFAN has applied to the City for designation as an enterprise project; and

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

1. CFAN 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 located in an enterprise zone and at least twenty-five percent (25.0%) of the business' new employees will be residents of an enterprise zone, economically disadvantaged individuals or honorably discharged 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 CFAN Company 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 CFAN Company meets the criteria for tax relief and other incentives adopted by the City and nominates CFAN Company, for enterprise project status on the



I, Elizabeth Trevino, City Clerk of the City of San Marcos, Texas do hereby certify that the above and foregoing is a true and correct copy of Resolution Number \_\_\_\_\_ passed by the City of San Marcos City Council on February 6, 2024.

\_\_\_\_\_  
Elizabeth Trevino  
City Clerk

(City Seal)

**THE STATE OF TEXAS    )**  
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**COUNTY OF HAYS         )**

BEFORE ME, the undersigned authority, on this day personally appeared Elizabeth Trevino, City Clerk of the City of San Marcos, Texas, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office this \_\_\_\_ day of February 2024.

\_\_\_\_\_  
Notary Public, State of Texas