

**CITY OF FORNEY, TEXAS
ORDINANCE NO. 20-_____**

AN ORDINANCE OF THE CITY OF FORNEY, TEXAS, AMENDING ORDINANCE 08-1290 BY WHICH THE CITY CREATED REINVESTMENT ZONE NUMBER ONE, CITY OF FORNEY TO EXPAND THE BOUNDARIES OF THE ZONE, AND APPROVING THE SECOND AMENDED AND RESTATED PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN; PROVIDING FOR A SAVINGS, SEVERABILITY AND REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Ordinance No. 08-1290, the City of Forney, Texas (the "City") established Reinvestment Zone Number One, City of Forney (the "Zone") under Chapter 311, Tex. Tax Code, as amended (the "Act"), to promote the development and redevelopment of the Zone; and

WHEREAS, the City Council desires to amend Ordinance No. 08-1290 to expand the boundaries of the zone and to extend the duration of the zone; and

WHEREAS, on November 1, 2018, the Board of Directors of the Zone ("Board") reviewed and approved an expansion of the boundaries of the Zone and an extension of the Zone's duration and approved the First Amended and Restated Project Plan and Reinvestment Zone Financing Plan for consideration by the Council; and

WHEREAS, on September 3, 2019, the City Council approved Ordinance No. 19-38 that adopted the First Amended and Restated Project Plan and Reinvestment Zone Financing Plan; and

WHEREAS, following notice published on May 21, 2020 and May 28, 2020, in the Forney Messenger, a newspaper of general circulation in the City, a hearing was held on June 2, 2020, regarding the amendment to Ordinance No. 08-1290; and

WHEREAS, at the public hearing all interested persons were allowed to speak for or against amending Ordinance No. 08-1290 to expand the boundaries of the Zone and mend the project costs.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, THAT:

Section 1. RECITALS

The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the Council hereby incorporates such recitals as part of this Ordinance.

Section 2. BOUNDARIES

The boundaries of the Zone shall be increased to include two additional tracts of land consisting of approximately 240 acres as shown in the Second Amended and Restated Project

Plan and Reinvestment Zone Financing Plan, herein attached and incorporated by reference as Exhibit "A."

Section 3. SECOND AMENDED AND RESTATED PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN

The City Council has reviewed the Second Amended and Restated Project Plan and Reinvestment Zone Financing Plan (the "Plan"), attached hereto as Exhibit "A", and finds the Plan to be feasible and hereby approves the Plan and its amendments.

Section 4. SEVERABILITY CLAUSE

The provisions of this ordinance are severable and the invalidity of any part of this ordinance will not affect the validity of the remainder of the ordinance.

Section 5. SAVINGS CLAUSE

Except as amended by this ordinance, Ordinance No. 08-1290 remains in full force and effect.

Section 6. REPEALER CLAUSE

Any provision of any prior ordinance of the City, whether codified or uncodified, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncodified, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 7. EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such cases provide.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Forney, Texas, this ____ day of _____, 2020.

Mary Penn, Mayor

ATTEST:

Dorothy Brooks, TRMC, CMC, City Secretary

APPROVED AS TO FORM:

Jon Thatcher, City Attorney