

**AN ORDINANCE**

**APPROVING AMENDMENTS TO THE ORIGINAL BUDGETS OF THE CITY OF LEON VALLEY, TEXAS, FOR THE FISCAL YEAR OF 2010**

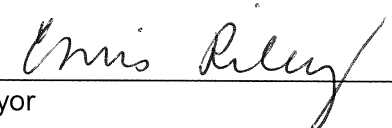
**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, THAT:**

1. The attached and incorporated Mayor and Council Communication **M&C #10-05-09**, as approved on October 5, 2009 contains an amendment to the original Budget for the City of Leon Valley, Texas for the Fiscal Year 2010, as approved by the Leon Valley City Council on August 18, 2009 under Ordinance 09-040. A true copy of said documents are on file in the office of the City Secretary and made a part hereof by reference, are hereby amended and approved and are ordered filed in the office of the City Secretary.

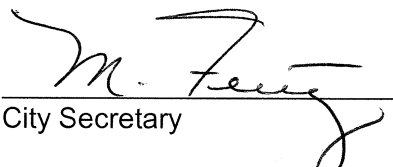
**GENERAL FUND**

2. This ordinance shall become effective on and after it's passage, approval and any publication, as provided by law.

**PASSED** and **APPROVED** this the 5<sup>th</sup> day of October 2009.

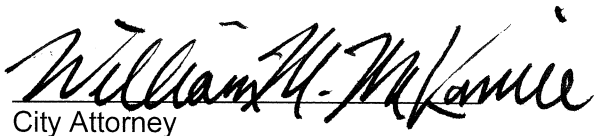
  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Secretary



APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

## MAYOR AND COUNCIL COMMUNICATION

Date: October 5, 2009  
M&C: #10-05-09

**TO: MAYOR AND CITY COUNCIL**

**SUBJECT: REQUEST TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A TECHNICAL SERVICE AGREEMENT WITH THE NATIONAL DEVELOPMENT COUNCIL (NDC) FOR A 50/50 SPLIT WITH THE LEON VALLEY ECONOMIC DEVELOPMENT CORPORATION (LVEDC) FOR TECHNICAL SERVICES TO SUPPORT LEON VALLEY BUSINESSES AND BUSINESS DEVELOPMENT PROJECTS AND TO APPROVE THE ASSOCIATED BUDGET ADJUSTMENTS**

### PURPOSE

The Leon Valley business community is in need of non-traditional sources of funding to build development projects, renovate their facilities and expand their businesses. The Leon Valley Economic Development Corporation (LVEDC) desires to provide these technical services from the National Development Council (NDC) to assist Leon Valley businesses access non-traditional funding only available through the NDC. And, to provide technical services to businesses as outlined in the attached NDC Technical Service Agreement. These technical services are needed to help Leon Valley business owners fund new development projects, façade and landscaping improvements, new businesses, business expansions, refinancing to retain businesses and other business improvements.

The NDC Technical Service Agreement is a month to month agreement and may be cancelled at any time. The monthly amount for each party would be \$1500.00, with no cancellation penalty should the technical services no longer be needed. On September 23, 2009, the LVEDC Board approved funding of fifty percent (50%) of the NDC agreement amount, for a total not to exceed \$18,000.00 annually, contingent on City Council approval, and if the City would fund the NDC agreement balance of fifty percent (50%) not to exceed \$18,000.00 annually.

### S.E.E. IMPACTS S.E.E. IMPACTS

*Social Equity* – As stated in the City's Mission Statement: "... The City will encourage collaborative participation by residents, businesses and stakeholders." As the Leon Valley Economic Development Corporation (LVEDC) and the business community are stakeholders in the City's Economic Development Department, and as the City encourages participation with its stakeholders, the NDC Technical Service Agreement exemplifies the collaborative participation of the LVEDC, the business community and the City for mutual benefit to boost economic development in Leon Valley.

*Economic Development* – The NDC Technical Service Agreement would benefit the Economic Development of the City as the agreement would allow Leon Valley businesses and prospective developments access to funding sources unavailable through traditional sources. As the banking industry has become more stringent due to the economy, businesses and developments may not be able to be established, retained or expanded without these non-traditional funding sources offered under the NDC agreement.

*Environmental Stewardship* – The NDC agreement may allow businesses access to funding for equipment for energy retrofits, water conservation or other remodeling improvements to beautify

Leon Valley and to reduce environmental impacts; El Verde by 2020 and Build SA Green elements will be recommended and integrated as practicable.

**FISCAL IMPACT**

The NDC Technical Service Agreement is proposed to be paid month to month, with fifty percent (50%) of the funds from the existing LVEDC 4B Sales Tax funds, and fifty percent (50%) from earmarked Economic Development funds from the City's General Fund. The monthly amount for each party would be \$1500.00 per month, and can be cancelled at any time. And, the annual amount would not exceed \$18,000.00 for either party.

If Council authorizes the City Manager to enter into the Technical Service Agreement with the NDC and agrees to the 50/50 split with General Funds and LVEDC funds, as described above, then the following actions are needed:

- A. A vote to authorize the City Manager to enter into the Technical Service Agreement and to approve an ordinance to amend the FY 2010 City of Leon Valley budget to rollover \$18,000 from the FY 2009 Budget that was not spent and will now be spent in FY 2010; and
- B. A separate vote to approve a resolution to amend the FY 2010 LVEDC Budget to allow for their new expense of \$18,000. Council approval is required for expenditures over \$10,000 by the LVEDC per state law.

APPROVED: \_\_\_\_\_ ✓ \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

APPROVED WITH THE FOLLOWING AMENDMENTS: \_\_\_\_\_  
\_\_\_\_\_

ATTEST: \_\_\_\_\_  
*Marie Ferguson*  
City Secretary

Attachments: Draft Service Agreement , Ordinance, and Resolution

*See Ord. No. 09-052  
& Resolution No. 09-028*