

February 28, 2024

**WHEREAS**, the City is committed to supporting enhanced economic development opportunities for low-income communities within the City and to low-income persons residing within those communities; and

**WHEREAS**, the City recognizes the importance of its role in local economic development; and,

**WHEREAS**, the use of economic development incentives is a necessary tool in promoting community sustainability; and

**WHEREAS**, the United States Department of Treasury has established the New Markets Tax Credit (NMTC) program to stimulate investments in predominately low-income communities; and

**WHEREAS**, the goals and purposes of the NMTC program are consistent with and complementary to the economic development programs previously established by the City to support expanded economic development opportunities for low-income communities within the City and to low-income persons residing within those communities; and

**WHEREAS**, under the NMTC program, tax credits are competitively awarded annually by the Treasury Department through its Community Development Financial Institutions (CDFI) Fund to qualified Community Development Entities (CDEs) after review and evaluation of applications submitted by CDEs, which are then made available to investors; and

**WHEREAS**, the City of Dallas created the Dallas Development Fund (DDF) as a non-profit Texas corporation in order to apply for an award under the NMTC program; and

**WHEREAS**, DDF was awarded a \$55 million NMTC allocation under the 2009 NMTC program; and

**WHEREAS**, DDF was awarded a \$30 million NMTC allocation under the 2012 NMTC program; and

**WHEREAS**, DDF was awarded a \$45 million NMTC allocation under the 2014 NMTC program; and

**WHEREAS**, DDF was awarded a \$55 million NMTC allocation under the 2017 NMTC program; and

**WHEREAS**, DDF was awarded a \$55 million NMTC allocation under the 2021 NMTC program; and

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**WHEREAS**, the DDF board has approved awarding of up to \$7 million in NMTC allocation to Nexus Recovery Center (Nexus), and its affiliates for the construction of the Doswell Medical Building located at 8733 La Prada Drive, Dallas; and

**WHEREAS**, both DDF and the City will substantially benefit from authorizing the NMTC transaction and the deployment of NMTC allocation as a qualified low-income community investment loan between DDF and subsidiaries, and Nexus and subsidiaries, to be used for the Project in a qualified low-income community.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the City Council hereby authorizes a New Markets Tax Credit (NMTC) transaction between the Dallas Development Fund, a Dallas-based Texas nonprofit corporation and certified CDE or a subsidiary thereof (DDF), Nexus Recovery Center and Truist Community Capital, LLC and its subsidiaries thereof, of up to \$7 million in NMTC allocation for a construction project located at 8733 La Prada Drive, Dallas, Texas (Project), a qualified project under Section 45D of the Internal Revenue Code of 1986, as amended, as further described in Attachment A, and for DDF to collect related closing costs and annual fees.

**SECTION 2.** That this resolution does not constitute a binding agreement upon the City or subject the City to any liability or obligation

**SECTION 3.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City, and it is accordingly so resolved.