

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 4 J

Council Meeting Date: March 26, 2019

ITEM TITLE: RESOLUTION
 INTRODUCED BY: Mayor Andrew "FoFo" Gilich
 CONTACT PERSON: E. Michael Leonard, CAO *em*
 Peter Abide, City Attorney

SUMMARY EXPLANATION:

Resolution of the Mayor and City Council of the City of Biloxi, Mississippi supporting the Howard Avenue Redevelopment Project, a mixed-use entertainment encompassing and including the real property and improvements bounded by Martin Luther King, Jr. Boulevard, on the east by Main Street, on the south by Water Street, and on the west by Reynoir Street, pursuant to Section 17-29-1 ET SEQ. Mississippi Code of 1972, as amended; and for related purposes.

Resolution Ordinance _____ Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract _____ Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify):

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: _____ Second By: _____

Vote:	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>
	Lawrence	___	___	___	Tisdale	___	___	___
	Gines	___	___	___	Glavan	___	___	___
	Newman	___	___	___	Barrett	___	___	___
	Deming	___	___	___				

ACTION TAKEN:

Resolution No.

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, SUPPORTING THE HOWARD AVENUE REDEVELOPMENT PROJECT, A MIXED-USE ENTERTAINMENT DISTRICT PROJECT, AND ESTABLISHING THE HOWARD AVENUE ENTERTAINMENT DISTRICT ENCOMPASSING AND INCLUDING THE REAL PROPERTY AND IMPROVEMENTS BOUNDED BY MARTIN LUTHER KING, JR. BOULEVARD, ON THE EAST BY MAIN STREET, ON THE SOUTH BY WATER STREET, AND ON THE WEST BY REYNOIR STREET , PURSUANT TO SECTION 17-29-1 *ET SEQ.* MISSISSIPPI CODE OF 1972, AS AMENDED; AND FOR RELATED PURPOSES.

WHEREAS, on January 15, 2019, the City Council adopted Resolution 23-19 in support of the Howard Avenue Redevelopment Project (the "Project") and its participation in the Mississippi Tourism Rebate Incentive Program (the "Tourism Act"); and

WHEREAS, Howard Avenue Development, LLC (together with its assigns, the "Developer") proposes to develop the Project within the City of Biloxi, Mississippi (the "City") and in connection therewith is making application to the MDA for the benefits provided by the Tourism Act; and

WHEREAS, the Tourism Act provides that a tourism project shall include, among other things, tourism attraction located within an "entertainment district" as set forth in the Mississippi Entertainment District Act found at Section 17-29-1, et. seq, Mississippi Code of 1972, as amended, (the "Entertainment Act"); and

WHEREAS, pursuant to the Entertainment Act, an Entertainment District means an area designated by a county or municipality in which entertainment services are centered, such as the sale of tickets, passes or admissions to an event, concert or show; and

WHEREAS, upon the establishment of the Howard Avenue Entertainment District, the Project will be located within a mixed use entertainment district and a tourism project as contemplated in the Tourism Act and the Entertainment Act, and the Project is expected to have a significant impact on the economy of the City, Harrison County, and the surrounding region; and

WHEREAS, the Project will represent a total investment in excess of Fifty Four Million Dollars (\$54,000,000) in land, construction, architecture, engineering, fixtures, equipment, furnishings, amenities and other related costs; and

WHEREAS, the City is in full support of the Project and the establishment of the Howard Avenue Entertainment District.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City, as follows:

Section 1. That all the findings of fact made and set forth in the preamble of this Resolution shall be the same and are hereby found to be declared and adjudicated to be true and correct.

Section 2. That the City fully supports the Project and hereby establishes the Howard Avenue Entertainment District, said district to encompass the real property and improvements bounded by Martin Luther King, Jr. Boulevard, on the east by Main Street, on the south by Water Street, and on the west by Reynoir Street.

Section 3. That the Mayor is authorized to execute any and all necessary documents and clarifications required or requested by the State of Mississippi for the Project's qualification under the Entertainment Act.