

Amended

RESOLUTION NO. 2002- 209 R

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ISSUE A COUNTER-PROPOSAL TO PROPERTY COMMERCE DEVELOPMENT COMPANY; AND DECLARING AN EFFECTIVE DATE.

IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

The City Manager is authorized to issue a counter-proposal to Property Commerce Development Company with respect to construction of the Cinemark Street and the Victoria Mall entrance extension.

2.

This resolution shall become effective immediately upon adoption.

PASSED, this the 26th day of December, 2002.

AYES: 6

NAYS: 0

ABSTENTIONS: 0

APPROVED AND ADOPTED on the 26th day of December, 2002.



ATTEST:

Scarlet Swoboda
SCARLET SWOBODA, City Secretary

Gary Middleton
GARY MIDDLETON, Mayor of The City of Victoria

APPROVED AS TO LEGAL FORM:

David Atmar Smith
DAVID ATMAR SMITH, City Attorney

Distribution: Legal Department
Department of Public Works

Sent: January 13, 2003

Amendment:

The resolution was amended to require any offer by the City Manager to provide that it will cost no taxpayer dollars or any other money by City of Victoria that is not totally reimbursed to the City, that any offer would require Property Commerce Development Company to reimburse the City or to pay directly any expense, including any condemnation costs, if any, to acquire any land, to build roadways and to construct a 5 lane entrance and exit to the Victoria Mall. A contract shall be prepared and any obligations of the City of Victoria under contract and any obligations to the City of Victoria shall be adequately secured so that in no event shall there be any expense to the taxpayers of the City.