

RESOLUTION NO. _____

A RESOLUTION APPROVING AMENDMENT NUMBER FOUR TO THE WATER PARK GROUND LEASE AND OPERATING AGREEMENT BETWEEN STORE MASTER FUNDING VIII, LLC AND THE CITY OF MANSFIELD FOR EXPANSION OF THE HAWAIIAN FALLS WATER PARK.

WHEREAS, on or about April 24, 2007, the City Council authorized entry into, and executed a Water Park Ground Lease and Operating Agreement by and between Mansfield Family Entertainment, LLC (“Agreement”); and

WHEREAS, Store Master Funding VIII, LLC (“Store”) is now the tenant of the Hawaiian Falls Water Park; and

WHEREAS, the City Council finds it necessary to further amend the Agreement by approving Amendment Number Four, which will set forth the obligations of Store and the City in constructing and paying for additional capital improvements.

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

Section 1.

That the City Council hereby approves Amendment Number Four to the Water Park Ground Lease and Operating Agreement between Store Master Funding VIII, LLC and the City of Mansfield for the Hawaiian Falls Water Park, as shown on the attached Exhibit A to this resolution.

Section 2.

That this resolution shall be effective immediately upon its adoption by the City Council.

RESOLVED AND PASSED this 9th day of December, 2019.

David L. Cook, Mayor

ATTEST:

Susana Marin, City Secretary

EXHIBIT “A”

Amendment Number Four