



City of

Mount Vernon

109 N. Kaufman St., Mount Vernon, TX 75457

**Application for
Chapter 380 Assistance**

APPLICATION MUST BE FILLED OUT AND RETURNED BEFORE THE PROJECT STARTS

The following information is requested for all projects seeking assistance from the City of Mount Vernon. Please fill in all spaces on the application form. If the information requested is not applicable, enter "N/A" in the space. Incomplete applications will not be considered for assistance. Following receipt of the application, the City may require additional information to be submitted to indicate the financial abilities or other factors of the company.

Applicant/Business Name		Business Ownership	
Business Type			
Sole Proprietorship_____ Partnership_____ Corporation_____ Other (Please Explain and Provide Proof)			
Date of Business Establishment			
Mailing Address (Business Headquarters)			
City	State	Zip Code	
Phone Number		Fax Number	
Applicant's Representative		Title	

Mailing Address (if different from above)			
City		State	Zip Code
Phone Number	Fax Number		Email Address

Additional Authorized Representative		Title	
Mailing Address (if different from above)			
City		State	Zip Code
Phone Number	Fax Number		Email Address

Project Information

Description of the Project				
NAICS Code		NAICS Code Description (if multiple please list all that apply)		
Property Address			Legal Description (attach if necessary)	
Is this Project inside the City limits?			Yes	No
Is this Project in the Historic District?			Yes	No
If Yes, does this Project require approval from the Landmark Commission?			Yes	No
Date of Landmark Commission Review				
Will this Project generate sales tax?			Yes	No
What is your taxpayer ID?				
Anticipated Total Sales				
Year 1	Year 2	Year 3	Year 4	Year 5
Anticipated Total Taxable Sales (excludes items that are exempt from sales tax)				
Year 1	Year 2	Year 3	Year 4	Year 5

Does this Project create or retain jobs?		Yes			No				
Jobs Created (new jobs that did not exist prior to this project)									
Year 1 (Positions/FTEs)		Year 2 (Positions/FTEs)		Year 3 (Positions/FTEs)		Year 4 (Positions/FTEs)		Year 5 (Positions/FTEs)	
Average Annual Salary									
Jobs Retained (jobs that would likely be lost without this project)									
Year 1 (Positions/FTEs)		Year 2 (Positions/FTEs)		Year 3 (Positions/FTEs)		Year 4 (Positions/FTEs)		Year 5 (Positions/FTEs)	
Average Annual Salary									
Does the applicant own or lease the property associated with this Project?				Own		Lease			
Property Owner Information, if leased									
Property Owner Name									
Property Owner Phone Number									
Property Owner Email									
Property Owner Address									
City				State		Zip Code			
Lease Amount				Period (Annually/Monthly)					

PROOF OF LEASE WILL BE REQUIRED

Current Appraised Value of Property	
Are all Property Taxes Paid on this Property?	Yes No
If No, please explain	
Are Improvements being made to the Property?	Yes No
Estimated Cost of Improvements to be Made	
Anticipated Construction Start Date	
Anticipated Construction Completion Date	
Description of Improvements to be Made	

PLEASE PROVIDE WRITTEN BIDS OR COST ESTIMATES REGARDING ANY PROPOSED IMPROVEMENTS

Attachments That Will Be Required			
	Plat/Map/Elevations of Project		Renderings/Plans for Improvements
	Copies of Required Permits		Business Plan
	Financial Reports for previous years		IRS Reporting
	Tax Certificate		Proof of Property Ownership or Lease Agreement
	Property Owner's Certification		Receipts for Work Performed Prior to Application Submission
<p style="text-align: center;">These items must be submitted with the initial application for consideration of the application. Additional documents may be requested as necessary.</p>			

Business Plans may be obtained through the Northeast Small Business Development Center in Mt. Pleasant, Texas. You may contact:

Beverly Austin

Business Development Specialist

Northeast Small Business Development Center

www.northeasttxsbdc.org

903-434-8237 Business

903-305-2277 Cell

903-645-5758 Fax

AFFIRMATION OF APPLICANT(S)

I (We) the undersigned do hereby acknowledge and/or certify, as the case may be, the following:

1. Prior to submission of this application, the included guidelines for all programs have been obtained, reviewed, and clearly understood by the applicant.
2. That the submission of this Application does not create any property, contract, or other legal rights in any person or entity to provide grant funding.
3. That if grant funding is approved, full compliance will be maintained with all the provisions of the provided guidelines, and/or special provisions attached as a part of the grant, and that failure to do so can be grounds for ineligibility to receive previously approved grant funding and / or sales tax recapture by the City of Mount Vernon.
4. That before application is to be reviewed by the City, a designee(s) of the City shall have the right to inspect the business and work to be considered.
5. That the City reserves unto itself its absolute right of discretion in deciding whether or not to approve a grant relative to this application, whether or not such discretion is deemed arbitrary or without basis in fact.
6. That the laws of the State of Texas shall govern the interpretation, validity, performance, and enforcement of the provided guidelines and this Application. If any provision or provisions of these should be held invalid or unenforceable, the validity and enforceability of the remaining provisions of these shall not be affected thereby.
8. That the information provided in this Application, and all that may have been affixed hereto, is true and correct, and that the City may rely on all of the information herein contained, and all that may have been affixed hereto, as being true and correct
9. Any criminal activities involving applicant, whether on or off site premises, will render this application and / or contract null and void.

10. Where approved incentives are reimbursement recipient must present paid invoices and/or cancelled checks to vendors. Certificate of Occupancy issued by City of Mount Vernon must be issued before any funds are expended.

11. Texas Government Code Section 2264.01 Certification

Company certifies that Company, or a branch, division, or department of Company, does not and will not knowingly employ an undocumented worker. If, after receiving a public subsidy, Company or a branch, division, or department of company is convicted of a violation under 8 U.S. C. Section 1324a(f), Company shall repay in full the amount of the public subsidy paid by the City to Company.

12. The City of Mount Vernon may exercise the right to reclaim any incentives should the recipient not fulfill any portion of its stated obligation as outlined in any incentive agreement resulting from this application submission.

13. Making application and complying with specific requirements does not guarantee that requested incentives will be granted by the City Council.

I, the undersigned, understand this process may take several months and attendance of several meeting. Filing an application with the City does not guarantee approval from the City Council. The city reserves the right to retain outside consultants to review this application, all data provided, and conduct an independent evaluation. Further, the applicant understands and agrees that this application and all data and communications may be considered a public record pursuant to the Texas Public Information Act."

Signed this _____ day of _____, 20_____

(Print Authorized Representative Name)

(Applicant Signature)

Appendix A: Property Owner's Certification

Property Owner Name			
Property Owner Phone Number			
Property Owner Email			
Property Address			
City		State	Zip Code
Lease Amount		Period (Annually/Monthly)	

Anticipated Construction Start Date	
Anticipated Construction Completion Date	
Description of Improvements to be Made	

I have reviewed all information above and certify that it is true and correct. Further, I certify that I have reviewed and approved all improvements to be made to the property as described above.

Owner Signature

Date

Chapter 380 Agreements

Chapter 380 Agreements will be completed through the City of Mount Vernon rather than through the MVEDC, but the application will provide the necessary information for crafting, reviewing, and approving such an agreement.

Chapter 380 is a reference to chapter 380 of the Texas Local Government Code. This chapter of the Texas Local Government Code authorizes Texas municipalities, both home-rule and general law municipalities to provide assistance for economic development. Texas cities may provide monies, loans, city personnel, and city services for promotion and encouragement of economic development.

The Texas Constitutional requires all expenditures of municipal funds serve a "public purpose." Accordingly, expenditures pursuant to chapter 380 programs must also serve a public purpose.

While Chapter 380 Agreements may be used to abate or refund taxes, it may not be used to abate a taxpayer's delinquent taxes.

A program providing for checks and balances on a business's use of Chapter 380 money is required by law. Examples of these checks and balances might be performance agreements tying grant money to the creation of a certain number of jobs, or requiring the business to stay in the city for a certain length of time.

The City of Mount Vernon upon receipt of a fully completed application may consider all legal grants of monies or services as authorized by Chapter 380 including, but not limited to, sales tax rebated, property tax grants, reduction of local fees, personnel and services, and loans. These grants of public monies and services may be considered by the City Council on a case-by-case basis and, any such approval, shall be within the sole discretion of the City Council.