



RESOLUTION

AUTHORIZING AN INTERLOCAL AGREEMENT WITH HOPKINS COUNTY COMMISSIONER COURT AND THE CITY OF SULPHUR SPRINGS TO AFFIRM THE CITY'S ADMINISTRATIVE AUTHORITY OVER A PROJECT AREA LOCATED IN THE CITY TO BE DESIGNATED AS A TEXAS ENTERPRISE ZONE PROJECT BY HOPKINS COUNTY; APPROVING HOPKINS COUNTY'S NOMINATION TO THE STATE OF TEXAS OF THE PROJECT AREA AS A TEXAS ENTERPRISE ZONE.

* * * * *

WHEREAS, Hopkins County is seeking to nominate Signature Solar LLC, a solar design, training, supply, and technical support company that aims to bring light through knowledge, solutions, and support, to the State as a Texas Enterprise Zone Project; and

WHEREAS, Texas Government Code §2303.004 requires that before a county makes a nomination of a Texas Enterprise Zone Project, the nominating county must enter into an interlocal agreement with the municipality that has jurisdiction of the territory in which the nominated project or activity will be located and that both the nominating county and municipality approve the nomination; and

WHEREAS, the Signature Solar LLC Texas Enterprise Zone Project will be located within the jurisdiction of the City of Sulphur Springs; and

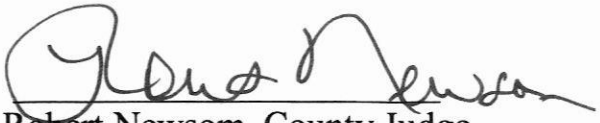
WHEREAS, the authorization of the interlocal agreement and the approval of Hopkins County's nomination to the State of Texas of the project area as a Texas Enterprise Zone shall not be considered a nomination from the City's allotment of designations under Section 2303.406 of the Texas Government Code; and **NOW THEREFORE:**

BE IT RESOLVED BY THE COMMISSIONERS COURT OF HOPKINS COUNTY;


SECTION 1. The Commissioners Court authorizes an interlocal agreement with the City of Sulphur Springs as required by Texas Government Code §2303.004 for the nomination of Signature Solar as a Texas Enterprise Zone Project, and affirms the City's administrative authority over the project.

SECTION 2. A copy of the executed Interlocal Agreement between the City and County shall be attached to this Resolution as **Exhibit "A"**.

PASSED BY THE Commissioners Court of Hopkins County this 29th day of May, 2024.


Robert Newsom, County Judge

ATTEST:


Tracy Smith, County Clerk



STATE OF TEXAS
COUNTY OF HOPKINS

§ INTERLOCAL AGREEMENT FOR
§ NOMINATING SIGNATURE SOLAR LLC TO THE
§ OFFICE OF THE GOVERNOR

THIS INTERLOCAL AGREEMENT (hereafter referred to as "the Agreement" or "this Agreement") for nominating Signature Solar LLC, a solar design, training, supply, and technical support company that aims to bring light through knowledge, solutions, and support, authorized to do business in Texas ("Signature Solar") as an Enterprise Project pursuant to nomination and application made by the County of Hopkins, Texas to the Office of the Governor. This Agreement is by and between the **City of Sulphur Springs, Texas**, a Texas Home Rule Municipality (hereafter referred to as the "**CITY**") and the **County of Hopkins**, a political subdivision of the State of Texas (hereafter referred to as the "**COUNTY**"), acting by and through its officers, hereto duly authorized. CITY and COUNTY singularly or collectively shall be referred to herein as "Party" or "the Parties." This Agreement is entered into by the CITY and the COUNTY pursuant to the authority granted by the provisions of the Interlocal Cooperation Act, Texas Government Code, Chapter 791. This Agreement is intended to further the purpose of the Interlocal Cooperation Act by increasing the efficiency and effectiveness of local governments.

WITNESSETH

WHEREAS, the Commissioners Court of the COUNTY adopted an order after a public hearing on May 29th, 2024 electing to participate in the Texas Enterprise Zone Program, and the local incentives offered under this resolution are the same on this date as were outlined therein;

WHEREAS, the order so adopted was filed with the Hopkins County Clerk and can be located at 128 Jefferson St, Suite C, Sulphur Springs, TX therein, a copy of which is attached hereto;

WHEREAS, the Parties are requesting the Office of the Governor Economic Development and Tourism through the Economic Development Bank will consider Signature Solar LLC, authorized to do business in Texas, located at 201 Industrial Dr E, Sulphur Springs, TX as an Enterprise Project pursuant to nomination and application made by the COUNTY;

WHEREAS, the COUNTY desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises and to provide employment to residents of the County; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act (the "Act"), Signature Solar has approached the COUNTY for nomination as an Enterprise Project;

WHEREAS, Signature Solar is a "qualified business," as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303 of the Act;

WHEREAS, the CITY has jurisdiction of the territory in which the nominated project will be located and is the governmental body having administration authority under Section 2303.201 of the Act and both Parties approve the nomination; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Act, Signature Solar LLC has applied to the COUNTY for designation as an enterprise project; and

NOW, THEREFORE, in consideration of the mutual covenants and agreement stated herein, the Parties agree as follows:

ARTICLE I

PURPOSE

- 1.01 The purpose of this Agreement is to comply with the legal requirements of the Act of the Texas Government Code. The CITY is approving the nomination of Signature Solar LLC by the COUNTY as required by the Act, but is not utilizing one of its nominations to nominate Signature Solar.
- 1.02 The CITY is the governing body which has the administration authority under Section 2303.201 of the Act, which states that the governing body of an enterprise zone is the governing body of the municipality or county with jurisdiction over the area designated as an enterprise zone.
- 1.03 Both the COUNTY in which the project or activity is located and the CITY in whose jurisdiction the project or activity is located approve the nomination of Signature Solar.

ARTICLE II

TERM

- 2.01 Except as otherwise provided herein, this Agreement shall commence upon the execution date of the last signatory party to the Agreement, and shall end upon five years from the date Signature Solar is designated as an Enterprise Project.

ARTICLE III

MULTIPLE COUNTERPARTS

This Agreement may be executed in separate identical counterparts by the Parties hereto and each counterpart, when so executed and delivered, shall constitute an original instrument and all such separate identical counterparts shall constitute but one and the same instrument.

EXECUTED IN TRIPLICATE ORIGINALS, each of which shall have the full force and effect of an original, on this _____ day of _____, 20__.

CITY OF SULPHUR SPRINGS

By: _____
City Manager

Date: _____

ATTEST:

City Secretary

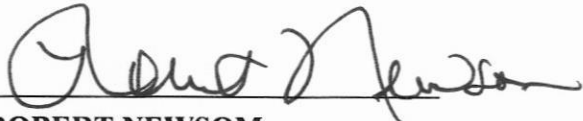
APPROVED AS TO FORM:

City Attorney

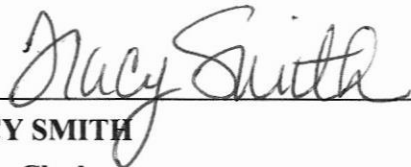
COMMISSIONERS COURT AUTHORIZATION

This Agreement was approved by the Order of the Commissioners court dated _____, _____, 20____
authorizing the County Judge to execute this Agreement on behalf of the COUNTY, IN WITNESS
WHEREOF, this Agreement is executed in triplicate originals effective this 29 day of May,
2024

COUNTY OF HOPKINS

By: 
ROBERT NEWSOM
County Judge

ATTEST:


TRACY SMITH
County Clerk

