ORDER 14-008

APPROVING THE AMENDMENT OF THE PROJECT PLAN AND FINANCING PLAN FOR "REINVESTMENT ZONE NUMBER 10, CITY OF BRYAN, TEXAS", AND ORDAINING OTHER MATTERS RELATED THERETO.

WHEREAS, the City Council of the City of Bryan, Texas (the "City") has created, as authorized by the Tax Increment Financing Act, Chapter 311 of the Texas Tax Code, Vernon's Texas Codes Annotated (the "Act"), a tax increment reinvestment zone within the City designated "Reinvestment Zone Number 10, City of Bryan, Texas" (the "Zone""); and,

WHEREAS, the Act provided for the implementation of a project plan and reinvestment zone financing plan as well as amendments to the Plan (collectively the "Plan") for the Zone; and,

WHEREAS, Brazos County, Texas ("Brazos County") acting by and through its governing body, the Commissioners Court, entered into an Interlocal Agreement ("ILA") with the City on June 13, 2000, which provides that Brazos County shall be permitted to review and approve the original Plan and any amendment of the Plan before the Plan is submitted to the City for approval; and,

WHEREAS, the Board of Directors of the Zone have recommended that the Plan be amended to provide that additional "Project Costs" be funded by the Zone; and,

WHEREAS, the City of Bryan staff have determined that it is necessary and advisable to consider adding additional Project Costs for the Zone and to amend the Plan to reflect the additional Project Costs; and,

WHEREAS, in accordance with the ILA, the City of Bryan staff have sought the review and approval of Brazos County prior to the submittal of the amended Plan to the City; and,

WHEREAS, Brazos County, after consideration and review of the proposed amendment to the Plan has determined that it will approve an amendment to the Plan that provides for: SECTION 2: That the City hereby approves an amendment to the plan for an amount not to exceed $3,800,000.00 to be used for TIRZ 10 administrative costs; lakes, parks and trail improvements and amenities; pavilions; an observation tower; public restrooms; a wellness center; on-street parking; water; sewer; streets; drainage; gas; electricity; high-speed internet and data extensions; patterned concrete or brick pavers; common area landscaping; site lighting; benches; trash cans; signage; and shared town center parking. In addition, this amendment is to reaffirm the use of $2,400,000.00, included in the original project and finance plan, for the construction of a

publicly available, privately owned hotel conference center within the Atlas Development.

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF BRAZOS COUNTY, TEXAS:

That the County hereby approves an amendment to the Plan: SECTION 2: That the City hereby approves an amendment to the plan for an amount not to exceed $3,800,000.00 to be used for TIRZ 10 administrative costs; lakes, parks and trail improvements and amenities; pavilions; an observation tower; public restrooms; a wellness center; on-street parking; water; sewer; streets; drainage; gas; electricity; high-speed internet and data extensions; patterned concrete or brick pavers; common area landscaping; site lighting; benches; trash cans; signage; and shared town center parking. In addition, this amendment is to reaffirm the use of $2,400,000.00, included in the original project and finance plan, for the construction of a publicly available, privately owned hotel conference center within the Atlas Development.

APPROVED, this 29th day of July, 2014.

Duane Peters
County Judge

Lloyd Wassermann
Commissioner, Precinct 1

Sammy Catalena
Commissioner, Precinct 2

Kenny Mallard
Commissioner, Precinct 3

Irma Cauley
Commissioner, Precinct 4

ATTEST:

Karen McQueen
County Clerk