

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, APPROVING AMENDMENT NUMBER SIX TO THE WATER PARK GROUND LEASE AND OPERATING AGREEMENT BETWEEN STORE MASTER FUNDING VIII, LLC AND THE CITY OF MANSFIELD TO ALLOW FOR NEW CAPITAL IMPROVEMENTS AND EXPENDITURES OF THE HAWAIIAN FALLS WATER PARK MANSFIELD; 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, on April 24, 2007, the City Council of the City authorized entry into a Water Park Ground Lease and Operating Agreement (Agreement) by and between the City, as lessor, and Mansfield Family Entertainment, LLC (MFE), as lessee; and,

WHEREAS, such Agreement was ultimately assigned by MFE to STORE Master Funding VIII, LLC (STORE) in December, 2015; and,

WHEREAS, STORE has requested, and City staff recommend, an amendment to the Agreement which will set forth the obligations of the parties for additional capital improvements.

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.

Amendment number six to the Agreement between STORE and the City in substantially the same form as attached Exhibit A, is hereby approved.

SECTION 3.

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 4.

This Resolution shall be effective from and after its passage.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
MANSFIELD THIS 20TH DAY OF MAY, 2024.**

Michael Evans, Mayor

ATTEST:

Susana Marin, City Secretary