



## **AGENDA**

### **Regular Meeting**

#### **BEE CAVE DEVELOPMENT BOARD**

**Tuesday, March 28, 2023**

**4:00 PM, City Hall**

**4000 Galleria Parkway**

**Bee Cave, Texas 78738-3104**

THE CITY OF BEE CAVE DEVELOPMENT BOARD MEETINGS ARE AVAILABLE TO ALL PERSONS REGARDLESS OF DISABILITY. IF YOU REQUIRE SPECIAL ASSISTANCE, PLEASE CONTACT KAYLYNN HOLLOWAY AT (512) 767-6641 AT LEAST 48 HOURS IN ADVANCE OF THE MEETING. THANK YOU.

*A quorum of the Planning and Zoning Commission and/or City Council may be in attendance at the Meeting. No action will be taken by the Commission or Council.*

*A quorum of the Planning and Zoning Commission and/or City Council may be in attendance at this meeting. No action will be taken by the Commission or Board.*

1. Call meeting to order
2. Roll Call
3. Consider approval of the minutes of the Regular Session conducted on January 24, 2023.
4. Discuss and consider action on a letter of engagement from the Law Offices of Ryan Henry, LLC to provide legal counsel for the Corporation.
5. Discuss and consider action regarding Resolution No. BCDB 2023-01 for funding of the Magnolia Musical Theatre Group as part of an existing economic project.
6. Discussion regarding future meeting times and dates.
7. Adjournment

**The Board may go into closed session at any time when permitted by Chapters 418 or 551, Texas Government Code, or Section 321.3022 of**

**the Texas Tax Code. Before going into closed session a quorum of the Board must be present, the meeting must be convened as an open meeting pursuant to proper notice, and the presiding officer must announce that a closed session will be held and must identify the sections of Chapter 551 or 418, Texas Government Code, or Section 321.3022 of the Texas Tax Code authorizing the closed session.**

I certify that the above notice of meeting was posted at Bee Cave City Hall, 4000 Galleria Parkway, Bee Cave, Texas, on the 24th day of March, 2023 at 4:00 P.M. (Seal)



***Economic Development Board Meeting  
3/28/2023  
Agenda Item Transmittal***

**Agenda Item:** 3.

**Agenda Title:** Consider approval of the minutes of the Regular Session conducted on January 24, 2023.

**Board Action:** Approve

**Department:** City Secretary

**Staff Contact:** Kaylynn Holloway, City Secretary

**1. INTRODUCTION/PURPOSE**

**2. DESCRIPTION/JUSTIFICATION**

**a) Background**

**b) Issues and Analysis**

**3. FINANCIAL/BUDGET**

Amount Requested	Fund/Account No.
Cert. Obligation	GO Funds
Other source	Grant title
Addtl tracking info	

**4. TIMELINE CONSIDERATIONS**

**5. RECOMMENDATION**

**ATTACHMENTS:**

Description	Type
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MINUTES OF THE REGULAR MEETING OF THE  
BEE CAVE DEVELOPMENT BOARD  
CITY OF BEE CAVE  
January 24, 2023

STATE OF TEXAS       §  
COUNTY OF TRAVIS   §

**Present:**

Christian Alvarado, Director  
Quinn Gormley, Director  
Kevin Hight, Director  
Tony Lockridge, Director  
Victoria Winburne, Director

**Absent:**

Christy Black, Director  
Andrew Rebber, Director

**City Staff:**

Clint Garza, City Manager  
Kaylynn Holloway, City Secretary  
Megan Santee, City Attorney  
Lindsey Oskoui, Assistant City Manager  
Kevin Sawtelle, City Engineer  
Jenny Hoff, Communications Director  
Dori Kelley, Communications Specialist  
Lanie Marcotte, Parks and Facilities Director

**Call to Order and Announce a Quorum is Present**

With a quorum present, the regular meeting of the Bee Cave Development Board was called to order by President Gormley at 4:01 p.m. on Tuesday, January 24, 2023.

**Consider approval of the minutes of the Regular Session conducted on December 13, 2022.**

**MOTION:** A motion was made by President Gormley, seconded by Director Hight, to approve the minutes of December 13, 2022.

The vote was taken on the motion with the following result:

Voting Aye:     Directors Alvarado, Gormley, Hight, Lockridge and Winburne  
Voting Nay:    None  
Absent:         Director Black and Rebber

The motion carried 5-0.

**Discuss and consider action regarding allocating Economic Development Funds to the Books and Bees Festival.**

Communications Director Jenny Hoff presented this item.

**MOTION:** A motion was made by Director Hight, seconded by Director Winburne, to authorize allocating \$10,000 of the Economic Development Funds to the Books and Bees Festival.

The vote was taken on the motion with the following result:

Voting Aye: Directors Alvarado, Gormley, Hight, Lockridge and Winburne  
Voting Nay: None  
Absent: Director Black and Rebber

The motion carried 5-0.

**Discussion and update on the gas card program.**

Communications Specialist Dori Kelley updated the Board on the progress of the gas card program.

No action was taken on this item.

**Discussion and update on the hike and bike connectivity plan.**

Assistant City Manager Lindsey Oskoui presented this item.

No action was taken on this item.

**Discuss and consider action regarding an application from the Magnolia Musical Theatre for funding by the Development Corporation.**

Parks and Facilities Director Lanie Marcotte presented this item.

The Board discussed the utilization of funds and asked the Staff to bring back a performance agreement for consideration.

**MOTION:** A motion was made by Director Hight, seconded by Director Alvarado, to approve \$100,000 funding contingent upon approval of an acceptable Performance Agreement including marketing plan, working capital, designation and performance plan.

The vote was taken on the motion with the following result:

Voting Aye: Directors Alvarado, Gormley, Hight, Lockridge and Winburne  
Voting Nay: None  
Absent: Director Black and Rebber

The motion carried 5-0.

**Discuss and consider action on the formation of a 501c3 Community Development Organization.**

**MOTION:** A motion was made by President Gormley, seconded by Director Hight, to move forward with the formation of a 501c3 Community Development Organization and authorizing a subcommittee to include President Gormley, Directors Hight and Winburne.

The vote was taken on the motion with the following result:

Voting Aye: Directors Alvarado, Gormley, Hight, Lockridge and Winburne  
Voting Nay: None  
Absent: Director Black and Rebber

The motion carried 5-0.

**Discussion regarding future meeting times and dates.**

No action was taken on this item.

**Adjournment**

**MOTION:** A motion was made by Director Hight, seconded by Director Alvarado, to adjourn.

The vote was taken on the motion with the following result:

Voting Aye: Directors Alvarado, Gormley, Hight, Lockridge and Winburne  
Voting Nay: None  
Absent: Director Black and Rebber

The motion carried 5-0.

The Economic Development Board adjourned the meeting at 5:25 p.m.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

\_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_  
Secretary/Treasurer



***Economic Development Board Meeting  
3/28/2023  
Agenda Item Transmittal***

**Agenda Item:** 4.

**Agenda Title:** Discuss and consider action on a letter of engagement from the Law Offices of Ryan Henry, LLC to provide legal counsel for the Corporation.

**Board Action:** Approve

**Department:** City Manager

**Staff Contact:** Clint Garza, City Manager

**1. INTRODUCTION/PURPOSE**

To discuss and consider action on a letter of engagement from the Law Offices of Ryan Henry, LLC to provide legal counsel for the Corporation.

**2. DESCRIPTION/JUSTIFICATION**

**a) Background**

The City Attorney has submitted a legal services agreement with the Bee Cave Development Corporation in order to provide advice and counsel to the Board.

**b) Issues and Analysis**

The engagement letter is attached and will require Board action for execution.

**3. FINANCIAL/BUDGET**

Amount Requested	Fund/Account No.
Cert. Obligation	GO Funds
Other source	Grant title
Addtl tracking info	

**4. TIMELINE CONSIDERATIONS**

**5. RECOMMENDATION**

**ATTACHMENTS:**

Description

Type

☐ Letter of Engagement

Backup Material



March 8, 2023

Clint Garza  
City Manager  
4000 Galleria Pkwy  
Bee Cave, Texas 78738

*Sent Via Email: [cgarza@beecavetexas.gov](mailto:cgarza@beecavetexas.gov)*

**Re: Retention for Legal Services for City of Bee Cave – Economic Development Board**

Mr. Garza,

This agreement memorializes the City’s retention of the Law Offices of Ryan Henry, PLLC for the following services as General Counsel for the Bee Cave Economic Development Board

We bill on an hourly basis, for work actually completed, and with invoices submitted on a monthly basis. Invoices are due on receipt and are past due after thirty days. My hourly billing rates for this engagement are as follows: \$250.00 per hour for myself, \$225.00 per hour for senior associate, \$215.00 per hour for associate attorney / contract attorney work, \$105.00 per hour for senior paralegal work, and \$95.00 per hour for other paralegals / law clerks. I do not charge for secretarial or administrative services. We bill for travel time and list expenses for milage. All expenses are billed at actual cost with no mark up. Itemized hours worked and expenses are included in each invoice.<sup>1</sup>

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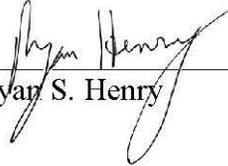
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<sup>1</sup> Texas Government Code Chapter 2271 prohibits the City from entering into a contract for goods or services that (a) has a value of \$100,000 or more that is to be paid wholly or partly from public funds and (b) is with a for-profit company (not including a sole proprietorship), organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or limited liability company, including a wholly owned subsidiary, majority-owned subsidiary, parent company, or affiliate of those entities or business associations that exists to make a profit, that has 10 or more full time employees unless the contract contains a written verification from the company that it (1) does not boycott Israel, and (2) will not boycott Israel during the term of the contract. Boycotting Israel includes refusing to deal with, terminating business activities with, or otherwise taking any action intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or with an Israeli-controlled territory, but does not include an action made for ordinary business purposes. The signatory executing this contract on behalf of the firm verifies that the firm does not boycott Israel and will not boycott Israel during the term of this contract.



Again, thank you for thinking of me regarding this matter. Should you have any questions or concerns please do not hesitate to contact me.

Very Truly Yours,

  
\_\_\_\_\_  
Ryan S. Henry

**Agreed:**

\_\_\_\_\_  
Clint Garza, *City Manager*



***Economic Development Board Meeting***

***3/28/2023***

***Agenda Item Transmittal***

**Agenda Item:** 5.

**Agenda Title:** Discuss and consider action regarding Resolution No. BCDB 2023-01 for funding of the Magnolia Musical Theatre Group as part of an existing economic project.

**Board Action:** Discussion and possible action

**Department:** City Manager

**Staff Contact:** Clint Garza, City Manager

**1. INTRODUCTION/PURPOSE**

The purpose of this item is to discuss and consider action regarding an application from the Magnolia Musical Theatre for funding by the Development Corporation.

**2. DESCRIPTION/JUSTIFICATION**

**a) Background**

On January 24, 2023, the board of directors discussed funding of a Magnolia Music Theater production of Beauty and the Beast to be held from July 19, 2023 to August 13, 2023 at the Hill Country Galleria.

At that time, the board tentatively approved moving forward with funding but staff and legal counsel agreed to bring back performance agreement for future consideration. In lieu of a performance agreement, legal counsel drafted a resolution authorizing the project and stating the positive economic impact resulting from previous theatrical performances in the community.

**b) Issues and Analysis**

The resolution and previous agenda item are attached.

The project qualifies for funding under previous board public hearings and actions contemplating potential economic development activities undertaken by the Development Corporation. Authorization of the project will include authorizing the President of the Board to execute the resolution and the City Manager to expend the funds as they relate to the project.

### 3. FINANCIAL/BUDGET

Amount Requested	\$100,000	Fund/Account No.
Cert. Obligation		GO Funds
Other source		Grant title
Addtl tracking info		

### 4. TIMELINE CONSIDERATIONS

### 5. RECOMMENDATION

Approve the resolution and authorize the board president to execute.

#### ATTACHMENTS:

Description	Type
<input type="checkbox"/> Application	Backup Material
<input type="checkbox"/> Budget	Backup Material
<input type="checkbox"/> Resolution	Cover Memo
<input type="checkbox"/> January 24 Agenda Item	Backup Material



## **Guidelines and Procedures**

The City of Bee Cave accepts applications from organizations wishing to receive financial support through the Local Hotel Occupancy Tax (HOT) revenue collected.

- 1) The City Council serves as the Hotel Occupancy Tax (HOT) Committee and convenes on an as-need basis but no less than quarterly intervals. The HOT Committee will typically convene prior to regular City Council meetings which are generally scheduled on the 2<sup>nd</sup> and 4<sup>th</sup> Tuesdays of each month.
- 2) To be considered for funding, applicants must complete an application including all required attachments. Digital applications may be submitted to the City Manager via e-mail; contact information is made available on the City's website [www.beecavetexas.gov](http://www.beecavetexas.gov).
- 3) If your application is included on the HOT Committee agenda as posted, you will have the opportunity to provide a presentation to the Committee during their public meeting.
- 4) The City Manager or designee of the City of Bee Cave will review the application for completeness.
- 5) Each applicant will be notified of an award following approval by the HOT Committee at which time one-half of the approved funding may then be requested by the organizer.
- 6) A post-event report is required in order to receive final payment. Once the event is complete, receipts that reflect actual expenditures must be submitted. City Manager or designee of the City of Bee Cave will review the post-event report for completeness.
- 7) The remaining one-half of approved funding amount may then be distributed to the applicant. Unspent funds or unapproved expenditures will not be paid. The applicant may be asked to provide additional documentation prior to receiving a final funding payment. Failure to request funds prior to the end of the fiscal year (September 30<sup>th</sup>) for which they were granted may result in forfeiture.

## **Rules Governing the Hotel Occupancy Tax Application**

The applicant must present evidence the event will increase overnight stays in the City of Bee Cave that are consistent with the amount of HOT revenues requested.

An example: the event takes place over several days; a portion of the participants travel more than 100 miles and stay in lodging located in the City of Bee Cave.

- 1) Funding requests of hotel occupancy tax revenues may statutorily be used only for the promotion of tourism. Expenditure of funds for unauthorized purposes may result in recapture and/or adversely impact future requests.
- 2) The applicant must ensure that [www.beecavetexas.gov](http://www.beecavetexas.gov) is listed as a source for the City of Bee Cave on any and all promotional information you provide to registrant and/or vendor/event attendees, including event websites. Also all Bee Cave hotels must be advised of the event in advance, have access to mailing lists including sufficient time to participate in the bidding for both primary bookings and overflow.
- 3) Future applications should include information collected from the post event report to facilitate requests for new funding.



## Application for Use of Hotel Occupancy Tax

### Organization Information

Organization Name: \_\_\_\_\_

Contact Name: \_\_\_\_\_ Date: \_\_\_\_\_  
*MM/DD/YYYY*

Address: \_\_\_\_\_  
*Street*

\_\_\_\_\_ *City* \_\_\_\_\_ *State* \_\_\_\_\_ *Zip Code*

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Is your organization:    Non-profit    Private/For-Profit    Tax ID# \_\_\_\_\_

Purpose of Organization:

### Statutory Test: Part One

Does your Event/Expenditure pass the statutory test, defined specifically as directly enhancing and promoting tourism in Bee Cave AND directly promoting the overnight accommodation industry in Bee Cave by increasing overnight stays?    **Yes**    **No**

### Statutory Test : Part Two

Does your Event/Expenditure pass the statutory test defined specifically as limiting the use of Hotel Occupancy Tax funds to one or more of the following categories?    **Yes**    **No**

1. Funding the establishment, improvement, or maintenance of a convention or visitor information center;
2. Paying the administrative costs for facilitating convention registration;
3. Paying for advertising, solicitations, and promotion that attract tourists and convention delegates to the city or its vicinity;
4. Expenditures that promote the arts;
5. Funding historical restoration or preservation programs;
6. Certain sporting event related expenses;
7. Certain tourist shuttles;
8. Signage directing tourists to attractions frequently visited by hotel guests.

If the answer to one of the two statutory tests is **NO**, you are **NOT** eligible for Hotel Occupancy Tax (HOT) funds.

**Event and/or Expenditure Description**

Name of event/expenditure: \_\_\_\_\_

Website address: \_\_\_\_\_

Date(s): \_\_\_\_\_

Will there be an admission charge?    Yes    No

List any additional charges (i.e. parking, entry fees for contests, etc...)

Activity: \_\_\_\_\_ Cost: \$ \_\_\_\_\_

Activity: \_\_\_\_\_ Cost: \$ \_\_\_\_\_

Activity: \_\_\_\_\_ Cost: \$ \_\_\_\_\_

Primary location: \_\_\_\_\_

What is specifically being marketed or promoted (i.e. facility, event, etc...)

Purpose and goal of your organization and who benefits from your success:

**Impact**

Number of people attending this event/expenditure from previous year:

Local: \_\_\_\_\_ Out of Town: \_\_\_\_\_

Number of people expected to attend this event/expenditure this year:

Local: \_\_\_\_\_ Out of Town: \_\_\_\_\_

Approximate number of people attending stay overnight in Bee Cave: \_\_\_\_\_

Do you reserve a room block for this event/expenditure?    Yes    No

List hotels you negotiated a special rate if this reimbursement request is being used for an event.  
DO NOT LIST RATES.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## Funding Request

Total Amount Requested: \$ \_\_\_\_\_

Does the proposed event plan to become self-supporting in the future?    Yes    No

Total advertising/promotion budget: \$ \_\_\_\_\_

- a) What is your organization's direct contribution to the above? \$ \_\_\_\_\_
- b) What other sources of funding are being applied for or have been received for the advertising/promotion of your organization? Other funding sources are as follows:

- \$50,000 - Private seed funding from Andrew and Kailynn Cannata
- \$50,000 - Hill Country Galleria Sponsorship
- \$50,000 - Board Committed Funds
- \$100,000 - Corporate Sponsorships (In the works right now)
- \$25,000 - Opening Night Galla/Dinner
- \$25,000 - Individual Donors (already secured \$10,000 of this goal)
- \$75,000 - Donation Collections during the run of the show

- c) Please indicate all promotion efforts your organization is coordinating and the amount financially committed to each media outlet:

Paid Advertising	\$ <u>  \$2,500  </u>	
Radio	\$ <u>                  </u>	
Newspaper	\$ <u>  \$2,500  </u>	
Press Releases to Media	\$ <u>                  </u>	
Television	\$ <u>                  </u>	
Direct Mailing	\$ <u>  \$5,000  </u>	
Distribution of Brochures	\$ <u>  \$5,000  </u>	
Other (describe)	\$ <u>  \$10,000  </u>	(reserved for Social media campaigns and possible hire of PR firm)

Along with the application, submit the following as attachments (**required**):

1. Itemized list of relevant expenditures;
2. Marketing plan including target audience and detailed media list;
3. Board of Directors and/or Event Committee with contact information;
4. Event planning timeline;
5. Schedule of all activities.

Please return completed application with attachments and signature to:

City of Bee Cave  
4000 Galleria Parkway  
Bee Cave, TX 78738  
Attn: City Manager re: HOT Application

For additional questions, please contact the Bee Cave City Manager (512) 767-6600.

With my signature below, I understand the Hotel Occupancy Tax (HOT) Application, Process, Reimbursement, and all associated Rules Governing the Application established by the City of Bee Cave. I intend to use this funding for the event as described herein to promote the efforts of the City of Bee Cave in enhancing and promoting tourism and the convention and hotel industry by attracting visitors from outside Bee Cave.

I have read the Hotel Occupancy Tax (HOT) Application guidelines including the Rules Governing the Application and the Reimbursement Process.

I understand that if awarded, my request for Hotel Occupancy Tax (HOT) funding by the City of Bee Cave, any deviation from the approved event or the Rules Governing the Application may result in a partial or total withdrawal of the Local Hotel Occupancy Tax (HOT) funding.

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Organization Name

*Andrew Cannata*

---

Applicant Signature

---

Date



## **Post Event Required Reporting**

Thank you for promoting tourism and the hotel industry in Bee Cave through the utilization of Hotel Occupancy Tax (HOT) funds. The Texas Tax Code provides a set of rules that state how the revenue from the Hotel Occupancy Tax may be used only to directly enhance and promote tourism and the hotel and convention industry.

All entities that are approved for the utilization of Hotel Occupancy Tax (HOT) funds must submit a Post Event Form for each event. This report, as submitted, will be reviewed by the City of Bee Cave to determine compliance and will be used in consideration of future hotel occupancy tax funding requests.

Please return completed Post Event Report with attachments to:

City of Bee Cave  
4000 Galleria Parkway  
Bee Cave, TX 78738  
Attn: City Manager re: HOT Application

For additional questions, please contact the Bee Cave City Manager (512) 767-6600.

**PLEASE NOTE: FAILURE TO SUBMIT THE POST EVENT REPORT MAY RESULT IN  
INELIGIBILITY FOR FUTURE FUNDING FROM CITY OF BEE CAVE HOTEL OCCUPANCY  
TAX**



### Organization Information

Organization Name: \_\_\_\_\_

Contact Name: \_\_\_\_\_ Date: \_\_\_\_\_  
*MM/DD/YYYY*

Address: \_\_\_\_\_  
*Street*

\_\_\_\_\_ *City* \_\_\_\_\_ *State* \_\_\_\_\_ *Zip Code*

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

### Event Information

Name of Event/Expenditure: \_\_\_\_\_

Date of Event/ Expenditure: \_\_\_\_\_

Primary Location: \_\_\_\_\_

Primary Purpose: \_\_\_\_\_

Amount of HOT Funds Received: \$ \_\_\_\_\_

Amount of HOT Funds Used: \$ \_\_\_\_\_

1. Estimated Attendance: \_\_\_\_\_
2. Room nights generated: \_\_\_\_\_
3. Total Promotional Cost: \_\_\_\_\_
4. Did you receive City services for your event?    Yes    No
5. If so, have the services been paid for?            Yes    No

Along with the Post Event Report, submit the following attachments (**required**):

1. Samples of documents showing how venues in Bee Cave were recognized in your advertising and/or promotional campaign(s).
2. Copies of all invoices.

<b>Newsies</b>	<b>BUDGET</b>
Production Manager	\$0.00
Director	\$3,500.00
Music Director(s)	\$3,500.00
Audition Accompanist	\$1,000.00
Reh Pianist	\$0.00
Orchestra	\$22,000.00
Choreographer	\$3,500.00
Choreo Asst/Dance Captain(s)	\$500.00
Audition Assistant	
Set Design	\$3,500.00
TD	\$3,000.00
ATD	\$0.00
Set Supervisor	\$0.00
Painters/Carps/Materials/Loadin and Loadout	\$20,000.00
Head Charge Artist	\$3,000.00
Costume Designer	\$3,500.00
Associate Costume Designer	\$2,500.00
Crafts Artisan (for headpieces and such)	\$1,500.00
Wardrobe Crew	\$2,000.00
Wardrope Supervisor	\$2,500.00
Dressers	\$2,500.00
Laundry/Dry Cleaning	\$2,500.00
Costume/Headpiece Materials	\$20,000.00
Lighting Design	\$3,500.00

Light Crew	\$6,500.00
Master Electrician	\$3,000.00
Lighting Materials	\$20,000.00
FX budget	\$2,500.00
Sound Design	\$3,500.00
Sound Crew	\$4,000.00
Sound Materials	\$15,000.00
Prop Design	\$3,500.00
Prop Labor	\$1,000.00
Prop Materials	\$3,000.00
Wig Design	\$3,000.00
Wig tech - performances	\$1,000.00
Wig/Makeup Materials	\$1,500.00
Rehearsal/Production Stage Manager	\$3,500.00
Reh and Deck ASM	\$1,500.00
Deck Management	\$1,000.00
Actors + puppeteers	\$14,000.00
Run Crew	\$6,000.00
Audition Cord	\$0.00
Audition/Rehearsal Space	
Audition Materials	\$500.00

Digital Design	\$1,000.00
Subtotal Without In-Kind	\$199,000.00
Emergency Fund	\$0.00
Total With Emergency Fund	\$199,000.00
2023 Total Budget with Emergency Fund	\$350,000
Emergency Fund	\$350,000



associations falls under the parameters of existing projects previously approved by this Board, including but not limited to the Marketing project; and

**WHEREAS**, this Board of Directors of The Bee Cave Development Corporation finds and declares that in order to increase economic viability within the City, by funding this project increases the potential for new business and helps support and retain existing businesses as past events the city has held associated with the Magnolia Musical Theatre Group.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BEE CAVE DEVELOPMENT CORPORATION AUTHORIZES THE 2022/2023 MARKETING PROJECT WITH THE MAGNOLIA MUSICAL THEATRE GROUP:**

**Section 1. APPROVAL.** As part of the exiting approved project of this Board of Directors, the Board authorizes and approves facilitating performances by the Magnolia Musical Theatre Group and similar groups or associations, as one in the prior year.

**Section 2. Authority.** The President of the Board is authorized to enter into and sign such contracts and documents necessary to facilitate the intent of this resolution subject to the limitations within this resolution.

**Section 3. Funding.** This Board authorizes the City Manager to expend funds up to but not exceed \$\_\_\_\_\_.00 in furtherance of this resolution.

**DULY PASSED AND APPROVED**, on the \_\_\_\_\_ day of \_\_\_\_\_, 2023, at a regular meeting of the Board of Directors of The Bee Cave Development Corporation held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF BEE CAVE, TEXAS

\_\_\_\_\_  
President, Board of Directors

**ATTEST:**

\_\_\_\_\_  
Secretary, Board of Directors



*Economic Development Board Meeting  
1/24/2023  
Agenda Item Transmittal*

**Agenda Item:** 7.  
**Agenda Title:** Discuss and consider action regarding an application from the Magnolia Musical Theatre for funding by the Development Corporation.  
**Board Action:** Discussion and possible action  
**Department:** City Manager  
**Staff Contact:** Clint Garza, City Manager

**1. INTRODUCTION/PURPOSE**

The purpose of this item is to discuss and consider action regarding an application from the Magnolia Musical Theatre for funding by the Development Corporation.

**2. DESCRIPTION/JUSTIFICATION**

**a) Background**

Staff has been in discussions with Magnolia Musical Theatre regarding a production of Beauty and the Beast. The event will be the first annual Summer Musical held by the newly established group. The event is planned from July 19, 2023 through August 13, 2023 and will be located on the lawn near City Hall.

The Executive Artistic Director, Mr. Andrew Cannata organized and produced the Little Shop of Horrors musical in summer of 2021. Little Shop of Horrors ran from July 9, 2021 to August 14, 2021 for a total of 22 performances.

Since that time, Mr. Cannata has formed Magnolia with the intent to partner with Bee Cave and bring musical theatre to the Hill Country.

**b) Issues and Analysis**

At the December 13, 2022 City Council meeting, Council authorized the use of Hotel Occupancy Tax funds for the full amount but requested staff and applicant bring an item to the Development Corporation for discussion as council felt DC funding was appropriate for the event.

The Development Corporation is authorized to undertake projects as authorized by Chapter 505 of the Texas Local Government Code. More specifically the authorized projects are contemplated in Subchapter D at 505.151.

The budget associated with the event is attached in backup with the previous HOT fund application materials. At this time, Magnolia has raised \$150,000 through private donations and sponsorships

**3. FINANCIAL/BUDGET**

Amount Requested	\$100,000	Fund/Account No.
Cert. Obligation		GO Funds
Other source		Grant title
Addtl tracking info		

**4. TIMELINE CONSIDERATIONS**

**5. RECOMMENDATION**

**ATTACHMENTS:**

	Description	Type
<input type="checkbox"/>	Application	Backup Material
<input type="checkbox"/>	Budget	Backup Material
<input type="checkbox"/>	Full Budget – Council Only	Backup Material
<input type="checkbox"/>	HOT Fund Expenditures-Council Only	Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
City Manager	Garza, Clint	Approved	1/20/2023 - 5:42 PM
City Secretary	Holloway, Kaylynn	Approved	1/20/2023 - 5:48 PM



*Economic Development Board Meeting  
3/28/2023  
Agenda Item Transmittal*

**Agenda Item:** 6.  
**Agenda Title:** Discussion regarding future meeting times and dates.  
**Board Action:**  
**Department:** City Secretary  
**Staff Contact:** Kaylynn Holloway, City Secretary

**1. INTRODUCTION/PURPOSE**

**2. DESCRIPTION/JUSTIFICATION**

**a) Background**

**b) Issues and Analysis**

**3. FINANCIAL/BUDGET**

Amount Requested	Fund/Account No.
Cert. Obligation	GO Funds
Other source	Grant title
Addtl tracking info	

**4. TIMELINE CONSIDERATIONS**

**5. RECOMMENDATION**