

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING AN AMENDMENT TO THE LEASE AND JOINT-USE OPERATING AGREEMENT BETWEEN THE CITY OF MANSFIELD AND THE HISTORIC MANSFIELD PERFORMANCE PARK (HMPP) FOR PROPERTY LOCATED AT 110 S. MAIN STREET AND AT 109 W. BROAD STREET, AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE LEASE AND JOINT-USE OPERATING AGREEMENT.

WHEREAS, the City of Mansfield ("City") owns certain adjoining tracts of real property located at 110 S. Main Street and 109 W. Broad Street respectively (collectively "Property"); and

WHEREAS, with the approval of Ordinance No. OR-1945-15 the City and HMPP entered into a Lease and Joint-Use Operating Agreement in April of 2015 (the "Agreement"); and

WHEREAS, the Agreement provided that the Improvements (as defined in the Agreement) to the Property be completed by a certain date; and

WHEREAS, HMPP has been working diligently to complete the Improvements, but will not meet the required completion date; and

WHEREAS, the City Council deems it appropriate and necessary to extend the completion date for the Improvements; and

WHEREAS, the City Council desires to authorize the City Manager to execute documents necessary to amend the Agreement.

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

SECTION 1.

The City Manager is hereby authorized and directed to execute the First Amendment to the Lease and Joint-Use Operating Agreement attached hereto as Exhibit "A", extending the completion date for the Improvements to April 30, 2016.

SECTION 2.

This Ordinance shall be effective from and after its adoption as required by law.

FIRST READING APPROVED ON THE 11TH DAY OF JANUARY, 2016.

SECOND READING APPROVED ON THE ____ DAY OF _____,
2016.

DULY PASSED ON THE THIRD AND FINAL READING BY THE CITY
COUNCIL OF THE CITY OF MANSFIELD, TEXAS, THIS ____ DAY OF
_____, 2016.

David L. Cook, Mayor

ATTEST:

Jeanne Heard, City Secretary

APPROVED AS TO FORM AND LEGALITY:

City Attorney

EXHIBIT "A"

FIRST AMENDMENT TO LEASE AND JOINT-USE OPERATING AGREEMENT