

RESOLUTION NO.

WHEREAS, the City Council of the City of Austin, Texas desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in severely distressed areas of the City and to provide employment to residents of such areas, veterans, and other economically disadvantaged individuals; and

WHEREAS, on August 29, 2024, the City Council held a public hearing to consider an ordinance that repealed and replaced previous ordinances in order to elect to participate in the Texas Enterprise Zone Program (Program) pursuant to Texas Government Code Chapter 2303 (Act) and to list the local incentives and development tools the City Council may use for qualifying Enterprise Projects, as defined in Texas Administrative Code, Title 10, Section 176.1(14); and

WHEREAS, the City Council adopted Ordinance No. 20240829-154 that repealed and replaced parts of Ordinance Nos. 20071018-008, 20191114-068, and 20210304-079 in order to elect to participate in the Program and to specify the local incentives and development tools the City Council may use for qualifying Enterprise Projects; and

WHEREAS, on November 7, 2024, the City Council held a public hearing to consider an ordinance that amended Ordinance No. 20240829-154 to add local incentives pursuant to the Act; and

WHEREAS, the City Council adopted Ordinance No. 20241107-041 to amend Ordinance No. 20240829-154 to provide additional local incentives for the Program; and

24 **WHEREAS**, pursuant to Subchapter F of the Act, Samsung Austin
25 Semiconductor, LLC (Samsung) has applied to the City for designation as an
26 Enterprise Project (Project); and

27 **WHEREAS**, the Project described below is not located in an area
28 designated as an enterprise zone; and

29 **WHEREAS**, the City Council finds that Samsung meets the criteria for
30 designation as an Enterprise Project as required by the Act based on the following
31 grounds:

- 32 a) Samsung is a “qualified business” under the Act because it will be
33 engaged in the active conduct of a trade or business at a qualified
34 business site within the City’s jurisdiction located outside an
35 enterprise zone and at least 35 percent of Samsung’s new permanent
36 jobs will be held by residents of an enterprise zone, economically
37 disadvantaged individuals, or veterans; and
- 38 b) There has been and will continue to be a high level of cooperation
39 between public, private, and neighborhood entities within the area;
40 and
- 41 c) The designation of Samsung as an Enterprise Project will contribute
42 significantly to the achievement of the plans of the City for
43 development and revitalization of the area; and

44 **WHEREAS**, the City Council finds that Samsung meets the criteria for
45 local incentives and economic development tools adopted by the City in Ordinance
46 No. 20240829-154, as amended by Ordinance No. 20241107-041, and that the
47 incentives offered are the same as provided in Ordinance Nos. 20240829-154 and
48 20241107-041, and nominates Samsung for Enterprise Project status on the

grounds that this Project will be located at the qualified business site and will create a higher level of employment, economic activity, and stability in the area; and

WHEREAS, the City Council finds that it is in full compliance with the Act prior to nomination of an eligible business; and

WHEREAS, the Governor's Office of Economic Development and Tourism, through the Economic Development Bank, will consider the Project proposed by Samsung, located at 12100 Samsung Blvd., Austin, TX, 78754, as a single Enterprise Project pursuant to a nomination and application made by the City; and

WHEREAS, the City Council finds that it is in the best interest of the City to nominate Samsung as an Enterprise Project pursuant to the Act; **NOW, THEREFORE**,

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

The City Council nominates Samsung Austin Semiconductor, LLC as a single Enterprise Project pursuant to Texas Government Code Chapter 2303.

BE IT FURTHER RESOLVED:

The findings of the City Council and its actions approving this Resolution taken at the City Council meeting are hereby approved and adopted.

BE IT FURTHER RESOLVED:

That Samsung Austin Semiconductor, LLC 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 Chapter 2303, Subchapter F of the Act.

BE IT FURTHER RESOLVED:

ADOPTED: _____, 2025 ATTEST _____

Erika Brady
City Clerk