

ORDINANCE NO. 20110412-001

AN ORDINANCE AUTHORIZING THE CREATION OF AN ECONOMIC DEVELOPMENT PROGRAM AND THE NEGOTIATION AND EXECUTION OF AN ECONOMIC DEVELOPMENT AGREEMENT WITH eBAY, INC.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The city council finds that:

- (A) Chapter 380 of the Texas Local Government Code authorizes the City to establish local economic development programs
- (B) eBay, Inc. has requested that the city council consider establishing and administering an economic development program in the City of Austin as allowed under Texas Local Government Code, Chapter 380, in exchange for expanding its business unit within the City's Desired Development Zone, making \$430,000 in leasehold improvements, making \$4.5 million in machinery and equipment purchases, and creating at least 1,000 jobs within the City.
- (C) The City has reviewed and evaluated an economic incentive proposal in accordance with Ordinance No. 20091001-011 relating to the review of economic incentive proposals.
- (D) eBay, Inc. qualifies for the proposed incentives under the standards set forth in Firm Based Incentive Matrix, which city council approved by Resolution No. 041028-3.
- (E) An economic development program with eBay, Inc. is justified because it will promote local economic development and stimulate business and commercial activity in the municipality.

PART 2. An economic development program for eBay, Inc. is created under Chapter 380 of the Local Government Code. The economic development program provides for a grant amount of \$250 per job created and retained, in an amount not to exceed \$1,206,250 for a period of ten years, subject to the terms of an economic development agreement to be negotiated and executed with the City of Austin.

PART 3. The city manager is authorized to negotiate and execute an economic development agreement with eBay, Inc., consistent with the terms and conditions of the economic development program established in Part 2 of this ordinance.

PART 4. This ordinance takes effect on April 25, 2011.

PASSED AND APPROVED

_____, April 12, 2011 §
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 Lee Leffingwell
 Mayor

APPROVED: _____ **ATTEST:** _____
 Karen M. Kennard Shirley A. Gentry
 City Attorney City Clerk