

**PFLUGERVILLE COMMUNITY DEVELOPMENT CORPORATION
PFLUGERVILLE, TEXAS**

2017-012

Resolution No. _____

A RESOLUTION OF PFLUGERVILLE COMMUNITY DEVELOPMENT CORPORATION, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE PFLUGERVILLE COMMUNITY DEVELOPMENT CORPORATION AND THE CITY OF PFLUGERVILLE, PERTAINING TO INFRASTRUCTURE IMPROVEMENTS FOR A CERTAIN PROJECT; PROVIDING FINDINGS OF FACT; DIRECTING THE PRESIDENT OF THE BOARD TO ENDORSE THE AGREEMENT

WHEREAS, the Board of Directors (“Board of Directors”) of Pflugerville Community Development Corporation (“PCDC”) wishes to enter into an Interlocal Agreement (“Agreement”) with the City of Pflugerville, Texas, (“City”) to provide for infrastructure improvements adjacent to the PCDC One Thirty Business Park (“Project”); and

WHEREAS, the Board of Directors finds that the PCDC and the City are local governmental entities, as defined under subsections 791.003((4)-(5) of the Texas Government Code; and

WHEREAS, the Board of Directors finds that streets, roads, and drainage infrastructure are defined as “governmental functions and services” under subsection 791.003(3)(c) of the Texas Government Code; and

WHEREAS, the Board of Directors held a public hearing on the proposed Project on October 25, 2017, as required by subsection 505.159(a), Texas Local Government Code; and

WHEREAS, the PCDC has conducted all public hearings and meetings in accordance with the Texas Open Meetings Act; and

WHEREAS, the Board of Directors finds that the provisions of the Agreement will substantially advance legitimate governmental interests of the PCDC;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL THAT:

1. The forgoing premises are found to be true and correct legislative and factual findings of the Board of Directors, and are hereby approved and incorporated herein as if copied in their entirety.

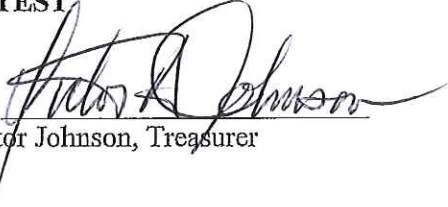
2. The Board of Directors hereby approves the Interlocal Agreement and directs the President of the Board of Directors to endorse the Agreement, provided that this Resolution and the President's endorsement of the Agreement shall be null and void if, within 60 days of the dated endorsed below, the City fails to enter into an appropriate 380 Agreement with Costco, the same being a prerequisite for the commencement of the Project.

PASSED AND APPROVED this 25 day of October, 2017, by the Board of Directors of Pflugerville Community Development Corporation:

**PFLUGERVILLE COMMUNITY
DEVELOPMENT CORPORATION**

By: 
Jim Swanzy, President

ATTEST

By: 
Victor Johnson, Treasurer