



**HORIZON CITY**

**Incorporated 1988**

**AGENDA  
PUBLIC MEETING  
ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS MEETING  
THE TOWN OF HORIZON CITY, TEXAS  
Wednesday, August 21, 2024, 6:00 PM**

Notice is hereby given that a ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS MEETING of the Town of Horizon City, Texas will be held on **Wednesday, August 21, 2024 at 6:00 PM** at City Council Chambers Room, 15001 Darrington Road, Horizon City, TX 79928, at which time the following will be discussed and considered:

Participation by members of the public is welcome during the Open Forum portion of the agenda. To participate in public comment, interested members of the public **MUST** sign up prior to the meeting by emailing [vrojas@horizonedc.com](mailto:vrojas@horizonedc.com) or calling (915) 852-1046, EXT #113. Comments will be limited to 3 minutes per speaker.

An electronic copy of the meeting agenda materials will be posted on our City Website at the following link: <https://meetings.boardbook.org/Public/Organization/928>.

- 1. **Call to order; Establishment of Quorum**
- 2. **Approval of Minutes from:** July 17, 2024 Regular Board Meeting. **3**
- 3. **Open Forum**
- 4. **Discussion and Action:** **5**  
 Presenter: EDC Executive Director  
 On a resolution authorizing the President of the EDC Board to sign a Consultant Services Agreement between the Town of Horizon City Type 4B Economic Development Corporation and Mark Smith.
- 5. **Executive Session**  
 The Economic Development Corporation Board of Directors of the Town of Horizon City may recess into EXECUTIVE SESSION pursuant to the Texas Government Code, Chapter 551, Subchapter D, under Article 551.071 – Consultation with Attorney; 551.072 – Deliberation Regarding Real Property; 551.073 – Deliberation Regarding Gifts and Donations; 551.074 – Personnel Matters; 551.076 – Deliberation Regarding Security Devices and 551.087 – Deliberation Regarding Economic Development Negotiations.  
     **A. Discussion:**  
     Economic Development **Incentives** for a property located in Horizon City, Texas
- 6. **Adjournment:**

Adjournment:

Motion to Adjournment: \_\_\_\_\_ 2nd \_\_\_\_\_

Dated this Friday, August 16, 2024

By: \_\_\_\_\_  
Elvia Schuller, City Clerk

I, the undersigned authority, hereby certify that the above notice of the ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS MEETING of the Town of Horizon City, Texas is a correct copy of this notice, and that I posted this notice at least seventy-two (72) hours preceding the scheduled meeting at the City Hall Bulletin Boards of the Town of Horizon City, Texas on this Friday, August 16, 2024 by 5:00 p.m.

Agenda Removed: \_\_\_\_\_ Time \_\_\_\_\_ By \_\_\_\_\_

In compliance with the Americans with Disabilities Act, the Town of Horizon City will provide for reasonable accommodations for persons attending meetings. Requests for auxiliary aids and services must be made 48 hours prior to this meeting by calling the City Clerk at (915) 852-1046.



**MINUTES  
PUBLIC MEETING  
ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS MEETING  
THE TOWN OF HORIZON CITY, TEXAS  
Wednesday, July 17, 2024, 6:00 PM**

Notice is hereby given that a ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS MEETING of the Town of Horizon City, Texas was held on **Wednesday, July 17, 2024 at 6:00 PM**, at City Council Chambers Room, 15001 Darrington Road, Horizon City, TX 79928, at which time the following was discussed and considered:

Participation by members of the public is welcome during the Open Forum portion of the agenda. To participate in public comment, interested members of the public MUST sign up prior to the meeting by emailing [vrojas@horizonedc.com](mailto:vrojas@horizonedc.com) or calling (915) 852-1046, EXT #113. Comments will be limited to 3 minutes per speaker.

An electronic copy of the meeting agenda materials will be posted on our City Website at the following link: <https://meetings.boardbook.org/Public/Organization/928>.

**1. Call to order; Establishment of Quorum**

Meeting called to order at: 6:03 PM . Quorum established.

Board Members Present: Walter Miller, Jerry Garcia, Aurelio Sillas, Taniesha Chalmers,  
Ruby Maldonado, James Montoya

Members Absent: Dean Hulsey

Staff: Eduardo Garcia, EDC Executive Director, Rafael Arellano, EDC Assistant Director; Lily Gaytan, Finance Director, Veronica Rojas, Board Secretary

**2. Open Forum:**

No Audience

**3. Approval of Minutes from:** June 19, 2024 Regular Board Meeting.

The above-stated minutes were approved on a motion by Board Member, Jerry Garcia and seconded by Board Member, Ruby Maldonado. Motion Carried Unanimously (6 –0)

**4. Discussion and Action:**

On a Resolution approving the proposed EDC Budget for FY 2024-2025.

Presenter: EDC Executive Director

A motion to approve Resolution on the proposed Horizon City EDC budget for the 2025 fiscal year was made by Board Member, Jerry Garcia and seconded by Board Member, James Montoya.

Motion Carried Unanimously (6-0).

**5. Executive Session**

The Economic Development Corporation Board of Directors of the Town of Horizon City may recess into EXECUTIVE SESSION pursuant to the Texas Government Code, Chapter 551, Subchapter D, under Article 551.071 – Consultation with Attorney; 551.072 – Deliberation Regarding Real Property; 551.073 – Deliberation Regarding Gifts and Donations; 551.074 – Personnel Matters; 551.076 – Deliberation Regarding Security Devices and 551.087 – Deliberation Regarding Economic Development Negotiations.

**6. Adjournment:**

**ADJOURNMENT**

A motion was made by Walter Miller and seconded by Jerry Garcia to adjourn at 6:54 PM.

Approved this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**Attest:**

\_\_\_\_\_  
Veronica Rojas, Board Secretary

\_\_\_\_\_  
Board President

## RESOLUTION

### Town of Horizon City 4B Economic Development Corporation

**WHEREAS, the Town of Horizon City 4B Economic Development Corporation (“EDC”)** a Texas corporation organized and existing pursuant to Chapter 501 and 505 of the Texas Local Government Code known as the Development Corporation Act is authorized to contract for goods and personal services to fulfill the mission of the EDC

**WHEREAS,** the EDC desires to engage the personal services of **Mark A. Smith** to provide services to the EDC.

**WHEREAS,** pursuant to Section 252.022(4) of the Texas Local Government the procurement of personal services is exempt from the requirement of competitive bidding or competitive proposals

**WHEREAS, Mark A. Smith** has the expertise and resources necessary to assist the EDC staff with coordinating and securing in-person meeting(s) with the Texas land commissioner and senior staff and is willing to undertake such work pursuant to the terms and conditions contained in the attached **Consulting Agreement**.

**WHEREAS,** the EDC works with the Town of Horizon City on economic development projects for the benefit of the community

**WHEREAS,** the services provided by the consultant will help promote the Town of Horizon City’s goal of expanding the city limits and accordingly, the City’s tax base.

**NOWTHEREFORE,** the Board of Directors of the Town of Horizon City 4B Economic Development Corporation authorizes the Executive Director of the EDC to sign the **Consulting Services Agreement** with **Mark Smith** attached to this Resolution.

Approved on the \_\_\_\_\_ day of \_\_\_\_\_, 2024, at a duly held meeting of the EDC Board of Directors.

**Town of Horizon City 4B Economic  
Development Corporation**

By: \_\_\_\_\_  
**Walter Miller, President**

**ATTEST:**

**By:** \_\_\_\_\_  
**Veronica Rojas**  
**Board Secretary**

**APPROVED AS TO FORM**

**By:** \_\_\_\_\_  
**Jeff Moore**  
**Attorney**

# MARK SMITH

PUBLIC AFFAIRS

## CONSULTING AGREEMENT

By this Agreement entered into the 19<sup>th</sup> day of July 2024 between Mark A. Smith (hereinafter designated as the “Consultant”) and Horizon City Economic Development Corporation (hereinafter designated as the “Client”), the services of the Consultant are retained by the Client pursuant to the following terms and conditions:

### 1. Scope of Engagement

Consultant will engage with the Texas Land Commissioner and key Senior Staff of the Texas General Land Office on behalf of the Horizon City Economic Development Corporation to facilitate strategic land sales and master planned development. Services provided:

- 1) Engage with the Texas Land Commissioner and key Senior Staff of the Texas General Land Office to facilitate strategic State land sales and master planned development;
- 2) Manage strategic meetings and communications with the Texas Land Commissioner and Senior Staff for Client;
- 3) Consultant will report on an as-needed basis with Client throughout the duration of the Agreement; and
- 4) Consultant and Client will retain confidentiality during the term of this Agreement.
- 5) Coordinate and secure in-person meeting(s) with Texas Land Commissioner and Senior Staff for Client.
- 6) Consultant shall coordinate in-person meeting(s) within the Term however, Consultant shall provide a 10-business day lead period to allow for the Client to coordinate travel and lodging.

### 2. Term

The Agreement will commence on the 16<sup>th</sup> day of September 2024 and end the 16<sup>th</sup> day of October 2024 with the opportunity to renew upon mutual agreement between Client and Consultant. Either party may terminate this Agreement with or without cause upon 0 days’ prior written notice to the other party.

### 3. Fees

In consideration of the foregoing services, the Client agrees to pay the Consultant a Flat Fee via electronic transfer of \$6,000.00 USD; \$2,000.00 due and payable upon execution of letter; second installment of \$2,000.00 when Consultant secures in-person meeting; third installment due and payable on October 11, 2024. Consultant shall be comprised of Mark A. Smith.

Experience

InnoVation

Integrity

# MARK SMITH

## PUBLIC AFFAIRS

### 4. Notices

Any notices under this Agreement are to be delivered in writing to the parties at their respective addresses listed below.

### 5. Amendments in Writing

This Agreement sets forth all of the promises, agreements, conditions, and understandings between the parties, and there are no covenants, promises, agreements, conditions, or understandings, oral or written, between them other than are herein set forth. Except as herein otherwise provided, no subsequent alteration, amendment, change, or addition to this Agreement shall be binding upon the parties unless reduced to writing and signed by both parties.

### 6. Applicable Law

This Agreement shall be governed by and construed under the laws of the State of Texas. If any provision of this Agreement, or portion thereof, or the application thereof to any person or circumstance shall, to any extent, be invalid or unenforceable, the remainder of this Agreement shall not be affected thereby, and each provision of this Agreement shall be valid and enforceable to the fullest extent permitted by law.

In witness whereof, the parties have executed this agreement.

Mark Smith Public Affairs  
11900 Jollyville Rd. PMB No. 203832  
Austin, Texas 78720

\_\_\_\_\_  
Mark A. Smith, Founder

Date: \_\_\_\_\_, 2024

Horizon City Economic Development Corporation  
287 S. Darrington, Ste 1  
Horizon City, Texas 79928

\_\_\_\_\_  
Eduardo Garcia, Executive Director

Date: \_\_\_\_\_, 2024