

CONTRACT

(NUECES COUNTY; DOWNTOWN MANAGEMENT DISTRICT)

STATE OF TEXAS	*	
	*	KNOW ALL MEN BY THESE PRESENTS
COUNTY OF NUECES	*	

This agreement entered into on the date of its execution as set forth below by and between Nueces County, hereinafter called "County," and the Downtown Management District, hereinafter called "DMD," a Municipal Management District created under Chapter 375 of the Texas Local Government Code for the promotion of businesses, creation of jobs, and overall economic benefit of Corpus Christi, Texas, and surrounding areas within Nueces County.

WITNESSETH:

WHEREAS, to stimulate business and commercial activity in Nueces County, the Commissioners Court is authorized by § 381.004 (b) of the Texas Local Government Code to develop and administer a program to stimulate, encourage, and develop business location and commercial activity in the county; to promote or advertise the county and its vicinity or conduct a solicitation program to attract conventions, visitors, and businesses; and for local economic development; and,

WHEREAS, the Nueces County Commissioners Court has created a program by resolution adopted on November 12, 2008, designed to promote business activity, provide

direction, and organize efforts for the economic benefit of Nueces County and surrounding areas; and,

WHEREAS, the Commissioners Court is authorized to contract with a private corporation such as DMD pursuant to §381.004 (c) of the Texas Local Government Code and Texas Attorney General Opinion No. JM-516 (1986) for the administration of such a program;

NOW, THEREFORE, for and in consideration and exchange of mutual covenants and conditions contained herein, the County and DMD agree as follows:

I.

The DMD agrees to administer the County's program for local economic development as follows: 1) by stimulating, encouraging, and developing business location and commercial activity in the county; and 2) promoting or advertising the county and its vicinity or conducting a solicitation program to attract conventions, visitors, and businesses for the economic benefit of Corpus Christi and surrounding areas within Nueces County. DMD will provide program access or remove barriers to accessibility under the Americans with Disabilities Act to allow individuals with disabilities the opportunity to participate and receive benefits of services, programs and activities.

II.

The DMD will semi-annually submit reports to the County detailing activities by the DMD in performance of its obligations pursuant to this agreement. The DMD shall include in its reports a detailed accounting of expenditures of County funds and any measurable results

obtained with regard to local economic development, business location and commercial activity developed, jobs created, and the promotion or advertisement of Corpus Christi and surrounding areas within Nueces County or the solicitation program to attract conventions, visitors and businesses. Such reports shall be presented to the County Commissioners Court at a noticed meeting.

III.

The DMD will diligently use its resources to promote the cause of the administration of the program with respect to the economic development of Nueces County.

IV.

As payment for these services to be rendered in the County's fiscal year 2020-2021, the County will provide \$10,000 subject to appropriations for the administration of the program pursuant to the 2020-2021 County Budget.

V.

The DMD will cause this funding to be segregated from other funds used for activities of the DMD unrelated to the purposes of this agreement.

VI.

This agreement shall continue in force and effect until September 30, 2021. In the event the DMD terminates the program activities subject to this agreement prior to the expiration of this agreement, the balance of any remaining funds shall be returned to the County in the same proportion that County funds bear to the total funds received or in the possession by the DMD to

conduct program activities related to this agreement.

WITNESS our hands on this ____ day of _____ 2021.

NUECES COUNTY

DOWNTOWN MANAGEMENT DISTRICT

BY: _____
Barbara Canales
County Judge

BY: _____
President

ATTEST:

BY: _____
Kara Sands, County Clerk

APPROVED AS TO FORM:

BY: _____
Jenny P. Dorsey
County Attorney