

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE EARLY TERMINATION OF THE MAINTENANCE AND OPERATIONS AGREEMENT WITH BIG LEAGUE DREAMS MANSFIELD, LLC; AUTHORIZING THE EXECUTION OF ANY DOCUMENTS NECESSARY TO IMPLEMENT THIS RESOLUTION; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Mansfield (City) is a home rule municipality operating under and governed by the laws and Constitution of the State of Texas; and,

WHEREAS, pursuant to City Council Resolution No. 1885 passed on April 12, 2004, the City and Big League Dreams Mansfield, L.P. entered into a Maintenance and Operations Agreement (Agreement) relating to the maintenance and operations of the sports park known as Big League Dreams Mansfield Sports Park; and,

WHEREAS, Big League Dreams Mansfield, L.P. subsequently assigned the Agreement to Big League Dreams Mansfield, LLC (BLD) and dissolved; and,

WHEREAS, on August 29, 2023, pursuant to Section 12.1(a) of the Agreement, the City sent BLD a notice of default; and,

WHEREAS, the timeframe for curing said default under the Agreement has passed and BLD is still in default; and,

WHEREAS, pursuant to Section 13.1 of the Agreement the City may at its election terminate the Agreement by providing BLD with written notice of termination, effective thirty (30) days after notice is received by BLD; and,

WHEREAS, the City Council feels that it is in the best interest of the City to pursue termination of the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, THAT:

SECTION 1.

The findings and recitations set out in the preamble are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2.

A notice of termination pursuant to Section 13.1(a) of the Agreement is hereby authorized to be sent to BLD.

SECTION 3.

That any other documents necessary to implement this resolution are hereby authorized to be executed.

SECTION 4.

That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 5.

That this Resolution shall be effective from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD THIS 11TH DAY OF SEPTEMBER, 2023.

Michael Evans, Mayor

ATTEST:

Susana Marin, City Secretary